

## Department of Public Works City Engineering Division

Robert F. Phillips, P.E. **City Engineer** 

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Jeanne E. Hoffman, Manager

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Liic I. Federson

**Financial Officer** Steven B. Danner-Rivers

> Hydrogeologist Brynn Bemis

DATE: September 20, 2013

TO: Plan Commission

FROM: Robert F. Phillips, P.E., City Engineer

SUBJECT: 702 North Midvale Boulevard Rezoning

The City Engineering Division has reviewed the subject development and has the following comments.

**MAJOR OR NON-STANDARD REVIEW COMMENTS** (Comments which are special to the project and/or may require additional work beyond a standard, more routine project.)

 Update all public and private street names on all sheets. Price Place ends at the intersection of Heather Crest. Add Hilldale Way and Heather Crest where appropriate. The Mall is adjacent to N Midvale Blvd (add the word North or abbreviated N).

## **GENERAL OR STANDARD REVIEW COMMENTS**

locations and landscaping.

In addition, we offer the following General or Standard Review Comments:

Engineering Division Review of Planned Community Developments, Planned Unit Developments and Conditional Use Applications.

Name: 702 North Midvale Boulevard Rezoning

## General

1.1	The construction of this building will require removal and replacement of sidewalk, curb and gutter and possibly other parts of the City's infrastructure. The applicant shall enter into a City / Developer agreement for the improvements required for this development. The applicant shall be required to provide deposits to cover City labor and materials and surety to cover the cost of construction. The applicant shall meet with the City Engineer to schedule the development of the plans and the agreement. The City Engineer will not sign off on this project without the agreement executed by the developer. The developer shall sign the Developer's Acknowledgement prior to the City Engineer signing off on this project. (MGO 16.23(9)c)
1.2	The site plan shall identify lot and block numbers of recorded Certified Survey Map or Plat.
1.3	The site plan shall include all lot/ownership lines, existing building locations, proposed building additions, demolitions, parking stalls, driveways, sidewalks (public and/or private), existing and proposed signage, existing and proposed utility

October 15, 2013

b.

No above-ground improvements shall be located in the Public Sanitary Sewer Easement Area(s) by the City or

the property owner, with the exception that grates, sewer access structure (SAS) covers, and other access

- points to the public sanitary sewer facilities shall be permitted at grade level. (**Optional**: and with the exception that pavement and/or concrete for driveway purposes shall be permitted.)
- c. Plantings and landscaping within the Public Sanitary Sewer Easement Area(s) shall not obstruct routine maintenance by the City. In the event of repair or reconstruction, plantings and landscaping may be removed by the City without replacement or compensation to the property owner.
- d. The property owner shall not change the grade of the Public Sanitary Sewer Easement Area(s) without the prior written approval of the City's Engineering Division.
- The Public Sanitary Sewer Easement(s) may not be amended, modified, terminated, or released without the
  written consent of all the parties hereto, or their respective successors-in-interest.

(MGO 16.23)(3)(a)(2)(c) (plats) & 16.23(5)(g)1 (CSM)

- 2.9 The Public Sidewalk Easement(s) dedicated to the City of Madison ("City") on the face of this Certified Survey Map or Subdivision Plat is/are subject to the following conditions:
  - a. The property owner reserves the right to use and occupy the Public Sidewalk Easement Area(s) in a manner consistent with the rights herein conveyed, provided that such use and occupancy shall not interfere with or disturb the installation, operation, maintenance, repair, replacement and/or modification of the public sidewalk improvements.
  - b. No above-ground improvements will be allowed in the Public Sidewalk Easement Area(s) by the property owner. (**Optional**: with the exception that pavement and/or concrete for driveway purposes shall be permitted.)
  - c. Plantings and landscaping within the Public Sidewalk Easement Area(s) shall not obstruct routine maintenance by the City. In the event of repair or reconstruction, plantings and landscaping may be removed by the City without replacement or compensation to the property owner.
  - d. The property owner shall not change the grade of the Public Sidewalk Easement Area(s) without the prior written approval of the City's Engineering Division.
  - e. The Public Sidewalk Easement(s) may not be amended, modified, terminated, or released without the written consent of all the parties hereto, or their respective successors-in-interest.

