



11333 N. Cedarburg Road
Mequon, WI 53092
Phone: 262-236-2934
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www.ci.mequon.wi.us

Public Works/Engineering
Taped and Televised

SEWER UTILITY DISTRICT COMMISSION
Wednesday, August 10, 2022
7:00 PM or Immediately Following
Mequon Municipal Water Commission
Christine Nuernberg Hall
Agenda

1) Call to Order, Roll Call

2) Approval of Meeting Minutes

Action requested: review and approve

a. Sewer Utility District Commission - Regular Meeting - Jun 14, 2022 7:15 PM

3) Resolutions

Action requested: review and recommend approval

a. **RESOLUTION 3973** A Resolution Approving a Contract for the Preparation of Bid Documents for Sewer Lateral Repair Work in the Ranch Road Lift Station "E" Area to raSmith of Brookfield, Wisconsin, in the Amount of \$48,300

b. **RESOLUTION 3974** A Resolution to Adopting an Amended Water Quality Management Plan

c. **RESOLUTION 3972** A Resolution Approving a Quit Claim Deed, a Temporary Construction Easement and a Statement of Non-Reimbursement with the Wisconsin Department of Transportation, in Connection with the Interstate-43 Freeway Expansion Project

4) Adjourn

Dated: August 10, 2022

/s/ Andrew Nerbun, Mayor

.....
Notice is hereby given that a quorum of other governmental bodies may be present at this meeting to present, discuss and/or gather information about a subject over which they have decision-making responsibility, although they will not take formal action thereto at this meeting.

Persons with disabilities requiring accommodations for attendance at this meeting should contact the City Clerk's Office at 262-236-2914, twenty-four (24) hours in advance of the meeting.

Any questions regarding this agenda may be directed to the City Administrator's Office at 262-236-2941, Monday through Friday, 8:00 AM – 4:30 PM



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SEWER UTILITY DISTRICT COMMISSION

Tuesday, June 14, 2022

7:15 PM

Christine Nuernberg Hall

Minutes

1) Call to Order, Roll Call

Present:

Commissioner Andrew Nerbun
Commissioner Glenn Bushee
Commissioner Mark Gierl
Commissioner Jeffrey Hansher
Commissioner Dale Mayr
Commissioner Brian Parrish
Commissioner Kathleen Schneider
Commissioner Robert Strzelczyk
Vacant Seat -- **Excused**

2) Approval of Meeting Minutes

a. May 10, 2022 Minutes

RESULT: **Approved [Unanimous]**

MOVED BY: Commissioner Mayr

SECONDED BY: Commissioner Bushee

AYES:	Nerbun, Bushee, Gierl, Hansher, Mayr, Parrish, Schneider, Strzelczyk
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3) Resolutions

Action requested: review and recommend approval

- a. **RESOLUTION 3958** A Resolution Authorizing City Staff to File the City of Mequon's Compliance Maintenance Annual Report (CMAR) for Calendar Year 2021, in Accordance with Requirements Under Wisconsin Administrative Code NR208

RESULT: **Approved [Unanimous]**

MOVED BY: Commissioner Schneider

Minutes Acceptance: Minutes of Jun 14, 2022 7:15 PM (Approval of Meeting Minutes)

SECONDED BY: Commissioner Bushee

AYES: Nerbun, Bushee, Gierl, Hansher, Mayr, Parrish, Schneider, Strzelczyk

- b. **RESOLUTION 3962** A Resolution Authorizing Award of a Contract to Design Tamerlane Drive Lift Station O Capacity Improvements to S.E.H. of Sheboygan, WI in the Amount of \$46,960

3b. Deputy Director of Utilities Driscoll stated that staff followed the procurement policy and requested multiple proposals. However only one contractor responded to the request for proposal, and three firms declined due to a backlog of work. In addition, the City has successfully worked with S.E.H of Sheboygan previously.

