

**VILLAGE OF WINDSOR  
VILLAGE BOARD RESOLUTION 2022-10**

**A RESOLUTION TO VACATE FLAPJACK WAY IN THE VILLAGE OF WINDSOR**

**WHEREAS**, the Village Board has the power to discontinue the whole or any part of any public way within the corporate limits of the Village pursuant to sec. 66.1003, Wis. Stats., when the public interest requires it; and

**WHEREAS**, the Village Board has the power to amend the official map of the Village of Windsor pursuant to sec. 62.23(6)(c), Wis. Stats.; and

**WHEREAS**, the Village Staff recommends vacation of Flapjack Way.

**WHEREAS**, on January 13, 2022 the Plan Commission held a meeting and reviewed the proposed vacation and recommended approval as set forth in Plan Commission Resolution 2022-01; and

**WHEREAS**, vacation of the above public way will not result in a landlocked parcel or property; and

**WHEREAS**, in accordance with sec. 66.1003(4)(b), Wis. Stats., a hearing concerning the vacation was held before the Village Board on February 17, 2022; and

**WHEREAS**, the Village Board hereby determines in accordance with sec. 66.1003(4), Wis. Stats., that the public interest requires the Village to vacate, abandon and discontinue the entirety of Flapjack Way as described in the attached Exhibits A and B because it is no longer necessary for use as a public right of way, and is of no public utility.

**NOW, THEREFORE, BE IT RESOLVED**, by the Village Board of the Village of Windsor, pursuant to sec. 66.1003(4), Wis. Stats., that the public way described in the attached Exhibits A and B is hereby vacated and discontinued because the public interest requires it.

**BE IT FURTHER RESOLVED**, that the Official Map of the Village of Windsor is hereby amended in accordance with the provisions contained herein pursuant to sec. 62.23(6)(c), Wis. Stats.

**BE IT FURTHER RESOLVED**, that the Village Clerk shall file a certified copy of this Resolution with the Register of Deeds for Dane County.

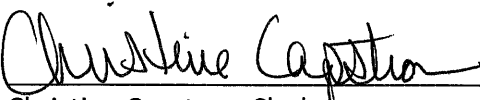
Date Introduced: January 6, 2022

Date Adopted: February 17, 2022

VILLAGE OF WINDSOR

  
\_\_\_\_\_  
Robert E. Wipperfurth, President

**Attested by:**

  
\_\_\_\_\_  
Christine Capstran, Clerk

**Incorporated:**

Exhibit A Legal Description

Exhibit B Location Map

Exhibit C Admission of Service

**EXHIBIT A**  
**LEGAL DESCRIPTIONS OF AREA TO BE VACATED**

**Legal Description:**

Flapjack Way as dedicated to the public with the plat of Bear Tree Farms, as recorded in Volume 60-044B of plats, on pages 222-229, as Document Number 5196369, Dane County registry and being part of the Northwest Quarter of the Northeast Quarter, all in Section 33, Township 9 North, Range 10 East, Village of Windsor, Dane County, Wisconsin, more fully described as follows:

All of Flapjack Way, Bear Tree Farms, as recorded in Volume 60-044B of plats, on pages 222-229, as Document Number 5196369, Dane County registry.