(MGO 16.23)(3)(a)(2)(c) (plats) & 16.23(5)(g)1 (CSM)

- 2.10 The Public Storm Sewer Easement(s) dedicated to the City of Madison ("City") on the face of this Certified Survey Map or Subdivision Plat is/are subject to the following conditions:
  - a. The property owner reserves the right to use and occupy the Public Storm Sewer Easement Area(s) in a manner consistent with the rights herein conveyed, provided that such use and occupancy shall not interfere with or disturb the installation, operation, maintenance, repair, replacement and/or modification of the public storm sewer facilities.
  - b. No above-ground improvements shall be located in the Public Storm Sewer Easement Area(s) by the City or the property owner, with the exception that grates, sewer access structure (SAS) covers, and other access points to the public storm sewer facilities shall be permitted at grade level. (Optional: and with the exception that pavement and/or concrete for driveway purposes shall be permitted.)
  - c. Plantings and landscaping within the Public Storm Sewer Easement Area(s) shall not obstruct routine maintenance by the City. In the event of repair or reconstruction, plantings and landscaping may be removed by the City without replacement or compensation to the property owner.
  - d. The property owner shall not change the grade of the Public Storm Sewer Easement Area(s) without the prior written approval of the City's Engineering Division.
     The Public Storm Sewer Easement(s) may not be amended, modified, terminated, or released without the written consent of all the parties hereto, or their respective successors-in-interest.

(MGO 16.23)(3)(a)(2)(c) (plats) & 16.23(5)(g)1 (CSM)

- 2.11 The Public Water Main Easement(s) dedicated to the City of Madison ("City") on the face of this Certified Survey Map or Subdivision Plat is/are subject to the following conditions:
  - a. The property owner reserves the right to use and occupy the Public Water Main Easement Area(s) in a manner consistent with the rights herein conveyed, provided that such use and occupancy shall not interfere with or disturb the installation, operation, maintenance, repair, replacement and/or modification of the public water main facilities.
  - b. No above-ground improvements will be allowed in the Public Water Main Easement Area(s) by the property owner. (Optional: with the exception that pavement and/or concrete for driveway purposes shall be permitted.)
  - c. Plantings and landscaping within the Public Water Main Easement Area(s) shall not obstruct routine maintenance by the City. In the event of repair or reconstruction, plantings and landscaping may be removed by the City without replacement or compensation to the property owner.
  - d. The property owner shall not change the grade of the Public Water Main Easement Area(s) without the prior written approval of the City's Engineering Division.
  - e. The Public Water Main Easement(s) may not be amended, modified, terminated, or released without the written consent of all the parties hereto, or their respective successors-in-interest.

(MGO 16.23)(3)(a)(2)(c) (plats) & 16.23(5)(g)1 (CSM)

