

REPORT OF: City Traffic Engineer

Presented August 7, 2007

For Approving Plans and Specifications and Assessing Improvement Cost for The Installation of Street Lights in

Glacier Valley

Filed in the Office of the City Traffic Engineer July 6, 2007

Referred

Reported Back

Adopt

Rules Suspended

Re-Referred

Placed on File

I.D. NUMBER

Filed in the City Clerks Office:

Date Council Action Required: August 7, 2007

**TO THE MAYOR AND COMMON COUNCIL:**

The Common Council having ordained that the full cost, including inspection and supervision, of the initial installation of street lights shall be assessed to the abutting properties and that assessment for street lights shall be in accordance with Section 66.0701 of the Wisconsin Statutes and Section 10.39 of the Madison General Ordinances, has directed that when the City Traffic Engineer proposes the installation of street lights assessed to the abutting properties, he shall prepare a report listing the street lights to be installed, their location and schedule of assessments.

Now, therefore, in compliance with said instruction, the City Traffic Engineer reports as follows:

1. That street lights are proposed to be installed and assessed to abutting properties listed on Exhibits A and B attached hereto, said listing including the locations of street lights to be installed, and a schedule of assessments.
2. That pursuant to such listing, the entire cost of the work improvement will be \$ 4101.90
3. After having carefully viewed and examined the entire territory and the said several parcels of land or real estate affected by said improvement, and having first viewed, examined and considered severally and separately each parcel of real estate in said territory, the City Traffic Engineer has found and determined and do hereby so find and determine that the City of Madison should pay the sum of \$ -0- as the cost properly chargeable to the City and covered by said improvement.

DATED: July 6, 2007

NOTE: Special assessment notices and hearings have been waived. (See attached signed waivers)

David C. Dryer, P.E.  
City Traffic Engineer

## REGARDING THE CRITERIA OF REASONABLENESS AND BENEFIT

This report was prepared and submitted to satisfy the requirements that the City is required to show that the assessments will benefit the properties assessed in the **Glacier Valley** Assessment District as per a recent Wisconsin State Supreme Court Decision (*Berkvam vs. The City of Glendale, 79 Wis, 2d 279.255 NW 251 (1979)*).

### Criteria of Reasonableness

It is the opinion of this office that the assessments are, in fact, reasonable. The assessments have been calculated in accordance with the Madison General Ordinances Section 4.09 for assessing costs for street improvements. The cost of the improvements have been assessed to the various parcels based on lot size and zoning.

### The Properties Against which the Assessments are proposed are Benefited as follows:

This improvement consists of the installation of streetlights, which will promote and enhance the general welfare and safety of people and property in this neighborhood.

DECLARATION OF CONDITIONS AND COVENANTS  
FOR THE DEVELOPMENT/PLAT OF

GLACIER VALLEY

City of Madison, Dane County, Wisconsin

WHEREAS, Kathryn R. Fleming & Scott P. Fleming,  
owner of the Development/Plat known as  
Glacier Valley

will be benefited through the installation by the City of Madison of traffic  
signals within the public right-of-way in and adjacent to said  
Development/Plat.

NOW THEREFORE, the undersigned owner, hereby declares and provides  
that said Development/Plat in the City of Madison is subject to conditions  
and covenants as follows:

1. That the owner concurs with the City of Madison's policy to promote and enhance the beauty and general welfare of the City through the planting and maintenance of street trees or shrubs and installation and maintenance of street lights, within the public right-of-way, adjacent to the owner's property.
2. That the owner acknowledges that it is the City of Madison's policy to assess the full cost, including inspection and supervision, of the initial installation of street trees and street lights.
3. That the owner, his/her heirs, successors and assigns, waives notice and hearing to the assessment for street trees and street lights in accordance with Section 66.073(7)(b), Wisconsin Statutes; Section 66.0701, Wisconsin Statutes; Paragraph (11), Section 10.10; and Paragraph (10), Section 10.39, Madison General Ordinances.

