



AGENDA  
City of Milton  
Plan Commission  
Tuesday, November 1, 2016  
5:00 pm  
MILTON CITY HALL  
Council Chambers, 710 S. Janesville Street

- 1. Call to Order**
- 2. Approval of Agenda**
- 3. Approval of Minutes - Plan Commission - October 4, 2016.**

Documents:

[10-04-2016 Plan Commission Minutes.pdf](#)

- 4. Discussion and Direction on a Possible Right of Way Vacation and Land Transfer at 844 S. Janesville Street.**

Documents:

[Land Transfer - 844 S Janesville St. - Memo.pdf](#)  
[Land Transfer - 844 S Janesville St..pdf](#)

- 5. General Items**
- 6. Next Meeting Date – Tuesday, December 6, 2016 at 5:00 p.m.**
- 7. Motion to Adjourn**

\*\*Please note that upon reasonable notice, at least 48 hours in advance, efforts will be made to accommodate the needs to disabled individuals through appropriate aids and services. For additional information to request this service, please contact the City Clerk's office at 868-6900, 710 S. Janesville Street, Milton, WI 53563.

Posted by Elena Hilby October 28, 2016 at Dave's Ace Hardware, Piggly Wiggly, Milton City Hall.

\*\*Notice is hereby given that a majority of the Common Council may be present at this meeting at the above mentioned date and time to gather information about a subject over which they have decision-making responsibility. This constitutes a meeting of the City Council pursuant to State ex rel. Badke v. Greendale Village Bd., 173 Wis. 2d 553, 494 N.W. 2d 408 (1993) and must be noticed as such, although the City Council will not take any formal action at this meeting.

**City of Milton**  
**Plan Commission Minutes**

10/4/2016 - Minutes

**1. Call to Order**

Mayor Welch called the October 4, 2016 meeting of the Plan Commission to order at approximately 5:00 p.m. Clerk Hilby confirmed the appropriate meeting notices were posted.

Present: Mayor Anissa Welch, Ald. Jeremy Zajac, Director of Public Works Howard Robinson, Comm. Ethel Himmel, Comm. David Ostrowski, and Comm. Bob Seales.

Excused: Comm. Frank Green.

Also Present: City Administrator Al Hulick and City Clerk/Deputy Treasurer Elena Hilby.

**2. Approval of Agenda**

Comm. Himmel moved to approve the agenda. Comm. Ostrowski seconded, and the motion carried.

**3. Approval of Plan Commission Minutes – September 6, 2016.**

Comm. Ostrowski moved to approve the minutes. Comm. Himmel seconded, and the motion carried.

**4. Continuation of Public Hearing, Discussion and Possible Action on a Site Plan and the Rezoning of Land Located at 1115 E. High Street PUD.**

Mayor Welch opened the public hearing at 5:01 p.m.

Lynda Clark of 1015 Brown St. asked about the landscaping plan. DPW Director explained that when phase 1 is completed the landscaping on phase 1 will be done and phase 2 landscaping will be done when it is completed.

Mayor Welch closed the public hearing at 5:04 p.m.

DPW Director Robinson reviewed the item.

Comm. Himmel moved to recommend to the Common Council to approve the rezoning, general development plan, and specific plan. DPW Director Robinson seconded, and the motion carried unanimously.

**5. Discussion and Possible Action Regarding a Site Plan for a Storage Shed at Kwik Trip, 1157 Gateway Drive.**

DPW Director Robinson moved to approve the site plan for a storage shed at Kwik Trip located at 1157 Gateway Drive. Comm. Himmel seconded, and the motion carried with Comm. Ostrowski in abstention.

**6. Discussion and Possible Action on Possible Change to Allow Nonprofit Clothing Recycle Bins.**

The Plan Commission did not express interest in an ordinance like this being brought forward at this time.

**7. Discussion and Possible Action to Adjust Existing Water Main Easement Language.**

Comm. Himmel moved to approve the change in the easement to allow electric line/utility installation. Comm. Ostrowski seconded, and the motion carried.

**8. General Items**

Comm. Bob Deales

- Asked about to progress of a multi-family dwelling ordinance and Administrator Hulick verified they will see something by the end of the year.

**9. Next Meeting Date – November 1, 2016 at 5:00 p.m.**

**10. Motion to Adjourn**

Comm. Ostrowski moved to adjourn the meeting of the Plan Commission at 5:28 p.m. DPW Director Robinson seconded, and the motion carried.

Respectfully submitted,  
Elena Hilby  
City Clerk



## Office of the City Administrator

**To:** Mayor Welch, Plan Commission  
**From:** Al Hulick, City Administrator  
**Date:** November 1, 2016  
**Subject:** Discussion and Direction on a Possible Right of Way Vacation and Land Transfer at 844 S. Janesville Street.

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### Summary

Mr. Ed Ternus, owner of the property located at 844 S. Janesville Street has approached the City of Milton to request a vacation of a portion of right of way along S. Janesville Street that directly adjoins his property to the west. The right of way along this portion of S. Janesville Street is inordinately wide (220 feet) due to the presence of the former STH 26 alignment. Since the bypass project rerouted STH 26 along a new alignment to the east, the State released all interest in the former S. Janesville St. alignment and turned all jurisdiction over to the City along this portion of the roadway.

Based on this change, and the loss of the former frontage road that existed along STH 26, Mr. Ternus is asking that the City release its interest in a portion of the right of way (50-feet) that directly adjoins his property to the west.