## Streets and Sidewalks

	3.1	The Applicant shall execute a waiver of notice and hearing on the assessments for the improvement of [roadway] in accordance with Section 66.0703(7)(b) Wisconsin
		Statutes and Section 4.09 of the MGO. (MGO 16.23(9)(d)(6)
	3.2	Value of sidewalk installation over \$5000. The Applicant shall Construct Sidewalk to a plan approved by the City Engineer along (MGO 16.23(9)(d)(6)
	3.3	Value of sidewalk installation under \$5000. The Applicant shall install public sidewalk along The Applicant shall obtain a Street Excavation Permit for the sidewalk work, which is available from the City Engineering Division. The applicant shall pay all fees associated with the permit including inspection fees. All work must be completed within six months or the succeeding June 1, whichever is later. (MGO 16.23(9)(d)(6) This permit application is available on line at <a href="http://www.cityofmadison.com/engineering/permits.cfm">http://www.cityofmadison.com/engineering/permits.cfm</a> .
	3.4	The Applicant shall execute a waiver of their right to notice and hearings on the assessments for the installation of sidewalk along [roadway] in accordance with Section 66.0703(7)(b) Wisconsin Statutes and Section 4.09 of the MGO. (MGO 16.23(9)(d)(6)
	3.5	The Applicant shall grade the property line along to a grade established by the City Engineer. The grading shall be suitable to allow the installation of sidewalk in the future without the need to grade beyond the property line. The Applicant shall obtain a Street Excavation permit prior to the City Engineer signing off on this development. (MGO 16.23(9)(d)(6)  This permit application is available on line at <a href="http://www.cityofmadison.com/engineering/permits.cfm">http://www.cityofmadison.com/engineering/permits.cfm</a> .
	3.6	The Applicant shall close all abandoned driveways by replacing the curb in front of the driveways and restoring the terrace with grass. (POLICY)
	3.7	Value of the restoration work less than \$5,000. When computing the value, do not include a cost for driveways. Do not include the restoration required to facilitate a utility lateral installation. The Applicant's project requires the minor restoration of the street and sidewalk. The Applicant shall obtain a Street Excavation Permit for the street restoration work, which is available from the City Engineering Division. The applicant shall pay all fees associated with the permit including inspection fees. (MGO 16.23(9)(d)(6)  This permit application is available on line at <a href="http://www.cityofmadison.com/engineering/permits.cfm">http://www.cityofmadison.com/engineering/permits.cfm</a> .
	3.8	The Applicant shall make improvements to in order to facilitate ingress and egress to the development. The improvement shall include a (Describe what the work involves or strike this part of the comment.)
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	3.15	The Applicant shall complete work on exposed aggregate sidewalk in accordance with specifications provided by the city. The stone used for the exposed aggregate shall be approved by the City. The Construction Engineer shall be notified prior to beginning construction. Any work that does not match the adjacent work or which the City Construction Engineer finds is unacceptable shall be removed and replaced. (POLICY)
	3.16	All work in the public right-of-way shall be performed by a City licensed contractor. (MGO 16.23(9)(c)5) and MGO 23.01)
	3.17	Installation of "Private" street signage in accordance with 10.34 MGO is required.
	3.18.	All street tree locations and tree species within the right of way shall be reviewed and approved by City Forestry. Please submit a tree planting plan (in PDF format) to Dean Kahl, of the City Parks Department - <a href="mailto:dkahl@cityofmadison.com">dkahl@cityofmadison.com</a> or 266-4816. Approval and permitting of any tree removal or replacement shall be obtained from the City Forester and/or the Board of Public Works prior to the approval of the site plan. (POLICY)
	3.19.	All damage to the pavement on, adjacent to this development shall be restored in accordance with the City of Madison's Pavement Patching Criteria. For additional information please see the following link: <a href="http://www.cityofmadison.com/engineering/patchingCriteria.cfm">http://www.cityofmadison.com/engineering/patchingCriteria.cfm</a> (POLICY)
Storm W	ater Ma	nagement
	4.1	The site plans shall be revised to show the location of all rain gutter down spout discharges. (POLICY)
	4.2	Storm sewer to serve this development has been designed and constructed. The site plans shall be revised to identify the location of this storm sewer and to show connection of an internal drainage system to the existing public storm sewer. (POLICY AND MGO OVER 10,000 SF OF IMPERVIOUS AREA 10.29 and 37.05(7)(b))
	4.3	The plan set shall be revised to show a proposed private internal drainage system on the site. This information shall include the depths and locations of structures and the type of pipe to be used. POLICY AND MGO 10.29
	4.4	The applicant shall show storm water "overflow" paths that will safely route runoff when the storm sewer is at capacity. (POLICY)
	4.5	The applicant shall demonstrate compliance with Section 37.07 and 37.08 of the Madison General Ordinances regarding permissible soil loss rates. The erosion control plan shall include Universal Soil Loss Equation (USLE) computations for the construction period. Measures shall be implemented in order to maintain a soil loss rate below 7.5-tons per acre per year.
	4.6	For Commercial sites < 1 acre in disturbance the City of Madison is an approved agent of the Department of Commerce and WDNR. As this project is on a site with disturbance area less than one (1) acres, and contains a commercial building, the City of Madison is authorized to review infiltration, stormwater management, and erosion control on behalf of the Department of Commerce. No separate submittal to Commerce or the WDNR is required. (NOTIFICATION)
	4.6a	Effective January 1, 2010, The Department of Commerce's authority to permit commercial sites, with over one (1) acre of disturbance, for stormwater management and erosion control has been transferred to the Department of Natural Resources (WDNR). The WDNR does not have an authorized local program transferring this authority to the City of Madison. The City of Madison has been required by the WDNR to continue to review projects for compliance with NR216 and NR-151but a separate permit submittal is now required to the WDNR for this work as well. The City of Madison cannot issue our permit until concurrence is obtained from the WDNR via their NOI or WRAPP permit process.
		As this site is greater than one (1) acre, the applicant is required by State Statute to obtain a Water Resources Application for Project Permits (WRAPP) from the Wisconsin Department of Natural Resources, prior to beginning construction. This permit was previously known as a Notice of Intent Permit (NOI). Contact Eric Rortvedt at 273-5612 of the WDNR to discuss this requirement. Information on this permit application is available on line http://dnr.wi.gov/Runoff/stormwater/constrformsinfo.htm (NOTIFICATION)
	4.7	This development includes multiple building permits within a single lot. The City Engineer and/or the Director of the Inspection Unit may require individual control plans and measures for each building. (POLICY)
	4.8	If the lots within this site plan are inter-dependent upon one another for stormwater runoff conveyance, and/or a private drainage system exists for the entire site an agreement shall be provided for the rights and responsibilities of all lot owners. Said agreement shall be reviewed and placed on file by the City Engineer, referenced on the site plan and recorded at the Dane Co Register of Deeds. (POLICY)
$\boxtimes$	4.9	Prior to approval, this project shall comply with Chapter 37 of the Madison General Ordinances regarding stormwater

