

**Town of Liberty Grove
Resolution 1-09
Permission to use Extension of Old Stage Lane**

Whereas, the owner of record of parcel #018-01-22312822 in the Town of Liberty Grove, Door County, Wisconsin, has asked the town board for permission to use the unimproved portion of Old Stage Lane right of way to access his parcel, and

Whereas, the Liberty Grove Town Board has decided not to open and work the unimproved portion of Old Stage Lane right of way extending to said parcel at this time because of the objections of Door County Planning, Wisconsin DNR, and U.S. Corps of Engineers, and

Whereas, access to said parcel has been demonstrated as necessary for the harvesting of timber under the managed forestry program.

Be it hereby resolved, that access to said parcel by the owner thereof is hereby permitted on a temporary basis, subject to the following conditions:

1. Permission to access said parcel shall be limited to the owner of record of said parcel as of January 1, 2009, and his employees, and shall be for the sole purpose of harvesting timber pursuant to the forestry management contract with the Department of Natural Resources.
2. Access shall be within the road right of way as laid out pursuant to Town of Liberty Grove road order dated May 14, 1898, Town of Liberty Grove minutes book, and shall extend from the improved portion of Old Stage Lane to the northwest corner of said parcel.
3. The width of constructed access shall be no wider than that necessary to allow logging equipment to access said parcel.
4. This permission shall expire one year from the date of this resolution.
5. Within two months after expiration of this permission, the right of way shall be restored to its original condition, except for trees that had to be removed.
6. Access shall be subject to permitting from Wisconsin DNR, U.S. Corps of Engineers, Door County Planning, and any other agencies exercising jurisdiction over wetlands and this right of way as laid out.
7. All costs of permitting, construction and remediation shall be borne by the owner of record as of January 1, 2009 of said parcel.
8. Prior to the commencement of any use of or work on the right of way, a certificate of insurance shall be provided the Town of Liberty Grove as a named insured indemnifying the Town of Liberty Grove from any liability as a result of injury to persons or damage to property resulting from or caused by the construction, use or restoration of such access.

Adopted at a regular meeting of the Liberty Grove Town Board on the 7th day of January, 2009.

I, Walter L. Kalms, Clerk/Administrator of the Town of Liberty Grove, Door County, Wisconsin do hereby certify that the above is a true and correct copy of a resolution which was adopted on the seventh day of January, 2009, by the Town Board of the Town of Liberty Grove, Door County, Wisconsin.

Dated this 8th day of January, 2009.

Walter L. Kalms, Clerk/Administrator