RESULT: **Approved [Unanimous]**

MOVED BY: Commissioner Schneider

SECONDED BY: Commissioner Parrish

AYES: Nerbun, Bushee, Gierl, Hansher, Parrish, Schneider, Strzelczyk

RECUSED: Mayr

4) Information Items

- a. Update on Sewer Lateral Project

Information Items

- a. Update on Sewer Lateral Project

Deputy Director of Utilities Driscoll provided the Commission with an update on the Sewer Lateral Project that started in 2017, and provided details on the number of participants, the completed work and outstanding warranty work to be completed by MBI before November 1, 2022.

5) Adjourn

- a. Motion to Adjourn at 7:41 PM.

RESULT: **Approved by Voice Acclamation [Unanimous]**

MOVED BY: Commissioner Mayr

SECONDED BY: Commissioner Hansher

AYES: Nerbun, Bushee, Gierl, Hansher, Mayr, Parrish, Strzelczyk

NOT PRESENT: Schneider

Respectfully Submitted,

Casey Deuster
Administrative Assistant

Minutes Acceptance: Minutes of Jun 14, 2022 7:15 PM (Approval of Meeting Minutes)



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Office of Sewer Utility District Commission

TO: Sewer Utility District Commission
FROM: Kevin Driscoll, Deputy Director of Utilities
DATE: August 10, 2022
SUBJECT: RESOLUTION 3973 A Resolution Approving a Contract for the Preparation of Bid Documents for Sewer Lateral Repair Work in the Ranch Road Lift Station "E" Area to raSmith of Brookfield, Wisconsin, in the Amount of \$48,300

Background

The 2019 Private Property Inflow and Infiltration Study Report identified and prioritized areas for sewer lateral work, and that list is attached as Exhibit A. The priority area for sewer lateral work is the Ranch Road Lift Station "E" area. That area is generally described as the area west of Port Washington Road, north of Mequon Road, south of Liebau Road, and east of Riverland Drive (see Exhibit B). Previously, a funding agreement with the Milwaukee Metropolitan Sewerage District was established in the amount of \$755,858 to repair 506 sewer laterals, and this arrangement includes the ability for the City to obtain reimbursement for necessary consulting services to prepare related contract documents.

Analysis

Staff requested proposals from 3 qualified firms to prepare the sewer lateral contract documents with advertisement for bid scheduled this fall. Two firms declined proposals, (Arcadis, Brown and Caldwell) due to existing backlog and workloads. The proposed fee from raSmith is \$48,300. The consulting firm has notably completed previous consulting projects for the City on time, within budget, without change orders and with successful project outcomes.

Fiscal Impact

This project is eligible for reimbursement from the Milwaukee Metropolitan Sewerage District, through the City's PPII Fund 610669-740006.

Recommendation

A recommendation is forthcoming from the Sewer Utility District Commission on August 10, 2022.

Attachments:

Exhibit A - 2019 PPII Study Priority Listing (Table 4) (PDF)
 Exhibit B - Map of Sewer Lateral Work Areas (PDF)
 Exhibit C - raSmith Proposal to Prepare Sewer Lateral Bid Docs (#3556-23-E) (PDF)

COMMON COUNCIL
OF THE
CITY OF MEQUON

RESOLUTION 3973

A Resolution Approving a Contract for the Preparation of Bid Documents for Sewer Lateral Repair Work in the Ranch Road Lift Station 'E' Area to raSmith of Brookfield, Wisconsin, in the Amount of \$48,300

RECITALS

A. The City of Mequon has the ability for the Milwaukee Metropolitan Sewerage District (MMSD) to reimburse eligible expenses that reduce infiltration and inflow from entering sanitary building sewer laterals.

B. On October 22, 2019, the City of Mequon approved a resolution to adopt a Study Report that prioritized areas to implement additional Private Property Inflow and Infiltration Projects.

C. On May 11, 2021, Resolution 3842 was approved to authorized the City to enter into a funding agreement with the Milwaukee Metropolitan Sewerage District for implementing measures that reduce inflow and infiltration from entering sanitary building sewer laterals.

