

RESOLUTION NO. 020617-02

**RESOLUTION SETTING PUBLIC HEARING TO CONSIDER
VACATING AND DISCONTINUING A PORTION OF
MOHR ROAD, A PUBLIC ROAD LOCATED IN THE VILLAGE OF
FONTANA-ON-GENEVA LAKE, WALWORTH COUNTY,
WISCONSIN PURSUANT TO SECTION 66.1003, WIS. STATS.**

WHEREAS, the Village Board for the Village of Fontana-on-Geneva Lake does, by this Resolution, elect to initiate the vacation and discontinuance of a portion of Mohr Road, described more specifically herein, all pursuant to authority granted by Section 66.1003(4)(a), Wis. Stats.; and

WHEREAS, the Village Board intends to set a public hearing pursuant to Section 66.1003(4)(b), Wis. Stats., before the Village Board prior to adopting a final Resolution and Order vacating the herein described portion of Mohr Road; and

WHEREAS, the Village Board intends to direct the Plan Commission for the Village of Fontana-on-Geneva Lake to review and study the matter and offer a recommendation to the Village Board as required by Section 62.23(5), Wis. Stats., prior to the adoption of a final Resolution and Order discontinuing the herein described portion of Mohr Road.

NOW, THEREFORE, BE IT RESOLVED by the Village Board for the Village of Fontana-on-Geneva Lake as follows:

1. That it appears to be in the public interest and the public interest requires that a portion of Mohr Road be vacated and discontinued, and that the legal description of said portion of Mohr Road proposed to be vacated and discontinued is set forth as follows:

(See Exhibit "A", attached hereto and incorporated herein by reference)

2. That a copy of the survey depicting the above-described portion of Mohr Road which is proposed to be vacated and discontinued is attached hereto and incorporated herein by reference as Exhibit "A".

3. That a hearing on the passage of a final Resolution and Order to vacate and discontinue the above-described portion of Mohr Road be set on the 27th day of March, 2017, at 6:00 p.m. in the evening, which said public hearing shall be held before the Village Board of the Village of Fontana-on-Geneva Lake at the Village Hall located at 175 Valley View Drive, in the Village of Fontana-on-Geneva Lake, all as required by Section 66.1003, Wis. Stats.

4. That said public hearing shall be preceded by a notice as required by Section 66.1003, Wis. Stats., and that all proceedings pursuant to this Resolution shall be in accordance with that statute.

5. That the Plan Commission is directed to review and offer a recommendation on the proposed vacation and discontinuance described herein as required by Section 62.23, Wis. Stats., and to forward to the Village Board the Plan Commission's written findings following such review and consideration prior to final action being taken by the Village Board.

6. That a *Lis Pendens* shall be recorded against the property described in Exhibit "A" as required by Section 840.10, Wis. Stats.

BE IT FURTHER RESOLVED that his initial Resolution is adopted pursuant to the powers vested in the Village of Fontana-on-Geneva Lake pursuant Section 66.1003, Wis. Stats.

BE IT FURTHER RESOLVED that this initial Resolution shall be deemed effective on February 6, 2017 and filed with the Village Clerk on February 6, 2017 for purposes of Section 66.1003, Wis. Stats., and Section 840.10 and 840.11, Wis. Stats.

Dated this 6th day of February, 2017.

VILLAGE BOARD FOR THE VILLAGE
OF FONTANA-ON-GENEVA LAKE

By: _____
Pat Kenny, Village President

Attest: _____
Theresa Loomer, Village Clerk