management. Specifically, this development is required to: Detain the 2 & 10-year storm events. П Detain the 2, 10, & 100-year storm events. П Control 40% TSS (20 micron particle) off of new paved surfaces П Control 80% TSS (5 micron particle) off of new paved surfaces П Reduce TSS off of the proposed development by 80% when compared with the existing site. Provide infiltration in accordance with Chapter 37 of the Madison General Ordinances  $\Box$ Provide substantial thermal control. П Provide oil & grease control from the first 1/2" of runoff from parking areas.  $\boxtimes$ Complete an erosion control plan and complete weekly self-inspection of the erosion control practices and post these inspections to the City of Madison website - as required by Chapter 37 of the Madison General Ordinances. Stormwater management plans shall be submitted and approved by City Engineering prior to signoff. 4.10 The plan set shall be revised to show more information on proposed drainage for the site. This shall be accomplished by using spot elevations and drainage arrows or through the use of proposed contours. It is necessary to show the location of drainage leaving the site to the public right-of-way. It may be necessary to provide information off the site to fully meet this requirement. (POLICY) A portion of this project comes under the jurisdiction of the US Army Corp of Engineers and WDNR for wetland or flood plain issues. A permit for those matters shall be required prior to construction on any of the lots currently within the jurisdictional flood plain. (NOTIFICATION)  $\boxtimes$ The Applicant shall submit, prior to plan sign-off, a digital CAD file (single file) to the Engineering Program Specialist in the Engineering Division (Lori Zenchenko). The digital CAD file shall be to scale and represent final construction. The single CAD file submittal can be either AutoCAD (dwg) Version 2001 or older, MicroStation (dgn) Version J or older, or Universal (dxf) format and contain only the following data, each on a separate layer name/level number: a) Building Footprints b) Internal Walkway Areas c) Internal Site Parking Areas d) Other Miscellaneous Impervious Areas (i.e. gravel, crushed stone, bituminous/asphalt, concrete, etc.) e) Right-of-Way lines (public and private) f) All Underlying Lot lines or parcel lines if unplatted g) Lot numbers or the words "unplatted" h) Lot/Plat dimensions i) Street names All other levels (contours, elevations, etc) are not to be included with this file submittal. NOTE: Email file transmissions preferred Izenchenko@cityofmadison.com . Include the site address in the subject line of this transmittal. Any changes or additions to the location of the building, sidewalks, parking/pavement during construction will require a new CAD file. (POLICY and MGO 37.09(2) & 37.05(4)) 4.13 NR-151 of the Wisconsin Administrative Code will be effective on October 1, 2004. Future phases of this project shall comply with NR 151 in effect when work commences. Specifically, any phases not covered by a Notice of Intent (NOI) received from the WDNR under NR-216 prior to October 1, 2004 shall be responsible for compliance with all requirements of NR-151 Subchapter III. As most of the requirements of NR-151 are currently implemented in Chapter 37 of the Madison General Ordinances, the most significant additional requirement shall be that of infiltration. (NOTIFICATION) NR-151 requires infiltration in accord with the following criteria. For the type of development, the site shall comply with one of the three (3) options provided below: Residential developments shall infiltrate 90% of the predevelopment infiltration amount, 25% of the runoff from the 2year post development storm or dedicated a maximum of 1% of the site area to active infiltration practices. Commercial development shall infiltrate 60% of the predevelopment infiltration amount, 10% of the runoff from the 2year post development storm or dedicate a maximum of 2% of the site area to active infiltration practices.  $\boxtimes$ 4.14 The applicant shall submit, prior to plan sign-off, digital PDF files to the Engineering Division (Jeff Benedict or Tim Troester). The digital copies shall be to scale, and shall have a scale bar on the plan set. (POLICY and MGO 37.09(2))

