

AFFIDAVIT OF MAILING

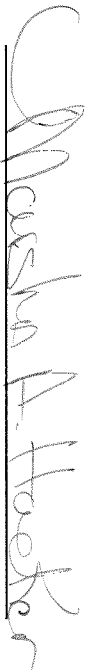
STATE OF WISCONSIN)
) ss.
COUNTY OF DANE)

Marsha A. Hacker, being first duly sworn on oath, deposes and says that:


Legistar No. 28153

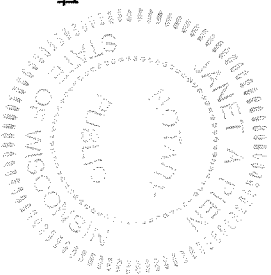
1. She is an Program Assistant I with the Office of the City Engineer, City of Madison, Dane County, Wisconsin, and did on the 29th day of November, 2012, at approximately 11:30 AM placed in envelopes addressed to each interested owner of respective addresses as indicated by attached assessment list, a true and correct copy of the notice of assessments for the project titled Approving Plans, Specifications, And Schedule of Assessments for Elderberry Road Assessment District - 2013.

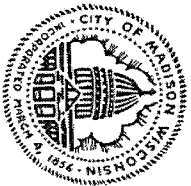
2. She did and delivered the envelopes to the Mail Room of the Dane County Printing and Services Division, 210 Martin Luther King, Jr. Blvd., in the City of Madison, Dane County Wisconsin, for postage and depositing in the United States Mail.


Marsha A. Hacker

Subscribed and sworn to before me
this 29 day of November, 2012


Janet A Pien
Notary Public, State of Wisconsin
My Commission expires: February 23, 2014





City of Madison

City of Madison
Madison, WI 53703
www.cityofmadison.com

Master

File Number: 28153

File ID: 28153	File Type: Resolution	Status: Passed
Version: 1	Reference:	Controlling Body: BOARD OF PUBLIC WORKS
Lead Referral: BOARD OF PUBLIC WORKS	Cost:	File Created Date : 10/26/2012
File Name: Approving Plans, Specifications, And Schedule Of Assessments For Elderberry Road Assessment District - 2013.		Final Action: 11/27/2012
Title: Approving Plans, Specifications, And Schedule Of Assessments For Elderberry Road Assessment District - 2013.		

Notes: LeAnne H.

Code Sections:

CC Agenda Date: 11/27/2012

Indexes:

Agenda Number: 3.

Sponsors: BOARD OF PUBLIC WORKS

Effective Date: 11/28/2012

Attachments: mailing affidavit-1.pdf, 53W1338 Elder.pdf, Elderberry_2013 bpw notes.xls, 53W1338 Elderberry.xls, cc mailing affidavit.pdf

Enactment Number: RES-12-00864

Author: Rob Phillips, City Engineer

Hearing Date: 11/27/2012

Entered by: mhacker@cityofmadison.com

Published Date:

Approval History

Version	Date	Approver	Action
1	11/08/2012	Craig Franklin	Approve

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	BOARD OF PUBLIC WORKS	11/07/2012	RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING				Pass

Action Text: LeAnne Hannan, City Engineering, presented plans and specifications. It was noted that a DNR Notice of Intenc and a City of Madison Erosion Control permit would be required.

Mary Ann Drescher, representing Attic Angel Prairie Point Inc. was registered to speak.

A motion was made by Dailey, seconded by Fix, to RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING with the 15 year payback. The motion passed by voice vote/other.

Notes: A motion was made by Dailey, seconded by Fix, to RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING with the 15 year payback. The motion passed by voice vote/other.

1 COMMON COUNCIL 11/27/2012 Adopt and Close the Public Hearing Pass

Action Text: A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.

Notes:

Text of Legislative File 28153

Title

Approving Plans, Specifications, And Schedule Of Assessments For Elderberry Road Assessment District - 2013.

