Legislation Details (With Text)

File #:	69796	**Version:**	1	**Name:**	Establishing assessments for the installation of street trees requested by the property owner (notices and public hearings have been waived).
Type:	Resolution			**Status:**	Passed
File created:	2/8/2022			**In control:**	Engineering Division
On agenda:	3/1/2022			**Final action:**	3/1/2022
Enactment date:	3/4/2022			**Enactment #:**	RES-22-00157

Title: Establishing assessments for the installation of street trees requested by the property owner (notices and public hearings have been waived). (Various ADs.)

Sponsors: BOARD OF PUBLIC WORKS

Indexes:

Code sections:

Attachments: 1. Assessable Tree List Spring 2022.pdf, 2. Report by City Forester Spring 2022 (signed).pdf

Date	Ver.	Action By	Action	Result
3/1/2022	1	COMMON COUNCIL	Adopt Unanimously Under Suspension of Rules 2.04, 2.24, & 2.25	Pass
2/16/2022	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - REPORT OF OFFICER	Pass
2/8/2022	1	Engineering Division	Refer	

Fiscal Note

The proposed resolution establishes assessments for the installation of 700 street trees requested by property owners. The total cost of the assessment and installation is $162,820.00, all of which will be paid to the City by the property owners. Funds are available in the Street Tree Program capital budget (Munis 12415).

Title

Establishing assessments for the installation of street trees requested by the property owner (notices and public hearings have been waived). (Various ADs.)

Body

PREAMBLE

In accordance with Section 10.10 (11) of the Madison General Ordinances, the property owners of the parcels listed in the attached schedule of assessments have requested installation of street trees on the street right-of-way abutting their respective properties and have waived their right for notice and public hearing. The purpose of this resolution is to establish the assessments for these street trees in accordance with Section 10.10 (9) of the Madison General Ordinances.

BE IT RESOLVED:

1. That the Common Council hereby determines that the special assessments contained on the attached schedule of assessments are reasonable.

2. That such work represents an exercise of the police power of the City of Madison.

3. That the attached schedule of assessments for street trees are hereby approved and that the date of adoption of this resolution shall constitute the levy of those assessments and that such assessments so levied shall be lien against the respective properties from the date of the adoption of this resolution.

4. That the work or improvement be carried out in accordance with the reports as finally approved.

INSTALLMENT ASSESSMENT NOTICE

The amount of the special assessment for each abutting property owner has been determined as specified above and a statement of the same is on file with the City Clerk; it is proposed to collect the same in five (5) installments, as provided for by Section 66.0715 of the Wisconsin Statutes, with interest thereon at 2 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 there from 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."

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