

RESOLUTION NO. 2008-09

PRELIMINARY 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, resolves as follows:

WHEREAS, on June 5, 2007, the Village Board of the Village of Sturtevant, Racine County, Wisconsin, adopted a “Final Resolution Declaring Intent to Exercise Special Assessment Powers for Sidewalk- and Street-Related Public Improvements In the Village of Sturtevant,” (“Final Resolution”) related to the reconstruction of 90th Street between Braun Road and Broadway Drive, including a reconstructed street, sidewalks, curb and gutter and other street-related improvements;

WHEREAS, the assessment district covered by the Final Resolution included a parcel located at 8836 Braun Road, more particularly identified as Parcel No. 181-03-22-27-010-001, (“Parent Parcel”), which was then owned by Lance Meinert (“Original Meinert Assessment”);

WHEREAS, the Village subsequently learned that, prior to the adoption of its Final Resolution, the Parent Parcel had been subdivided by Meinert via Certified Survey Map #2850, recorded in the Racine County Register of Deeds Office on May 1, 2007, into 3 separate lots, identified as parcels 181-03-22-27-010-011, 181-03-22-27-010-012 and 181-03-22-27-010-013 (“New Lots”), all of which were then still owned by Meinert; and,

WHEREAS, to clarify that the Original Meinert Assessment does not apply to the two New Lots that do not abut on 90th Street, and to confirm the assessment against the New Lot abutting on 90th Street,

THE VILLAGE HEREBY RESOLVES to undertake the assessment confirmation procedure contained in Wis. Stat. § 66.0703(10) with respect to the following Assessment District:

Confirmation Assessment District

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

2. The Village Board determines that the improvements addressed by this special assessment constitute an exercise of the police power for the health, safety and general welfare of the Village and its inhabitants.

3. The total amount assessed against the Assessment District shall not exceed the total cost of the improvements, including costs as set forth in §66.0703(2), Wisconsin Statutes.
4. The assessment against the parcel may be paid in a single payment or in a series of annual installments, the number of which will be determined after the public hearing on the proposed assessments.
5. The Village Engineer is directed to prepare an amended report consisting of:
 - a. Preliminary plans and specifications for said improvements.
 - b. An estimate of the entire cost of the proposed improvements.
 - c. Schedule of proposed assessments.
 - d. A statement that the property against which the assessment is proposed is benefited.

Upon completing such amended report, the Village engineer is directed to file a copy thereof in the Village Clerk's office for public inspection.

6. Upon receiving the amended report of the Village Engineer, the Village Clerk shall cause notice to be given stating the nature of the proposed improvements, the general boundary lines of the proposed Assessment District, the time and place at which the report may be inspected, and the time and place of the public hearing on the matter contained in the preliminary resolution and report. This notice shall be published as a Class I notice under Ch. 985, Wis. Stats., and a copy shall be mailed at least 10 days before the hearing, to every interested party whose address is known or can be ascertained with reasonable diligence.

Adopted by the Village Board of the Village of Sturtevant, Racine County, Wisconsin, this 5th day of February, 2008.

VILLAGE OF STURTEVANT

By: _____
Steven Jansen, Village President

Attest: _____
Mary Hanstad, Village Clerk