

RESOLUTION NO. 2013-66

**FINAL RESOLUTION AUTHORIZING WATER MAIN IMPROVEMENTS AND
LEVYING SPECIAL ASSESSMENTS AGAINST BENEFITED PROPERTIES UNDER
SECTION 66.0703, WISCONSIN STATUTES**

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

Recitals

1. The Village Board of the Village of Sturtevant, Racine County, Wisconsin adopted on February 5, 2013, Preliminary Resolution 2013-03, “Declaring Intent to Exercise Special Assessment Powers” with respect to the project described below.

2. The Village previously determined that it is necessary and for a public purpose to extend water main along CTH H to serve Tax Incremental Finance District #3, all in accordance with the Boundary and Project Plan Amendment for Tax Incremental District No. 3, dated December 4, 2012 and authorized an engineering report be prepared with respect to the same.

3. The Village Engineer filed his report dated August 12, 2013 which sets forth the special assessment schedule based upon the actual bids received.

4. The Village Board held a public hearing on September 17, 2013 for the purpose of hearing all interested persons concerning the preliminary resolution and report of the Village Engineer on the costs of water main improvements, as well as direct and indirect costs permitted pursuant to Sec. 66.0703(2), within the following district:

Assessment District

The Assessment District includes the following parcels along CTH H the Village of Sturtevant:

- 1 181-03-22-20-027-010 West Road
- 2 181-03-22-21-006-020 Enterprise Drive
- 3 181-03-22-20-028-010 West Road
- 4 181-03-22-21-008-001 West Road
- 5 181-03-22-29-021-010 Durand Avenue
- 6 181-03-22-29-021-020 Hwy H
- 7 181-03-22-28-059-000 3201 Hwy H
- 8 181-03-22-28-060-000 Hwy H
- 9 181-03-22-28-013-001 3227 Hwy H
- 10 181-03-22-28-014-001 3247 Hwy H
- 11 181-03-22-28-016-001 3423 Hwy H
- 12 181-03-22-28-011-010 3531 Hwy H
- 13 181-03-22-28-011-020 3527 Hwy H

Now, therefore, be it resolved as follows:

1. That the report of the Village Engineer pertaining to the construction of the above-described water main improvements, and the schedule of assessments, which are on the file with the Village Clerk be, and hereby are, adopted and approved.

2. That such work or improvements described in said report be carried out in accordance with the report as finally approved herein.

3. That payments for said improvement be made by assessing the cost to the properties benefited as indicated in the report of the Village Engineer.

4. That the assessments shown on the report represent an exercise of the police power, are true and correct, have been determined on a reasonable basis, and are hereby confirmed.

5. The assessment against any property shall be deferred, interest free, until the earliest of any of the following:

- A structure on the property connects to the water main,

- The parcel is developed for a non-residential or non-agricultural use, or
- The parcel is sold.

6. After the termination of such deferment, the assessment shall be payable in ten (10) installments with interest at 2.98% per annum from and after the termination of the deferment; provided that the property owner may elect to pay the assessment in full at such time.

7. That the Village Clerk-Treasurer is directed to publish this resolution and an installment assessment notice as a Class I notice under Ch. 985, Wis. Stats., in the assessment district as provided by law.

8. That the Village Clerk-Treasurer is further directed to mail a copy of this resolution, the installment assessment notice and a statement of the final assessment against the property to every property owner whose name appears on the assessment roll whose post office address is known or can with reasonable diligence be ascertained.

Adopted by the Village Board of the Village of Sturtevant, Racine County, Wisconsin, this 17th day of September, 2013.

VILLAGE OF STURTEVANT

By: _____
Steven Jansen, Village President

Attest: _____
Mary Cole, Village Clerk