



## Legislation Text

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**File #:** 19375, **Version:** 1

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### **Fiscal Note**

ES01-58275-810335-00-53B2129 \$12,000

CS53-58250-810354-00-53B2129 \$13,000

### **Title**

Approving plans and specifications for public improvements required to serve the Subdivision known as First Addition to Hawks Ridge Estates and authorizing construction to be undertaken by the Developer, Private Contract No. 2129, and rescinding RES-07-01044, ID No. 07606. (1<sup>st</sup> AD)

### **Body**

WHEREAS, the developer, TRMcKenzie, Inc., has received the City of Madison's approval to create the subdivision known as First Addition to Hawks Ridge Estates;  
and,

WHEREAS, Section 16.23(9) of the Madison General Ordinances requires the developer to install the public improvements necessary to serve the subdivision; and

WHEREAS, Resolution RES-07-01044, ID 07606 was approving a Subdivision Contract for the same lands but a different owner.

WHEREAS, the original developer has not entered into the Subdivision Contract or recorded the plat and is now selling the lands to TRMcKenzie, Inc.

NOW, THEREFORE, BE IT RESOLVED:

1. That the Mayor and City Clerk are hereby authorized and directed to execute a Contract For the Construction of Public Improvements That Will be Accepted by the City of Madison For First Addition to Hawks Ridge Estates, with TRMcKenzie, Inc.
2. That the plans and specifications for the public improvements necessary to serve the subdivision are hereby approved.
3. That the developer is authorized to construct the public improvements in accordance with the terms of the Contract For the Construction of Public Improvements That Will be Accepted by the City of Madison at the sole cost of the developer, except as follows: \$25,000.00
4. That the Mayor and City Clerk are hereby authorized to sign and grant easements or right-of-way release or procurement documents, maintenance agreements, operational agreements, or encroachment agreements, as necessary and grant or accept dedication of lands and/or easements from/to the Developer/Owner for public improvements located outside of existing public fee title or easement right-of-ways.
5. The Common Council is approved to accept ownership of the improvements in the Maintenance Area if a maintenance agreement is executed and recorded as a condition of this contract.