

RESOLUTION 2008-23

**FINAL RESOLUTION FOR THE CONFIRMATION OF A PRIOR SPECIAL ASSESSMENT FOR ROADWAY AND RELATED IMPROVEMENTS WITHIN THE VILLAGE OF STURTEVANT**

The Village Board of the Village of Sturtevant, Racine County, Wisconsin, pursuant to Wis. Stats. §§ 66.0703(10) and 66.0703 (7)(a), do resolve as follows:

**WHEREAS**, the Village Board of the Village of Sturtevant, Racine County, Wisconsin, adopted a final resolution to exercise its special assessment police power on June 5, 2007, following a duly noticed public hearing during which all interested parties were heard, relating to proposed public improvements, consisting of a reconstruction of 90<sup>th</sup> Street, and the installation of sidewalks, curb and gutter, and other street-related improvements, for an Assessment District including the parcel described as:

**Original Assessment District Description**

Lance J. Meinert  
8836 Braun Road  
Racine, WI 53403  
181-03-22-27-010-001

**WHEREAS**, the Village subsequently learned that, prior to the adoption of its final resolution, the former Meinert corner parcel had been subdivided into 3 new lots, including the new corner lot described below, which was still owned by Meinert at the time of the earlier Village special assessment, but which is currently owned by Kenneth E. Olsen and Melva L. Olsen, and which parcel is the sole parcel implicated by this confirmation of special assessment:

**Confirmation Assessment District**

Kenneth E. Olsen &  
Melva L. Olsen  
8934 Braun Road  
Racine, WI 53403  
181-03-22-27-010-011

**WHEREAS**, the Village Engineer's report was amended and filed with the Village on or about , to reflect that the special assessment that had been imposed against Meinert's former parcel fronting on 90th Street (181-03-22-27-010-001) is instead properly assessable against the newly created parcel fronting on 90th Street (181-03-22-27-010-011), which is presently owned by the Olsens; and

**WHEREAS**, the Village Board held a public hearing on March 18, 2008, for the purpose of hearing from all interested persons concerning the Village Engineer's amended report; and

**WHEREAS**, following said public hearing, the Village Board directed that the assessment that had been imposed on the former Meinert lot (181-03-22-27-010-001) should

instead be imposed upon the newly created lot (181-03-22-27-010-011), which is presently owned by Kenneth E. Olsen and Melva L. Olsen, all as set forth in more detail hereinafter.

**NOW, THEREFORE, BE IT RESOLVED:**

1. That the amended report of the Village Engineer filed February 11, 2008 pertaining to the construction of the above-described improvements, consisting of a reconstructed 90<sup>th</sup> Street, sidewalks, curb and gutter, and other street-related improvements, including the plans and specifications therefor and the schedule of assessments, which are on file with the Village Clerk, be and hereby is adopted and approved.

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

3. That payments for said improvements be made by assessing the cost to the benefited property, as indicated in the amended report of the Village Engineer, in accordance with Section 8.17 of the Village of Sturtevant Code of Ordinances and/or §66.0703, Wis. Stats.

4. That the assessment shown on the amended report represents an exercise of the police power, is true and correct, has been determined on a reasonable basis, and is hereby confirmed.

5. That the assessment against the parcel in the Assessment District may be combined and may be paid (1) in cash, interest free, on or before September 30, 2008, or (2) in 15 annual installments with interest thereon at the rate of 4.17 % per annum from thereafter, until the same is paid in full.

6. That the Village Clerk is directed to publish this amended resolution and the installment assessment notice as Class 1 notices under Ch. 985, Wis. Stats., in the assessment district as provided by law.

7. That the Village Clerk is further directed to mail a copy of this amended resolution, the installment assessment notice and a statement of the final assessment against the property to the property owner named in the Assessment District.

Adopted by the Village Board of the Village of Sturtevant, Racine County, Wisconsin, this 31<sup>st</sup> day of March, 2008.

**VILLAGE OF STURTEVANT**

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

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