

Resolution To Discontinue and Vacate a Portion of Basswood Drive in the City of Fitchburg, Dane County, Wisconsin, Pursuant to Section 63.1003(4) of the Wisconsin Statutes

State of Wisconsin, County of Dane

In the matter of the Resolution to Discontinue and Vacate a Portion of Basswood in the City of Fitchburg, Dane County, Wisconsin, legally described in Exhibit A and shown in Exhibit B attached hereto.

Return to:

Fitchburg City Clerk
5520 Lacy Road
Fitchburg, WI 53711

Parcel No.:

225/0609-082-8610-2

The resolution to Discontinue and Vacate a Portion of Basswood Drive in the City of Fitchburg, Dane County, Wisconsin Pursuant to Section 66.1003(4) of the Wisconsin Statutes was adopted by the Common Council of the City of Fitchburg, Wisconsin at a meeting held on the 9th day of December, 2025. A copy of the adopted and signed Resolution is attached .

Dated ____ day of _____, 2025.

By: _____
Tracy Oldenburg, City Clerk for the City of Fitchburg, Dane County, Wisconsin

STATE OF WISCONSIN)
) ss.
COUNTY OF DANE)

Personally came before me this ____ day of _____, 2025, the above named Tracy Oldenburg, as the City Clerk of the City of Fitchburg, known by me to be the person who executed the foregoing document and acknowledged the same.

Notary Public, State of Wisconsin

Print or Type Name

My Commission expires: _____

Drafted by Valerie Zisman, City Attorney

EXHIBIT A, B, Copy of Resolution.

Mayor Julia Arata-Fratta
Introduced by

Planning Department
Prepared by

Plan Commission
Referred to

November 18, 2025
Date

RESOLUTION R-__-25

RESOLUTION TO DISCONTINUE AND VACATE A PORTION OF BASSWOOD DRIVE, IN THE CITY OF FITCHBURG, DANE COUNTY, WISCONSIN, PURSUANT TO SECTION 66.1003(4) OF THE WISCONSIN STATUTES.

WHEREAS, Certified Survey Map No. 14235, recorded on May 5, 2016 in Volume 96 of Certified Survey Maps, Pages 276-286, as Document No. 5232251, created the public way known as Basswood Drive;

WHEREAS, Sub-Zero Group, Inc., as the owner of all frontage of lots and lands abutting upon the relevant portion of Basswood Drive has sought to petition for the discontinuance and vacation of the relevant portion of Basswood Drive, such lands being fully described on Exhibit A, such lands and adjacent portions of Basswood Drive being fully depicted in Exhibit B attached hereto, to be discontinued and vacated pursuant to Section 66.1003 of the Wisconsin Statutes;

WHEREAS, the public interest requires vacation of the relevant portion of Basswood Drive as described on Exhibit A and as depicted in Exhibit B;

WHEREAS, this Resolution was introduced by the Common Council of the City of Fitchburg on October 28, 2025;

WHEREAS, a Notice of Lis Pendens, Public Right of Way Vacation and Discontinuance relating to the above-described property was filed with the Register of Deeds for Dane County, Wisconsin, on _____, 2025 as required by Sec. 66.1003(9) and 840.11(1) of the Wisconsin Statutes;

WHEREAS, Notice of Public Hearing was duly published in the Wisconsin State Journal, by Class 3 notice pursuant to Section 985 of the Wisconsin Statutes, and said Public Hearing was held on the 9th day of December, 2025;

WHEREAS, Notice of the Public Hearing was served more than 30 days before the hearing in the manner prescribed by law on those entitled to receive notice under Wis. Stat. § 66.1003(4)(b).