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Return to: City Traffic Engineering Division  
Suite 100, Madison Municipal Building  
215 Martin Luther King Jr. Blvd,  
PO Box 2986,  
Madison, WI 53701-2986  
Pin # (See Attached)

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IN WITNESS WHEREOF, we have hereunto set our hands and seals this 15th  
day of May, 2007. (Use Black Ink Only)

Kathryn R. Fleming  
Scott P. Fleming

State of Wisconsin) .  
County of Dane )ss

Personally came before me this 15th day of May, 2007  
The above named KATHRYN R. FLEMING AND SCOTT P. FLEMING  
to me known to be the person(s) who executed the foregoing instrument and acknowledged the same.

[Signature]  
Notary Public, Dane County, Wisconsin

Print Name, DANIEL F. LEE  
My Commission Expires 11/18/07

Return to: City Traffic Engineering Division  
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215 Martin Luther King Jr. Blvd,  
PO Box 2986,  
Madison, WI 53701-2986

**EXHIBIT A**  
**Glacier Valley**  
**SCHEDULE OF ASSESSMENTS**

<u>Parcel Number</u>	<u>OwnersNames</u>	<u>Owner Address</u>	<u>City State Zip</u>	<u>Lot</u>	<u>Unit Parcel</u>	<u>Factor</u>	<u>Factored Parcels</u>	<u>Cost per Unit Parcel</u>	<u>Assessment</u>
0608-022-0201-4	RAYMOND OAK DEVELOPMENT LLC	4278 BLACKSTONE CT	MIDDLETON, WI 53562-0000	LOT 1.	0.5	1	0.5	372.90	\$186.45
0608-022-0202-2	RAYMOND OAK DEVELOPMENT LLC	4278 BLACKSTONE CT	MIDDLETON, WI 53562-0000	LOT 2.	0.5	1	0.5	372.90	\$186.45
0608-022-0203-0	RAYMOND OAK DEVELOPMENT LLC	4278 BLACKSTONE CT	MIDDLETON, WI 53562-0000	LOT 3.	0	1	0	372.90	\$0.00
0608-022-0204-8	RAYMOND OAK DEVELOPMENT LLC	4278 BLACKSTONE CT	MIDDLETON, WI 53562-0000	LOT 4.	0	1	0	372.90	\$0.00
0608-022-0205-6	RAYMOND OAK DEVELOPMENT LLC	4278 BLACKSTONE CT	MIDDLETON, WI 53562-0000	LOT 5.	0.5	1	0.5	372.90	\$186.45
0608-022-0206-4	RAYMOND OAK DEVELOPMENT LLC	4278 BLACKSTONE CT	MIDDLETON, WI 53562-0000	LOT 6.	1	1	1	372.90	\$372.90
0608-022-0207-2	RAYMOND OAK DEVELOPMENT LLC	4278 BLACKSTONE CT	MIDDLETON, WI 53562-0000	LOT 7.	1	1	1	372.90	\$372.90
0608-022-0208-0	RAYMOND OAK DEVELOPMENT LLC	4278 BLACKSTONE CT	MIDDLETON, WI 53562-0000	LOT 8.	1	1	1	372.90	\$372.90
0608-022-0209-8	IAF DEVELOPMENT LLC	6801 SOUTH TOWNE DR	MADISON, WI 53713-0000	LOT 9.	1	1	1	372.90	\$372.90
0608-022-0210-5	RAYMOND OAK DEVELOPMENT LLC	4278 BLACKSTONE CT	MIDDLETON, WI 53562-0000	LOT 10.	1	1	1	372.90	\$372.90
0608-022-0301-2	RAYMOND OAK DEVELOPMENT LLC	4278 BLACKSTONE CT	MIDDLETON, WI 53562-0000	LOT 11.	3	1.5	4.5	372.90	\$1,678.05
0608-022-0302-0	CITY STORMWATER UTILITY	210 MLK JR BLVD RM 115	MADISON, WI 53703-3342	OL1		0	0	372.90	\$0.00
0608-022-0401-0	CITY STORMWATER UTILITY	210 MLK JR BLVD RM 115	MADISON, WI 53703-3342	OL3		0	0	372.90	\$0.00
							11		\$4,101.90