		PDF submittals shall contain the following information:  a) Building footprints. b) Internal walkway areas. c) Internal site parking areas. d) Lot lines and right-of-way lines. e) Street names. f) Stormwater Management Facilities. g) Detail drawings associated with Stormwater Management Facilities (including if applicable planting plans).				
	4.15	The Applicant shall submit prior to plan sign-off, electronic copies of any Stormwater Management Files including:				
		a) SLAMM DAT files. b) RECARGA files. c) TR-55/HYDROCAD/Etc d) Sediment loading calculations				
		If calculations are done by hand or are not available electronically the hand copies or printed output shall be scanned to a PDF file and provided. (POLICY and MGO 37.09(2))				
	4.16	The area adjacent to this proposed development has a known flooding risk. All entrances shall be 2-feet above the adjacent sidewalk elevation or 1-foot above the 100-year regional flood elevation (whichever is greater). This includes garage entrances. (POLICY)				
Utilities (	General					
	5.1	The Applicant shall obtain a Street Excavation permit for the installation of utilities required to serve this project. The Applicant shall pay the permit fee, inspection fee and street degradation fee as applicable and shall comply with all the conditions of the permit. (MGO 10.05(6))  This permit application is available on line at <a href="http://www.cityofmadison.com/engineering/permits.cfm">http://www.cityofmadison.com/engineering/permits.cfm</a> .				
	5.2	The applicant shall obtain all necessary sewer connection permits and sewer plugging permits prior to any utility work. (MGO 10.05(6)) and MGO 35.02(4)(c)(2))  This permit application is available on line at <a href="http://www.cityofmadison.com/engineering/permits.cfm">http://www.cityofmadison.com/engineering/permits.cfm</a> .				
	5.3	All proposed and existing utilities including gas, electric, phone, steam, chilled water, etc shall be shown on the plan. (POLICY)				
	5.4	The applicant's utility contractor shall obtain a connection permit and excavation permit prior to commencing the storm sewer construction. MGO 37.05(7)  This permit application is available on line at <a href="http://www.cityofmadison.com/engineering/permits.cfm">http://www.cityofmadison.com/engineering/permits.cfm</a> .				
	5.5	The site plans shall be revised to show the location of existing utilities, including depth, type, and size in the adjacent right-of-way. (POLICY)				
	5.6	The developer shall provide information on how the Department of Commerce's requirements regarding treatment of storm water runoff, from parking structures, shall satisfied prior to discharge to the public sewer system. Additionally, information shall be provided on which system (storm or sanitary) the pipe shall be connected to. (POLICY)				
	5.7	Prior to approval, the owner or owner's representative shall obtain a permit to plug each existing storm sewer lateral which must be permanently or temporarily disconnected from the public storm sewer system as part of the proposed work. For each lateral to be plugged the owner shall complete a sewer lateral plugging application and pay the applicable permit fees. NOTE: As of January 1, 2013 new plugging procedures and permit fees go into effect. The new procedures and revised fee schedule is available on line at <a href="http://www.cityofmadison.com/engineering/permits.cfm">http://www.cityofmadison.com/engineering/permits.cfm</a> . (MGO CH 37.05(7))				
Sanitary	Sanitary Sewer					
	6.1	Prior to approval, the owner or owner's representative shall obtain a permit to plug each existing sanitary sewer lateral that serves a building which is proposed for demolition. For each lateral to be plugged the owner shall complete a sewer lateral plugging application and pay the applicable permit fees. NOTE: As of January 1, 2013 new plugging procedures and permit fees go into effect. The new procedures and revised fee schedule is available on line at <a href="http://www.cityofmadison.com/engineering/permits.cfm">http://www.cityofmadison.com/engineering/permits.cfm</a> . (MGO CH 35.02(14))				
	6.2	All outstanding Madison Metropolitan Sewerage District (MMSD) are due and payable prior Engineering sign-off, unless				

