RESOLUTION 2022-008

Town of Lawrence, Wisconsin

RESOLUTION ACCEPTING DEDICATION OF STORMWATER TREATMENT FACILITIES AND OTHER PUBLIC IMPROVEMENTS IN THE HEMLOCK EAST SUBDIVISION

RECITALS

Seven for Land, LLC ("Developer") and the Town of Lawrence ("Town" or "Town of Lawrence") (the Town and Developer are hereinafter referred to as "Parties"), entered into a Development Agreement for the approximately 18.217 acres of property known as the Hemlock East Subdivision (filed at Volume 24 Pages 194-195 as document 2977247, Brown County Register of Deeds), for the purpose of a single-family residential development in accordance with Town specifications on May 19, 2021 (the "Agreement).

Pursuant to the Agreement, Developer submitted a Final Plat ("Final Plat or Plat") of Hemlock East Subdivision needing approval and recording such Plat with the Brown County Register of Deeds on September 23, 2021.

The Final Plat includes Outlot 1, which is designated a stormwater pond dedicated to the Town. The Agreement provides the Developer shall unconditionally grant convey and fully dedicate the improvements to the Town in its successors and assigns free and clear of all encumbrances and also provides that dedication alone shall not constitute acceptance of any improvement by the Town, requiring that all improvements will be accepted by the Town by separate resolution at such time the improvements are in acceptable form according to Town specifications; and

As the Agreement does not specify a time for acceptance of the stormwater drainage facilities, pursuant to Section 236.29, Wis. Stats., the Parties agree the Hemlock East Subdivision is more than eighty percent (80%) sold, and a professional engineer registered under Chapt. 443 has certified to the Town that:

1. The facility is functioning properly in accordance with the plans and specifications under the municipality.
2. Any required plantings are adequate while established and free of invasive species.
3. Any necessary maintenance, including the removal of construction sediment has been properly performed.

The Developer has completed a Deed of Dedication to the Town of Lawrence, dedicating all roadways, stormwater drainage systems and other public improvements depicted in the Plat to the Town; and

The Town desires to accept the public improvements described above:

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Lawrence:

That the dedication of all street improvements, stormwater drainage improvements, water and sanitary improvements, constructed pursuant to the Agreement and in accordance with the Final Plat of the Hemlock East Subdivision are hereby accepted by the Town of Lawrence.

BE IT FURTHER RESOLVED:

The Town of Lawrence accepts the Deed attached hereto as Exhibit 1, dedicating such the stormwater drainage pond to the Town, and directs its Administrator and/or Clerk to file a copy with the Brown County Register of Deeds.

Dated in the Town of Lawrence this 24th, day of October 2022.

TOWN OF LAWRENCE

By: _____
Dr. Lanny Tibaldo, Town Chairman

TOWN OF LAWRENCE OFFICIAL SEAL BROWN COUNTY, WIS.

Attest: _____
Cindy Kocken, Town Clerk-Treasurer