

Resolution granting certain easements to the various Riverside Center entities.

RESOLUTION

WHEREAS, a recent Certified Survey Map, recorded in the La Crosse County Register of Deeds on May 25, 2011 as document No. 1574251, concerning property owned by the various Riverside Center entities identified various encroachment into public right-of-way and City-owned land;

WHEREAS, the various Riverside Center entities are requesting that the City provide easements and street privilege permits for these encroachments;

WHEREAS, the Board of Public Works will be addressing the street privilege permit requests in accordance with the municipal code and state statutes;

NOW THEREFORE BE IT RESOLVED by the Common Council of the City of La Crosse that it authorizes and delegates the Board of Public Works to grant various easements on City land pertaining to recent Certified Survey Map upon the following conditions:

1. That the Riverside Center entities shall draft all legal descriptions at their sole cost and expense and forward the same to the City's Engineering Department for review of their accuracy;
2. That the Riverside Center entities shall ensure that the legal descriptions follow only the encroachment footprint and that the same are submitted to the City's Engineering Department within forty-five (45) days of the effective date of this Resolution;
3. That the Riverside Center entities shall bear the cost of recording any easements that are granted;
4. That the easements to be granted shall be for the identified encroachment only along with rights to maintain the encroachment;
5. That any easement granted shall have a reversion clause identifying that if the encroachments ever cease to exist for any reason, then the easement shall automatically terminate.

BE IT FURTHER RESOLVED that the Board of Public Works and City staff are authorized to take any action to effectuate this Resolution.