D. On July 12, 2022, the City of Mequon established a Funding Agreement with the Milwaukee Metropolitan Sewerage District (MMSD) to implement sewer lateral work that reduces infiltration and inflow into building sewer laterals in the Ranch Road Lift Station “E” Area, and that funding agreement allows for reimbursement of consulting services to prepare contract documents.

E. On July 28, City staff received consultant responses to a request for proposals to prepare contract documents exclusively for work on Sanitary Building Sewer Laterals, based on the construction methods and equipment used in the field for grouting building sewer laterals from sanitary sewer mains.

F. Staff recommends that the work to Prepare Bid Documents for Work on up to 506 Sewer Laterals in the Ranch Road Lift Station “E” Area be awarded to raSmith of Brookfield, Wisconsin in the amount of \$48,300 to prepare three contract documents for sewer lateral work.

G. This sewer lateral work is eligible for reimbursement by MMSD.

H. The Sewer Utility District Commission at its meeting on August 10, 2022, endorsed staff’s recommendation.

BASED UPON THE FOREGOING RECITALS, IT IS RESOLVED by the Common Council of the City of Mequon, Wisconsin that:

1. The project to Prepare Contract Documents for Sewer Lateral Work in the Ranch Road Lift Station “E” Area is awarded to raSmith of Brookfield, Wisconsin in an amount not to exceed \$45,300, subject to any clerical, technical and/or legal changes deemed necessary and appropriate by the City Attorney.

2. The Mayor and the City Clerk are authorized and directed to execute and deliver the same.

Approved by: Andrew Nerbun, Mayor

Date Approved: August 10, 2022

I certify that the foregoing Resolution was adopted by the Common Council of the City of Mequon, Wisconsin, at a meeting held on August 10, 2022.

Caroline Fochs, City Clerk

2019 PPI/I Report - Prioritization List

The top three lift station areas that contributed the most sanitary sewer overflow from 2014-2018 were LS E, LS F, and LS H. These areas are deemed most critical to the City of Mequon's PPI/I program. As stated previously in the 2019 report, sewer main rehabilitation and sewer lateral rehabilitation should be coordinated together if deadlines allow. Table 4 provides the recommended priority list of the 22 sewer collection areas investigated.

Table 4. City of Mequon Collection Area Priority List

Priority	Lift Station/Meter Collection Area	Sanitary Sewer Overflow Volume (2014 to 2018)	Peaking Factor	Average Daily Flow (gallons/day)	Number of Parcels
1	E	1.7	5.63	1,924,393	1275
2	F	0.542	7.61	114,221	250
3	H	0.219	10.75	49,990	59
4	B	0.11	6.86	73,703	147
5	G	0.059	5.70	153,994	298
6	V	0.059	7.99	91,527	286
7	C	0.045	8.69	82,957	106
8	O	0.02	7.30	52,679	87
9	L	0.0175	9.31	26,561	42
10	A	-	8.42	293,688	182
11	N	-	8.37	66,076	72
12	M	-	6.44	75,296	169
13	J	-	6.64	40,923	107
14	R	-	5.26	55,351	158
15	D	-	4.23	111,671	333
16	U	-	3.47	101,802	225
17	Q	-	3.32	65,811	9
18	S	-	3.58	54,998	108
19	T	-	3.35	31,438	32
20	P	-	4.02	12,562	4
21	I	-	2.47	17,454	33
22	W	-	3.47	1,206	3