WHEREAS, the discontinuance and vacation of the relevant portion of Basswood Drive shall be conditioned on approval by the City of Fitchburg, and filing with the Register of Deeds for Dane

County, of a Certified Survey Map meeting the requirements of Chapter 236 of the Wisconsin Statutes, and, as a consequence thereof, the discontinuance and vacation of the relevant portion of Basswood Drive shall not result in the creation of any landlocked parcel of property;

WHEREAS, no sufficient written objection to the said discontinuance and vacation has been filed with the City Clerk; and

WHEREAS, the Common Council of the City of Fitchburg held a Public Hearing on December 9, 2025, at 6:30 p.m.;

NOW BE IT HEREBY RESOLVED by the Fitchburg Common Council that:

1. The portion of Basswood Drive, more fully described in Exhibit A and shown in Exhibit B, is discontinued under Sec. 66.1003 of the Wisconsin Statutes; and
2. Such portion of Basswood Drive is hereby removed from the Official Map of the City of Fitchburg; and
3. The land included in such portion of Basswood Drive, described in Exhibit A and shown in Exhibit B, is conveyed to adjacent property owner Sub-Zero Group, Inc; and
4. Discontinuance and vacation of such portion of Basswood Drive is conditioned upon approval by the City of Fitchburg, and filing with the Register of Deeds for Dane County, Wisconsin, of a Certified Survey Map inclusive of all frontage of lots and lands abutting upon such portion of Basswood Drive meeting the requirements of Chapter 236 of the Wisconsin Statutes.

Julia Arata-Fratta, Mayor

Tracy Oldenburg, City Clerk

EXHIBIT A

Legal Description of Discontinued Property

Said right-of-way discontinuance consists of land contained in the following described tract being part of Basswood Drive located in the Southwest 1/4 of the Northwest 1/4 of Section 8, Township 6 North, Range 9 East, City of Fitchburg, Dane County, Wisconsin more particularly described as follows:

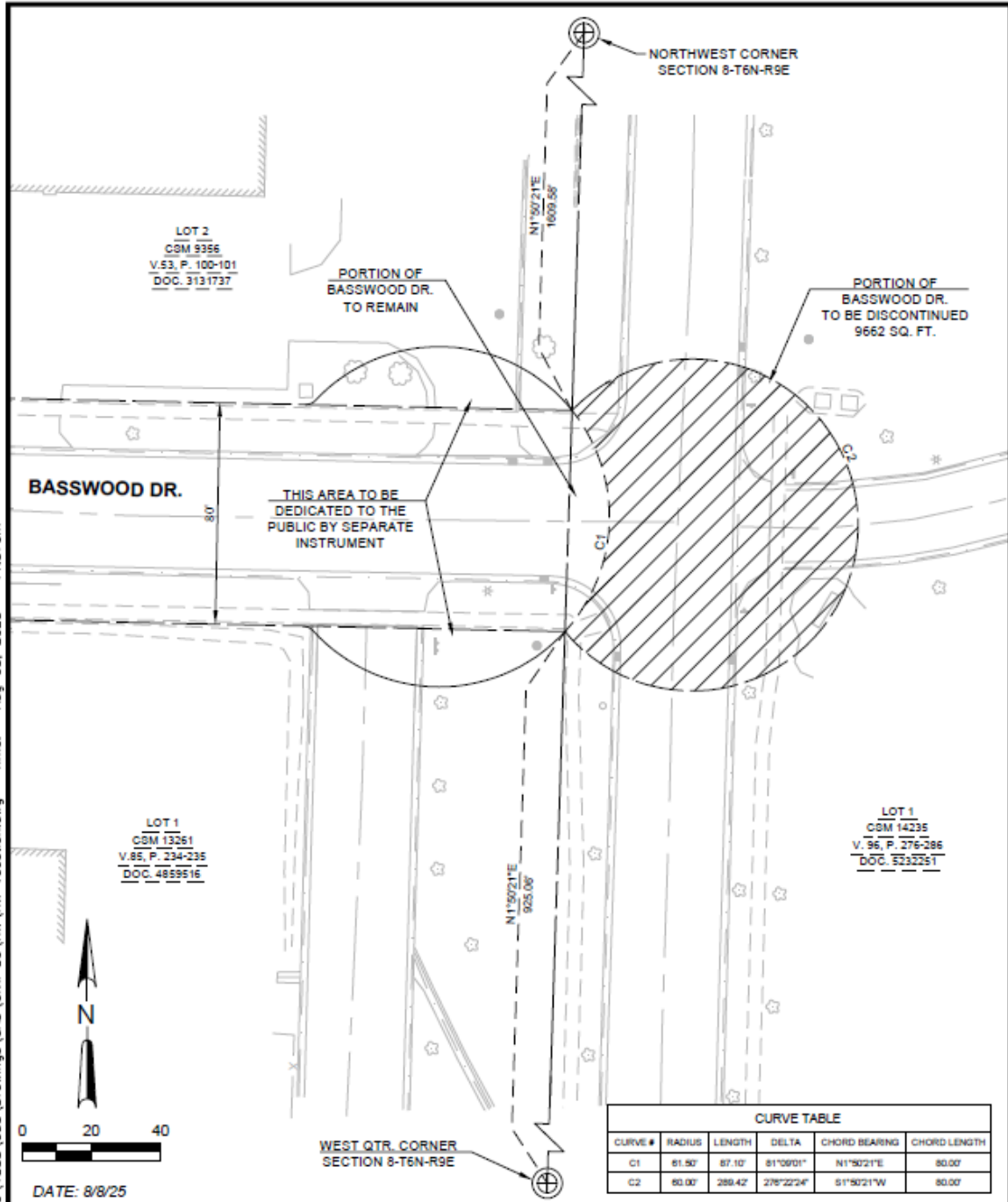
Commencing at the West quarter corner of said Section 8;
Thence, North 01° 50' 21" East, 925.06 feet along the west line of said Section 8 to the southerly right-of-way line of Basswood Drive, a point of circular curve to the left and the point of beginning;