The City has no interest in retaining this right-of-way and would agree to transfer this land back to Mr. Ternus with his understanding that it is now under his ownership and therefore under this responsibility to maintain.

### Recommendation

The City Administration has no recommendation on this matter. Mr. Ternus has requested the transfer of land, and the City would oblige with the consent and permission of the Plan Commission and City Council.

# PLAT OF SURVEY

PART OF THE SERVICE ROAD DEDICATED TO THE PUBLIC ON CERTIFIED SURVEY MAP RECORDED IN VOLUME 11, PAGES 361 THRU 363 OF CERTIFIED SURVEY MAPS OF ROCK COUNTY, WISCONSIN, AS DOCUMENT NO. 980158, FORMERLY BEING PART OF OUTLOT 99 OF THE ASSESSOR'S PLAT OF THE VILLAGE OF MILTON AND LOCATED IN THE SE 1/4 OF THE NE 1/4 OF SECTION 34, T. 4N., R. 13E. OF THE 4TH P.M., CITY OF MILTON, ROCK COUNTY, WISCONSIN.

Described As Follows: Commencing at a cut stone monument at the East 1/4 corner of said Section; thence N.0°47'24"W. along the East Line of the NE 1/4 of said Section, 823.50 feet to the South Line of Commerce Way; thence S.89°10'19"W. along said South Line, 172.94 feet to an iron pin on the West Line of Lot 1 of said Certified Survey Map, also being at the place of beginning for the land to be herein described; thence S.0°48'10"E. along said West Line, 329.10 feet to an iron pin on the South Line of said Certified Survey Map; thence N.87°34'38"W. along said South Line, 50.14 feet to an iron pin at the SW Corner of said Certified Survey Map; thence N.0°47'34"W. along the West Line of said Certified Survey Map, 326.26 feet to an iron pin on the Westerly extension of said South Line of Commerce Way; thence N.89°10'19"E. along said extended Line, 50.00 feet to the place of beginning.

STATE OF WISCONSIN  
COUNTY OF ROCK SS.

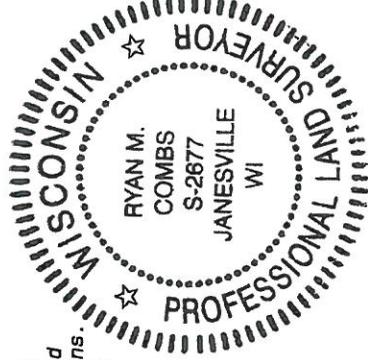
I HEREBY CERTIFY THAT I HAVE SUPERVISED THE SURVEY OF THE PROPERTY DESCRIBED ABOVE FOR THE EXCLUSIVE USE OF CITY OF MILTON AND THAT TO THE BEST OF MY KNOWLEDGE AND BELIEF THE PLAT HEREON DRAWN CORRECTLY REPRESENTS SAID SURVEY AND ITS LOCATION.

GIVEN UNDER MY HAND AND SEAL THIS 13th DAY OF OCTOBER, 2016. AT JANESVILLE, WISCONSIN.

*Ryan M. Combs*

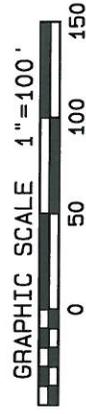
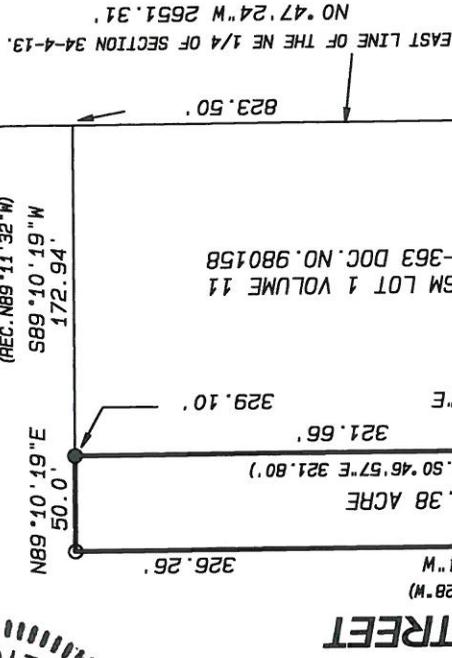
RYAN M. COMBS, PLS NO. 2677

If the surveyor's signature is not red in color, the map is a copy and may contain unauthorized alterations. The certification contained hereon shall not apply to any copies.



COMMERCE  
WAY

NE CORNER OF  
SECTION 34-4-13.



**LEGEND:**

- SET IRON PIN, 3/4" x 24", 1.5 LBS./LIN. FT.
- FOUND 3/4" IRON PIN
- △ FOUND PK NAIL
- FOUND CUT STONE MONUMENT

NOTE:

FIELD WORK COMPLETED OCTOBER 12, 2016.

THIS SURVEY IS SUBJECT TO ANY AND ALL EASEMENTS AND AGREEMENTS, RECORDED AND UNRECORDED.

ASSUMED N0°47'24"W ALONG THE EAST LINE OF THE NE 1/4 OF SECTION 34-4-13.

**Project No. 116 - 332 For: CITY OF MILTON**



• LAND SURVEYING  
• LAND PLANNING  
• CIVIL ENGINEERING

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