Body

The Board of Public Works and the City Engineer having made reports of all proceedings in relation to the improvement of Elderberry Road Assessment District - 2013 pursuant to a resolution of the Common Council, RES-11-00889, ID No. 23971, adopted 10/18/2011, which resolution was adopted thereto, and the provisions of the Madison General Ordinances and the Wisconsin Statutes in such case made and provided, and the Common Council being fully advised.

BE IT RESOLVED:

1. That the City at large is justly chargeable with and shall pay the sum of \$0.00 of the entire cost of said improvement.
2. That for those eligible property owners requesting construction of a rain garden in the public right-of-way adjacent to their property shall execute the necessary waiver of special assessments on forms provided by the City Engineer.
3. That the sum assigned to each separate parcel, as indicated on the attached schedule of assessment, is hereby specially assessed upon each such parcel.
4. That the Common Council determines such special assessments to be reasonable.
5. That the work or improvement be carried out in accordance with the reports as finally approved.
6. That such work or improvement represents an exercise of the police power of the City of Madison.
7. That the plans & specifications and schedule of assessments in the Report of the Board of Public Works and the Report of the City Engineer for the above named improvement be and are hereby approved.
8. That the Board of Public Works be and is hereby authorized to advertise for and receive bids for the said improvements.
9. That the due date by which all such special assessments shall be paid in full is October 31st of the year in which it is billed, or,
10. That such special assessments shall be collected in fifteen (15) equal installments, with interest thereon at 3.0 percent per annum, except those special assessments paid in full on or before October 31st of that year.
11. That the Mayor and City Clerk are hereby authorized to accept dedication of lands and/or easements from the Developer/Owner for public improvements located outside of existing public fee title or easement right-of-ways.

INSTALLMENT ASSESSMENT NOTICE

Notice is hereby given that a contract has been (or is about to be) let for Elderberry Road Assessment District - 2013 and that the amount of the special assessment therefore has been determined as to each parcel of real estate affected thereby and a statement of the same is on file with the City Clerk; it is proposed to collect the same in fifteen (15) installments, as provided for by Section 66.0715 of the Wisconsin Statutes, with interest thereon at 3.0 percent per annum; that all assessments will be collected in installments as above provided except such assessments on property where the owner of the same has paid the assessment to the City Treasurer on or before the next succeeding November 1st.

NOTICE OF APPEAL RIGHTS

"Pursuant to Sec.4.09(14), Madison General Ordinances, as authorized by Sec. 66.0701(2), Wisconsin Statutes, any person against whose land a special assessment has been levied by this resolution has the right to appeal therefrom in the manner prescribed in Sec. 66.0703(12), Wisconsin Statutes, within forty (40) days of the day of the final determination of the Common Council, said date being the date of adoption of this resolution."

Fiscal Note

Total cost \$608,870
City Share \$0

CS53-58250-810354-00-53W1338	\$358,000
CS53-58270-810354-00-53W1338	\$34,000
ES01-58275-810332-00-53W1338	\$80,600
CS53-58545-810354-00-53W1338	\$8,770
EW01-58273-810455-00-53W1338	\$124,500

Project ID: 53W1338

Project Name: Elderberry Road Assessment District-2013
 Limits: 130' east of Samuel Drive to 600' West of Augusta Drive
 Frontages listed are for Elderberry Road