October 15, 2013 Page 8 otherwise collected with a Developer's / Subdivision Contract. Contact Janet Dailey (608-261-9688) to obtain the final MMSD billing a minimum of two (2) working days prior to requesting City Engineering signoff. (MGO 16.23(9)(d)(4)) 6.3 All outstanding City of Madison sanitary sewer connection charges are due and payable prior to Engineering sign-off, of the land use approval. This property is subject to Sanitary Connection charges for the District. 6.4 Each unit of a duplex building shall be served by a separate and independent sanitary sewer lateral.(POLICY)  $\boxtimes$ 6.5 The site plan shall be revised to show all existing public sanitary sewer facilities in the project area as well as the size, invert elevation, and alignment of the proposed service if bathroom facilities are present. (POLICY) This project appears to have proposed uses which could require sanitary sewer demand charges or monitoring of the 6.6 discharge of sanitary sewerage. The applicant shall install a monitoring manhole on the exterior of the building in compliance with City of Madison Engineering criteria. Please contact Tim Troester 608-267-1195 with question regarding this requirement. **Environmental** 7.1 City of Madison Environmental Project Staff are not aware of any land dedications required for this plat/CSM. As a result, a Phase 1 Environmental Site Assessment (ESA) will not be required of the applicant. If Right of Way is dedicated as a result of the project, the applicant shall notify Brynn Bemis (608.267.1986) to determine if a Phase I ESA will be required. (MGO 16.23(5)(g)(2)) 7.2 City of Madison Environmental Projects Staff have reviewed the subject site and determined that a Phase I ESA will not be required of the applicant. If there are any changes in the approved land dedications, the applicant shall notify

Brynn Bemis (608.267.1986) to determine if a Phase I ESA will be required. (MGO 16.23(5)(g)(2))

City of Madison Environmental Projects Staff have reviewed the subject site and determined that a Phase I ESA will be required of the applicant. The applicant shall provide one (1) digital and two (2) hard copies of an ASTM Phase I ESA prepared by an environmental professional. Staff review of this Phase I ESA will determine if a further investigative Phase II ESA is also required. Please submit any relevant Phase I and Phase II ESAs to

7.3