

From: [Guequierre, John](#)
To: [All Alders](#)
Subject: FW: Common Council Meeting, Item 32, Legistar 88148 Merrill Springs View Preservation Easement Amendment V2
Date: Tuesday, September 2, 2025 9:02:59 PM
Attachments: [viewshed.compare.pdf](#)

From: Faith Fitzpatrick <fafitzpa@gmail.com>
Sent: Tuesday, September 2, 2025 8:56 PM
To: Guequierre, John <district19@cityofmadison.com>
Subject: Re: Common Council Meeting, Item 32, Legistar 88148 Merrill Springs View Preservation Easement Amendment V2

Caution: This email was sent from an external source. Avoid unknown links and attachments.

Alder John, The main issue with version 2 of the amendment is the overextension of the width of the view. V2 extends ~25 feet beyond the canopy of an existing silver maple along the shore. if it goes down for some reason it cant be replaced. The ownership of the house will likely change. The easement is forever. A Version 3 wouldnt be hard to write based on this tree and its canopy diameter. thanks, Faith

On Sep 1, 2025, at 9:28 PM, Faith Fitzpatrick <fafitzpa@gmail.com> wrote:

Dear Council, Attached are two summary slides from the view shed analysis. We were not able to describe the contents of the full attachment in the 3 minute time period or be able to respond to comments and questions that I could have easily answered after the presentation at the Board of Parks Commission. These slides compare the amendment with the much narrower view of the original owner's intent. As currently written the amendment makes the large maple in the shoreline a violation of the view. It could not be replaced. Please also note the lack of trees between the old cottage and the house in question on the second page.

I hope that I can help answer questions about the vertical profile and vegetation heights at the meeting this time.

Why should a private landowner be able to dictate what happens on public land beyond the original view easement and the good faith of the seller?

Thanks, Faith Fitzpatrick

On Aug 9, 2025, at 7:05 PM, Faith Fitzpatrick <fafitzpa@gmail.com> wrote:

Hello, Please see attached comments and recommendations from the Friends of Merrill Spring Park concerning version 2 of the Merrill Springs View Preservation Easement Amendment for the Board of Park Commissioners Meeting. The recommendations include 2 new attachments that provide more data on the width and vertical extent of the original easement. A copy of the original easement with the photo addendum for reference is also attached.

Thank you,

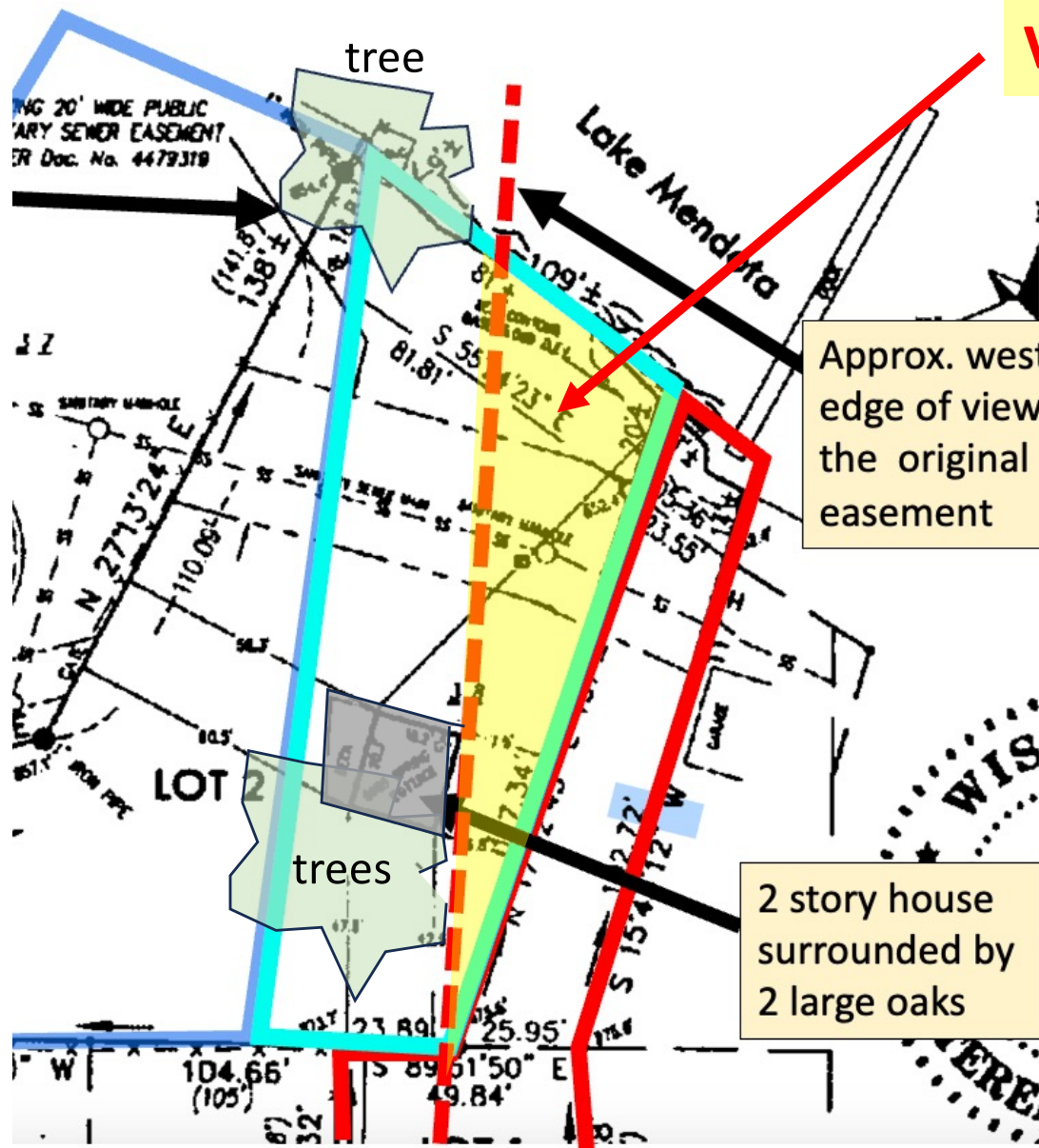
Faith Fitzpatrick

President

Friends of Merrill Spring Park

<88148.FMS.easement.objection.20250809.pdf><88148.FMS.viewshed.attachments.pdf>

<original View Preservation Easement.photos.pdf>



Viewshed





~2012 time of sale



2025