Thence, northerly along said curve turning to the left through 81° 09' 01", having a radius of 61.50 feet, a long chord which bears North 01° 50' 21" East, 80.00 feet, a tangent in bearing of North 42° 24' 51" East, and a tangent out bearing of North 38° 44' 10" West to a point of circular curve;

Thence, easterly, southerly, and westerly along said curve turning to the right through 276° 22' 24", having a radius of 60.00 feet, a long chord which bears South 01° 50' 21" West, 80.00 feet, a tangent in bearing of North 43° 39' 08" East, and a tangent out bearing of North 39° 58' 27" West to the point of beginning.

Containing 9662 square feet, more or less.

EXHIBIT B



File: S:\MAD\1800--1899\1888\038\Drawings\CAD\Civil_3d\RW\RW_Vocation.dwg Time: Aug 08, 2025 - 11:37am

RIGHT-OF-WAY DISCONTINUANCE
PART OF BASSWOOD DRIVE
LOCATED IN THE SOUTHWEST 1/4 OF THE NORTHWEST 1/4
SECTION 8, TOWNSHIP 6 NORTH, RANGE 9 EAST
CITY OF FITCHBURG, DANE COUNTY, WISCONSIN



SA
STRAND
ASSOCIATES®

EXHIBIT B

1888.038

EXHIBIT A

Legal Description of Discontinued Property

Said right-of-way discontinuance consists of land contained in the following described tract being part of Basswood Drive located in the Southwest 1/4 of the Northwest 1/4 of Section 8, Township 6 North, Range 9 East, City of Fitchburg, Dane County, Wisconsin more particularly described as follows:

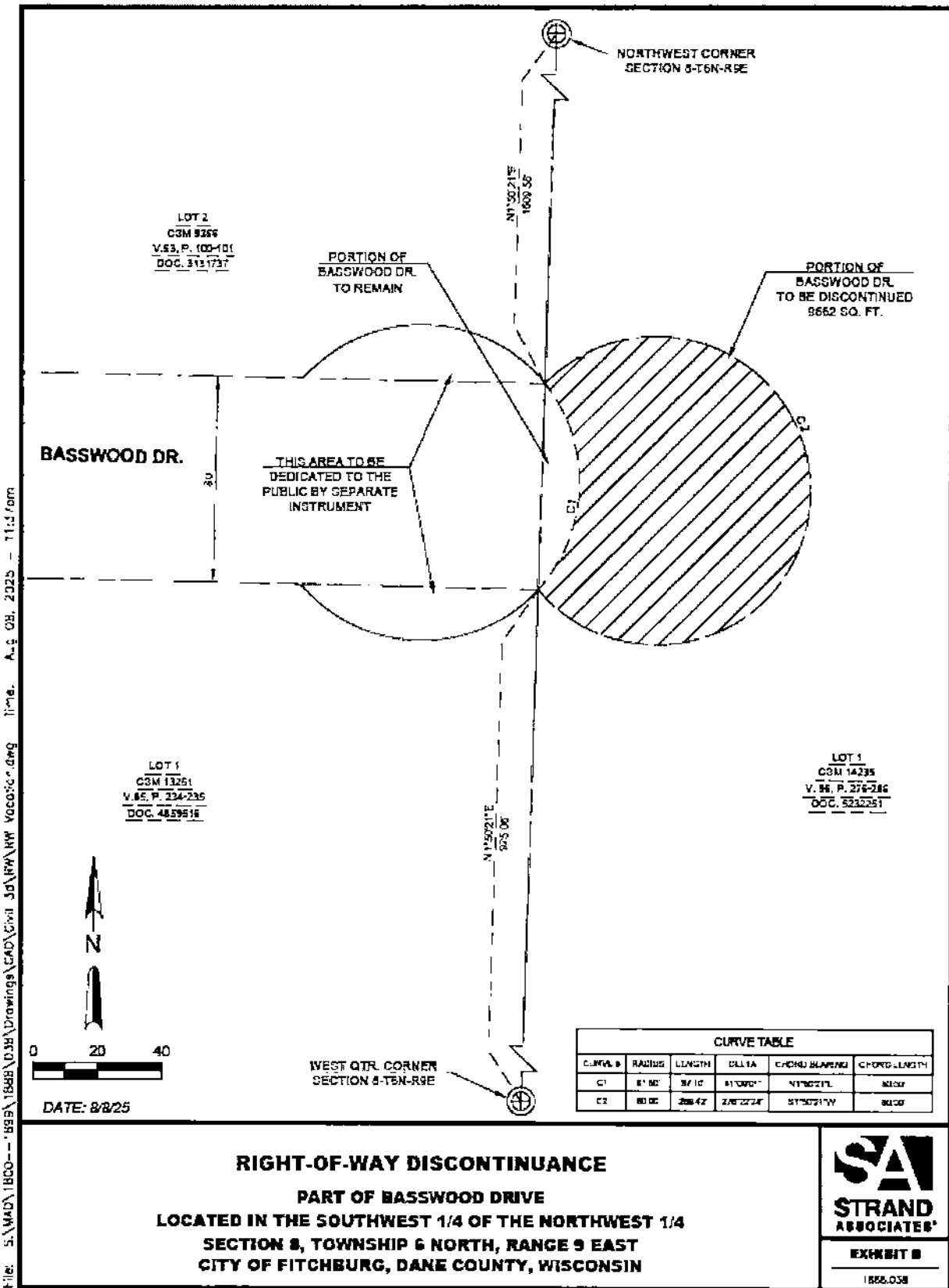
Commencing at the West quarter corner of said Section 8;
Thence, North 01° 50' 21" East, 925.06 feet along the west line of said Section 8 to the southerly right-of-way line of Basswood Drive, a point of circular curve to the left and the point of beginning;

Thence, northerly along said curve turning to the left through 81° 09' 01", having a radius of 61.50 feet, a long chord which bears North 01° 50' 21" East, 80.00 feet, a tangent in bearing of North 42° 24' 51" East, and a tangent out bearing of North 38° 44' 10" West to a point of circular curve;

Thence, easterly, southerly, and westerly along said curve turning to the right through 276° 22' 24", having a radius of 60.00 feet, a long chord which bears South 01° 50' 21" West, 80.00 feet, a tangent in bearing of North 43° 39' 08" East, and a tangent out bearing of North 39° 58' 27" West to the point of beginning.

Containing 9662 square feet, more or less.

EXHIBIT B



**RIGHT-OF-WAY DISCONTINUANCE
PART OF BASSWOOD DRIVE
LOCATED IN THE SOUTHWEST 1/4 OF THE NORTHWEST 1/4
SECTION 8, TOWNSHIP 6 NORTH, RANGE 9 EAST
CITY OF FITCHBURG, DANE COUNTY, WISCONSIN**



EXHIBIT B

1888.038

Viewers are advised to ignore the illegible text on this map. It is presented to show spatial relationships only.
Authorized by: