

**RESOLUTION 2007-06**

**RESOLUTION BY THE PUBLIC WORKS AND CAPITAL IMPROVEMENTS  
COMMITTEE AUTHORIZING AN AGREEMENT PROVIDING FOR THE  
IMPOSITION OF A DEFERRED SPECIAL ASSESSMENT IN LIEU OF AN  
ACTIVE SPECIAL ASSESSMENT AGAINST 8213 DURAND AVENUE**

The Village Board of the Village of Sturtevant, Racine County, Wisconsin, do resolve as follows:

**WHEREAS**, pursuant to the procedure set forth in §66.0703, Wis. Stats., the Village has imposed an active special assessment, per Resolution 2006-44, against a certain property located at 8213 Durand Avenue and owned by Sturtevant Investments, LLC, in the amount of \$222,523.20 for certain public improvements, including the costs of constructing a water main, sanitary sewer and storm sewer, all of which will specially benefit the property; and,

**WHEREAS**, instead of immediately paying the special assessment pursuant to either of the payment options allowed by the Village in its final resolution (Resolution 2006-44) adopting the special assessment, Sturtevant Investments, LLC, has requested that the special assessment be deferred until such time as the subject property is used in such a manner as the parties agree would trigger the collection of the special assessment; and,

**WHEREAS**, the Village and Sturtevant Investments, LLC, have reached a tentative agreement, a copy of which is attached as Exhibit A hereto, effectuating the imposition of a deferred special assessment in lieu of the active special assessment (per Resolution 2006-44) previously imposed;

**NOW, THEREFORE, BE IT RESOLVED**, that the agreement which is attached hereto as Exhibit A and incorporated herein is authorized and approved by the Village Board, and

**BE IT FURTHER RESOLVED**, that the Village President and the Village Clerk are hereby authorized and directed to execute the agreement on behalf of the Village.

Adopted by the Village Board of the Village of Sturtevant, Racine County, Wisconsin, this 16<sup>th</sup> day of January, 2007.

**VILLAGE OF STURTEVANT**

By: \_\_\_\_\_  
Steven Jansen, President

Attest: \_\_\_\_\_  
Mary Hanstad, Village Clerk