Priority Area for Sewer Lateral Work
Funding Agreement #M10005-ME02

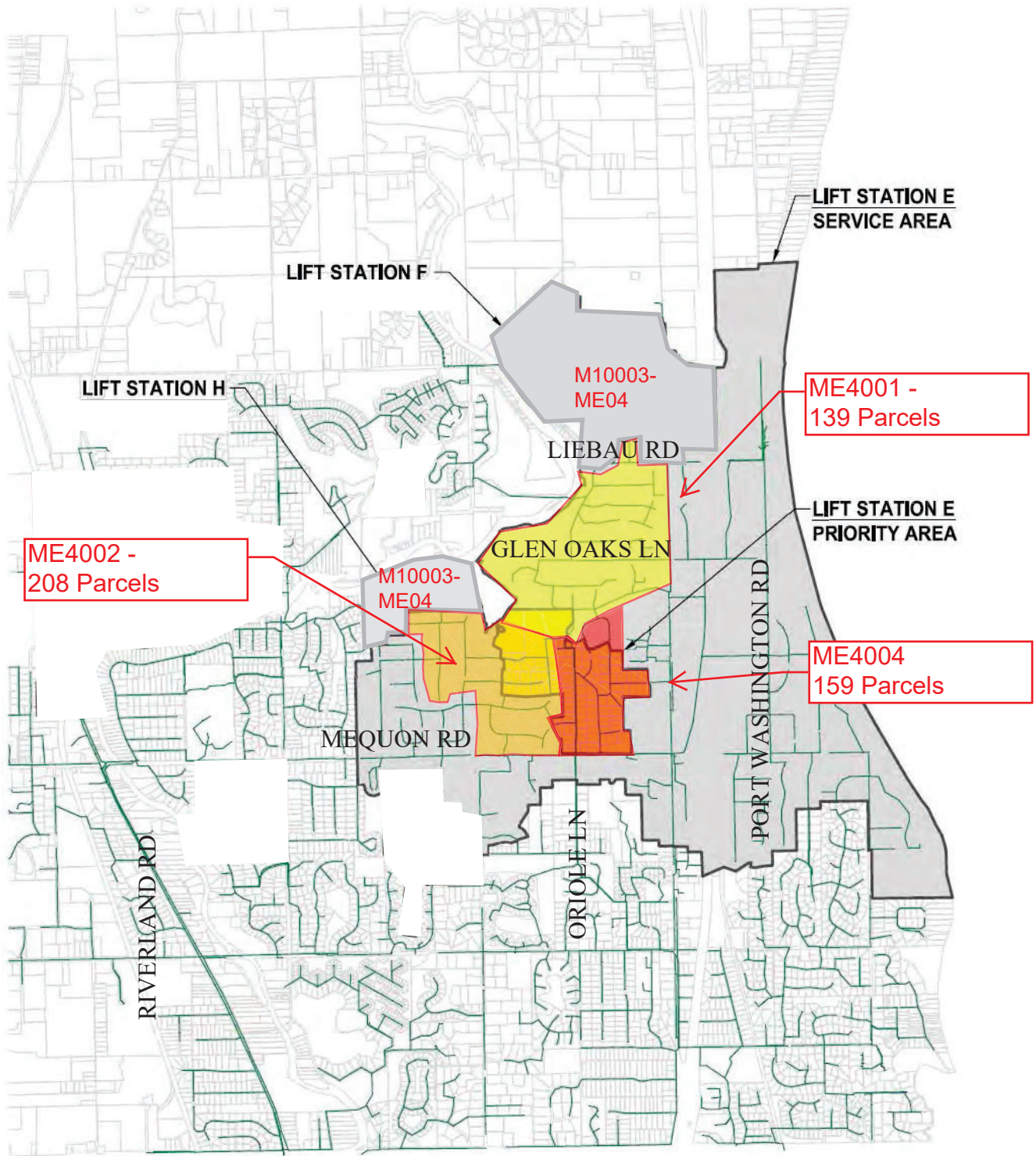


Figure 1. Recommended Areas for PPI/I Program

Cover Letter

16745 W. Bluemound Rd.
Brookfield, WI 53005-5938

July 26, 2022

Mr. Kevin Driscoll, Deputy Director of Utilities
City of Mequon Public Works/Engineering
11333 N. Cedarburg Road 60W
Mequon, WI 53092-1930

RE: Request for Proposal for Consultant Services to Prepare Bid Documents for the Rehabilitation of
Sanitary System Building Sewer Laterals
Contract #3556-23-E

Dear Mr. Driscoll:

raSmith appreciates the opportunity to provide the City of Mequon with our proposal to provide professional services for the project described in your request for proposal.

