

RESOLUTION 2007-50-S

**FINAL RESOLUTION DECLARING
INTENT TO EXERCISE SPECIAL ASSESSMENT POWERS
FOR SIDEWALK AND STREET-RELATED IMPROVEMENTS
IN THE VILLAGE OF STURTEVANT**

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

WHEREAS, the Village Board of the Village of Sturtevant, Racine County, Wisconsin, held a public hearing on May 22, 2007 for the purpose of hearing all interested persons concerning the preliminary resolution and report of the Village Engineer on the proposed levy of special assessments for benefits conferred upon properties by the installation of sidewalk and public roadway improvements, including driveway approaches, and the installation of curb, and gutter and storm sewer for the lands described as follows::

Assessment District

The Assessment District includes all lands within the Village of Sturtevant which are described as follows:

Jess A. Yocco
3803 - 90th Street
Sturtevant, WI 53177
181-03-22-27-008-004
181-03-22-27-008-010
181-03-22-27-008-020
181-03-22-27-008-030
181-03-22-27-008-040

David & Genoveva Garcia
3735 - 90th Street
Sturtevant, WI 53177
181-03-22-27-009-000

Richard K. & Linda Paul
3705 - 90th Street
Sturtevant, WI 53177
181-03-22-27-008-001

Albert L. Sr. & Mary
Ellen Cole
3641 - 90th Street
Sturtevant, WI 53177
181-03-22-27-008-003

Majestic Hills Inc.
1020 West Blvd.
Racine, WI 53405
181-03-22-27-006-020

Timothy & Carri Raasch
3619 - 90th Street
Sturtevant, WI 53177
181-03-22-27-007-001

Lance J. Meinert
8835 Braun Road
Racine, WI 53403
181-03-22-27-010-001

Margaret M. Rendell
6710 Braun Road
Racine, WI 53403
181-03-22-28-002-001

Richard S. Sorensen
9509 Broadway Drive
Sturtevant, WI 53177
181-03-22-28-100-119
181-03-22-28-100-118

Richard/Rose Marie Mroz
8917 Broadway Drive
Sturtevant, WI 53177
181-03-22-27-311-010

Gustaveson Homes, Inc.
5021 Washington Road
Kenosha, WI 53144
181-03-22-27-312-200

MK / SS, LLC
11600 W. Lincoln
Avenue
West Allis, WI 53177
181-03-22-27-312-250
181-03-22-27-312-248

V. W. Gonnering, Inc.
4219 - 60th Street
Kenosha, WI 53144
181-03-22-27-312-249

David J. & Valerie A.
Duffeck
3016 Old Mill Road
Racine, WI 53405
181-03-22-27-312-251

WHEREAS, following said public hearing, the Village Board directed that the Engineer's report be amended to exclude the Village's property acquisition costs, totaling \$118,831, as well as a certain box culvert and related costs, totaling \$107,000, from the roadway project costs, thereby reducing the proposed 90th Street roadway front frontage assessments from \$106 per linear foot to \$73 per linear foot. The Village Board also determined that all active assessments may be paid in installments over a 15 year period, at an annual interest rate of 4.17%

NOW, THEREFORE, BE IT RESOLVED:

1. That the report of the Village Engineer filed May 11, 2007, and as amended as described herein, pertaining to the construction of the above-described

improvements, consisting of sidewalk and public roadway improvements, including driveway approaches, and installation of curb, gutter and storm sewer, and other appurtenances thereto, including plans and specifications therefor and the schedule of assessments, which are on 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 amended report as finally approved herein.

3. That payments for said improvements be made by assessing the cost to the properties benefited, 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 assessments shown on the amended report represent an exercise of the police power, are true and correct, have been determined on a reasonable basis, and are hereby confirmed.

5. That the active assessments against any parcel may be combined and may be paid (1) in cash, interest free, on or before August 31, 2007, or (2) in 15 annual installments with interest thereon at the rate of 4.17% per annum from and after August 31, 2007, until the same is paid in full, or until the parcel is sold, at which time the entire outstanding balance is to be paid in full.

6. That the assessment against any parcel which the amended report indicates should be a “deferred assessment” shall be paid as follows: (1) if the parcel is sold, or divided into two or more parcels where any one of the parcels is not used exclusively for agricultural purposes, then the assessment shall be paid in full at the time of the sale or

division; or (2) if the parcel remains undivided but is not used exclusively for agricultural purposes for more than one year, then the assessment shall be paid in full within 30 days after such one-year period or in fifteen annual installments thereafter with interest thereon at the rate of 4.17% per annum until the same is paid in full, or until the parcel is sold, at which time the entire outstanding balance is to be paid in full. Interest shall accrue during a deferral period.

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

8. That the Village Clerk 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 in the Assessment District 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 5th day of June, 2007.

VILLAGE OF STURTEVANT

By: _____
Steven Jansen, President

Attest: _____
Mary Hanstad, Village Clerk

Published: _____

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