Parcel No./ Zoning	Owner's Name / Mailing Address	Parcel Location	Gross Parcel Assessable Area SF	Sanitary Sewer Parcel Assessable Area SF	Project Area Assmt \$1.55/sf	Sanitary Sewer Assessments				Water Main Assessment			
						Lateral Assessment		MMSD Fee/ 1000sf \$62.48 per 1000 SF	Total Sanitary Assessment	Frontage	Credit	Assessable Frontage	\$102.00 /LF
						\$111.23 per L.F.	Lateral Length						
0708-222-0805-9	ATTIC ANGEL PRAIRIE POINT INC 640 JUNCTION RD MADISON WI	8552 Elderberry Rd	121,086.00	0.00	\$0.00	0.00	0.00	(1)	\$0.00	472.40	0.00	472.40	\$48,184.80
0708-222-0804-1	CITY OF MADISON PARKS JUNCTION RIDGE PARK 210 ML KING JR BLVD MADISON WI	8544 Elderberry Rd	195,213.00	0.00	\$0.00	0.00	\$0.00	\$12,196.91	\$12,196.91	N/A	N/A	0.00	\$0.00
0708-222-0901-5	ATTIC ANGEL PRAIRIE POINT INC 640 JUNCTION RD MADISON WI	8545 Elderberry Rd	32,602.00	32,602.00	\$50,533.10	142.00	\$15,794.66	\$2,036.97	\$68,364.73	328.29	0.00	328.29	\$33,485.58
0708-223-0099-6	UNIV OF WIS REGENTS VAN HISE HALL #1860 1220 LINDEN DR MADISON WI	8502 Mineral Point Rd	3,305,950.00	0.00	\$0.00	0.00	\$0.00	(1)	\$0.00	419.71	0.00	419.71	\$42,810.42
			3,654,851.00	32,602.00	\$50,533.10	142.00	\$15,794.66	\$14,233.88	\$80,561.64			1,220.40	\$124,480.80

(1) Madison Metropolitan Sewerage District (MMSD) sanitary sewer connection charges for Parcel 0708-222-0805-9 (8552 Elderberry) and 0708-223-0099-6 (8502 Mineral Point Road) to be collected at such time as the parcel is subdivided or developed. The base rate shall increase annually as determined by MMSD and the final connection cost will be determined by MMSD. Final billings will be generated by MMSD at the time of development or connection.

(2) Old Sauk Road Drainage District fees to be collected at such time as the parcel is platted or developed for all parcels. The base rate shall increase annually and the final cost will be generated at the time of development.

Project ID: 53W1338

Project Name: Elderberry Road Assessment District-2013
 Limits: 130' east of Samuel Drive to 600' West of Augusta Drive
 Frontages listed are for Elderberry Road

Parcel No./	Owner's Name /	Parcel Location	Frontage	Sidewalk @		Street @		Street Lighting				Sanitary Sewer* Total	Water* Total	TOTAL ASSMNT
				\$33.20 per LF		\$245.00 per LF		Frontage	Zoning	Factored Frontage	Assessmt \$4.15/LF			
0708-222-0805-9 PUDSIP	ATTIC ANGEL PRAIRIE POINT INC 640 JUNCTION RD MADISON WI	8552 Elderberry Rd	472.60	472.60	\$15,690.32	472.60	\$115,787.00	472.60	1.50	708.90	\$2,941.94	\$0.00	\$48,184.80	\$182,604.06
0708-222-0804-1 PUDSIP	CITY OF MADISON PARKS JUNCTION RIDGE PARK 210 ML KING JR BLVD MADISON WI	8544 Elderberry Rd	277.80	277.80	\$9,222.96	277.80	\$68,061.00	277.80	1.00	277.80	\$1,152.87	\$12,196.91	\$0.00	\$90,633.74
0708-222-0901-5 PUDSIP	ATTIC ANGEL PRAIRIE POINT INC 640 JUNCTION RD MADISON WI	8545 Elderberry Rd	393.22	0.00	\$0.00	393.22	\$96,338.90	393.22	1.50	589.83	\$2,447.79	\$68,364.73	\$33,485.58	\$200,637.00
0708-223-0099-6 ** A	UNIV OF WIS REGENTS VAN HISE HALL #1860 1220 LINDEN DR MADISON WI	8502 Mineral Point Rd	935.96	0.00	\$0.00	355.00	\$86,975.00	355.00	1.50	532.50	\$2,209.88	\$0.00	\$42,810.42	\$131,995.30
			2079.58	750.40	\$24,913.28	1498.62	\$367,161.90			2109.03	\$8,752.47	\$80,561.64	\$124,480.80	\$605,870.09

* SEE SECOND PAGE FOR DETAILS OF STORM SEWER, SANITARY SEWER, SEWER INTERCEPTOR, AND WATER ASSESSMENTS
 ** ASSESSMENTS AGAINST UNIVERSITY OF WISCONSIN REGENTS OWNED PROPERTIES SHALL BE CHARGED TO ATTIC ANGEL PRAIRIE POINT LLC