We understand that this request requires our firm to provide consulting services and prepare multiple bid packages for the rehabilitation of building sewer laterals in sewersheds ME4001, ME4002, and ME4004.

I will lead our project team and offer the City of Mequon significant expertise in the design and construction of public and private sanitary sewer rehabilitation projects. I have over 20 years of design and construction-related experience using these rehabilitation methods, and have administered similar projects recently for the City of Mequon, other MMSD communities, and directly with the MMSD itself. I feel our recent experience working directly with the City of Mequon to prepare the same bid documents in other areas of the City should give the city confidence in our ability to successfully administer this project for them, and ability to meet the expectations of the MMSD as well.

I will lead a team of qualified professionals, all of who have prior experience on similar projects. Ben High will oversee all work on this project as the lead design Project Engineer. As with the current projects, Ben will continue to handle primary communication on this project to keep things moving. His experience on public and private sanitary sewer rehabilitation is invaluable, and his current efforts in the City of Mequon and related PPII design work for the MMSD as part of our ongoing contract make him the perfect choice to complete this work. Ben will be assisted, as and when necessary, by Kate Jankowski, who also brings the necessary experience and certifications for this type of project work.

raSmith sincerely appreciates its ongoing professional relationship with the City of Mequon and looks forward to an opportunity to serve you on this project. Please do not hesitate to contact us with any questions regarding our proposal.

Sincerely,
raSmith



Chris M. Stamborski, P.E.
Assistant Director of Municipal Services

Additional Grouting and Relevant Project Experience

Chris has been our in-house expert on sanitary sewer rehabilitation since he started at raSmith in 2000. Since this time, Chris has regularly attended local (CSWEA and WWOA) and national (WEFTEC) conferences to learn and evaluate how old and new technologies can be purposed to solve today's public and private sanitary sewer I/I challenges. Chris was also a featured speaker in a Rural Water/WDNR presentation series focused on CMOM, flow monitoring, and sanitary sewer rehabilitation techniques, highlighting CIPP lining and grouting solutions.

Grouting is part of just about every mainline sanitary sewer CIPP project that raSmith has ever specified. This includes manhole and mainline sewer grouting necessary to control leaking ahead of CIPP lining, and connection grouting of sanitary sewer lateral reinstatements. There are projects where we've extended the lateral connection grout 5, 10, and 15 feet into the sanitary sewer lateral, but existing conditions are critical to the success, and ability, to grout these areas. We believe that the City of Mequon has experienced some of these same challenges, and elected to approach the lateral grouting in this project differently.

In 2011 Chris and Chuck started working with the City of Wauwatosa to systematically dye test their entire City sanitary sewer and storm systems. Based on the amount of leaking sanitary sewer laterals discovered in the system, our staff and the City determined that lateral CIPP rehabilitation would not be a sustainable solution to rehabilitating their private property sanitary sewer system, and therefore needed to explore a viable alternative.

Relevant Project Experience

In 2013 Chris and Chuck publically bid a sanitary sewer lateral project for approximately 75 properties in the Jackson Park neighborhood of the City of Wauwatosa. This project was very similar to the current City of Mequon project, as it called for the full lateral cleaning and CCTV, including root and deposit removal, testing and sealing of each lateral joint with grout, and post-rehabilitation CCTV to evaluate the finished product. The difference was the intended use of the in-building cleanout (Wauwatosa's decision) in lieu of an external cleanout to provide upstream lateral access. The result was a project that was too expensive to award, but the research into this technique was completed on our end.

Even though the project wasn't executed, we knew that it could be done. We extensively researched the means and methods, which included coordination between Avanti (grouting manufacturer/supplier) and Logiball (lateral grouting packer) to ensure a lateral grouting project could be implemented successfully. The same challenges that we predicted on our Wauwatosa project are going to exist for Mequon as well, with the biggest challenge being how to insert the grouting packer into the lateral itself. Selection of the lateral cleanout locations will be key, as they will need to provide bi-directional access to the lateral to achieve grouting both towards the mainline sewer and building foundation (where applicable). We believe our extensive experience working in thousands of laterals within the MMSD service area will be critical to the success of this effort, as the City will need to have a field liaison that is able to relay the appropriate information to not only the contractor but every other project stakeholder to successfully execute this effort, which most importantly includes the private property owner.