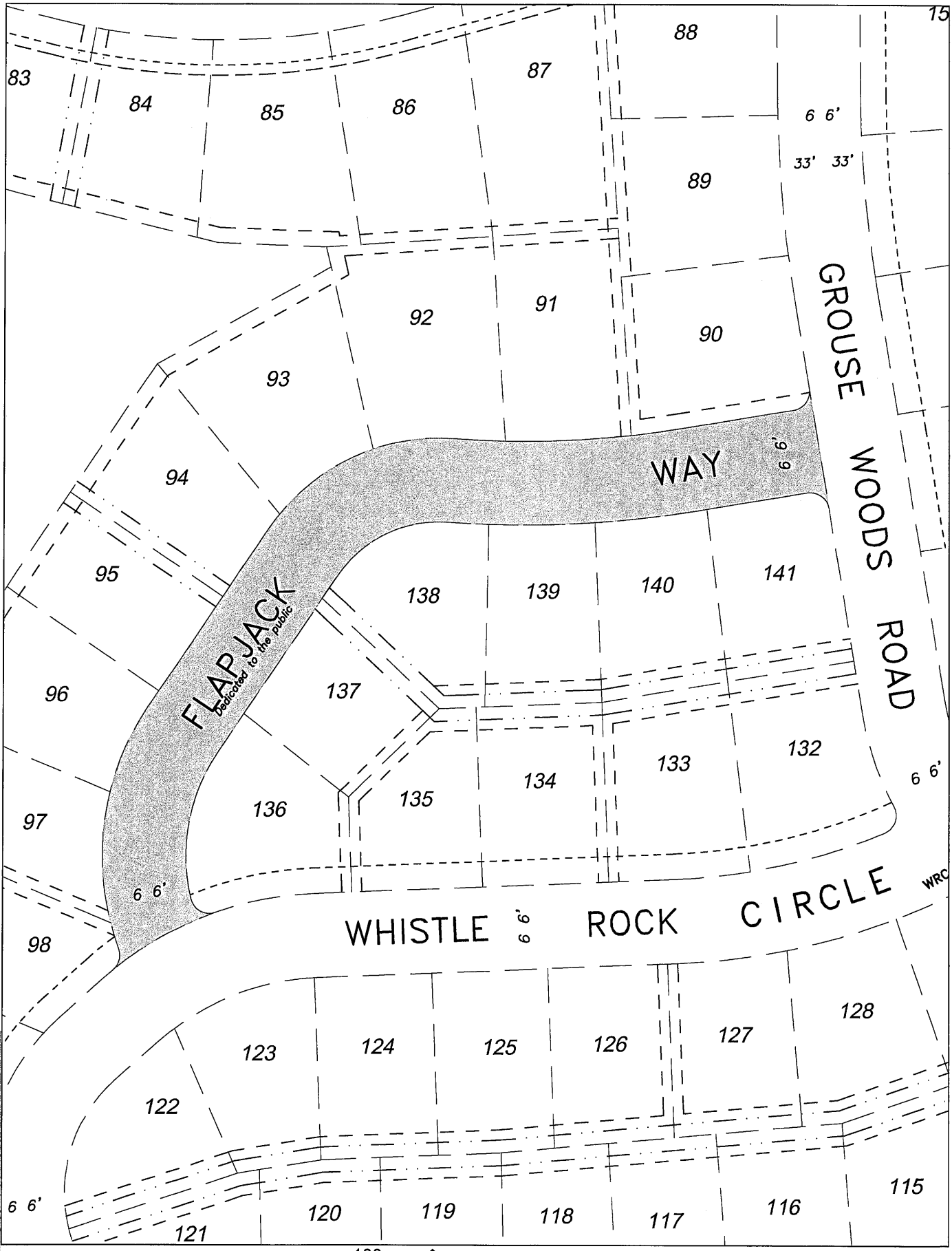


EXHIBIT C - Admission of Service

STATE OF WISCONSIN

VILLAGE OF WINDSOR  
VILLAGE BOARD

DANE COUNTY

---

A RESOLUTION TO VACATE FLAPJACK WAY IN THE VILLAGE OF WINDSOR

VILLAGE OF WINDSOR  
VILLAGE BOARD RESOLUTION 2022-10

---

ADMISSION OF SERVICE

---

The undersigned constitute all of the owners of all the frontage of Flapjack Way (Lots 90-98 and 136-141 of the Plat of Bear Tree Farms) and hereby admit service on this date pursuant to section 66.1003(4)(b) of the Wisconsin Statutes of a copy of Resolution 2022-10 to vacate Flapjack Way and the notice of hearing for such resolution.

*Bear Tree Farms, Inc.*

*[Signature]*  
\_\_\_\_\_  
*Dwight E. Ziegler, President*

*1/24/2022*  
\_\_\_\_\_  
Date

\_\_\_\_\_  
Date



---

## SUMMARY SHEET

<b>Meeting Date:</b>	February 17, 2022
<b>Presenter &amp; Contact Information:</b>	Jamie Rybarczyk Deputy Administrator   Director of Economic Development jamie@windsorwi.gov 608-888-0066
<b>Title:</b>	#8.a. Consideration of Vacation of Flapjack Way #9.a. Resolution 2022-10 Vacation of Flapjack Way
<b>Previous Action:</b>	<ol style="list-style-type: none"><li>1. The Village Board introduced the vacation on January 6, 2022.</li><li>2. The Village Board scheduled the public hearing for February 17, 2022.</li><li>3. Village Staff noticed the Public Hearing (Class 3).</li><li>4. The Plan Commission recommended approval of the vacation of Flapjack Way on January 13, 2022.</li><li>5. Village Staff collected the required service/notice from impacted property owner(s).</li></ol>
<b>Issue Summary:</b>	The Developer is requesting the vacation of Flapjack Way in order to replat a portion of Bear Tree Farms to create additional land for stormwater management. The Village Board must hold a Public Hearing to discuss and obtain public comment on the vacation of Flapjack Way. Following the Public Hearing, Village Staff will record the resolution with the Dane County Register of Deeds. This will allow the Developer to record the Replat of Bear Tree Farms.
<b>Budget Impact:</b>	N/A
<b>Staff Recommendation:</b>	Depending on comments from the Public Hearing, Staff recommends the Village Board approve Resolution 2022-10 as presented.
<b>Sample Affirmative Motion:</b>	(Village Trustee) make a motion to approve Resolution 2022-10 as presented.
<b>Attachments:</b>	Resolution 2022-10