Now that we believe to understand the project challenges further, we expect that the City of Mequon will need our full compliment of available inspectors for this project. This is important, as we've provided the City with not only qualified inspectors, led by Chris and Chuck, but also inspectors that have experience working on private property in the MMSD service area, and prior experience with City of Mequon staff. Each also have extensive experience with MMSD staff as well, as we expect there to be coordination and collaboration with the MMSD throughout this project as a first-of-its kind application in this area. Our inspectors know how to meet the expectations of the MMSD from their past project experience.

Additional Grouting and Relevant Project Experience, cont.

Similar Project Experience

We helped the City of Wauwatosa explore several different grouting techniques including, flood and curtain grouting, and mainline/lateral packer grouting, the latter of which the City has implemented on a wide-scale basis. The City has completed projects using 10, 15 and 20-foot connection grouts from the mainline. raSmith was included on multiple in-field training exercises conducted by Visu-Sewer to both train their staff and City contracted inspectors how the process of lateral grouting works, and key points to ensure it's success. Chris and Chuck were in attendance at these training events.

raSmith is currently specifying lateral grouting for the Village of Butler as part of the MMSD PPII program. Chris is working with Ben High to prepare the specification documents which will utilize lateral/mainline connection grouting to a point approximately 15-20 feet into each sanitary sewer lateral, as this should provide protection beyond the point of storm sewer influence, which became apparent during prior dye water testing of the sewers.

Relevant Project Experience Conclusion

Again, we believe our experience with grouting on many different projects qualifies our team to work on this City of Mequon project, but our most important experience has come from working on thousands of laterals within the MMSD service area. This experience working with laterals and many different stakeholders is second to none when compared to our competition, and we truly believe this should be a differentiator on this project. The people included in our proposal are known to the City of Mequon and have had prior experience working on projects for the City as well. We hope that this helps differentiate us from our competition as well.

Project Approach

Introduction

The City of Mequon is seeking proposals from a select group of engineering consultants with NASSCO certifications and MMSD PPI/I experience, to provide Consulting Services and Prepare Bid Documents for the rehabilitation of Building Sewer Laterals. Work will be completed based on the City's 2019 report that prioritized the Ranch Road Lift Station E area. The priority area includes the MMSD sewersheds identified as ME4001, ME4002, and ME4004.

For purposes of this RFP, staff anticipates Consultant preparation of 3 bid packages for lateral work at up to 506 parcels. The City has a funding agreement with the MMSD to complete the lateral work. The Contractor's work must be completed by November 2023. The Consultant Services must be completed in fall 2022. The MMSD funding agreement is scheduled to expire December 2023.

Description of Work to be Completed by Consultant

The area of the sewer lateral rehabilitation work can generally be described as the Ranch Road Lift Station "E" area. This area is generally bounded by Mequon Road to the south, Port Washington Road to the east, Riverland Drive to the west, and Liebau Road to the north.

The Ranch Road LS E area includes 139 parcels in ME4001, 208 parcels in ME4002, and 159 parcels in ME4004. No Clear Water Compliance Inspections have been completed yet. The scope of this effort is for all lateral tap connections to be tested and sealed with grout, if the tests fail. All joints on laterals connected to manholes will also be tested and sealed with grout for those that fail the air pressure test. All joints on laterals connected to mains will be grouted. The work will be based on a previous format of front-end specifications.

raSmith Staff

We have assigned two project engineers to this project. Each has the relevant NASSCO certifications, experience on public and private property sanitary sewer rehabilitation, and prior experience working in the City of Mequon, including completing the previous building sewer lateral grouting project referenced above.

NASSCO certifications and prior City of Mequon experience aside, we feel as though our past experience and reputation in the public, and especially private property, sewer rehabilitation world stands alone. Our staff has been at the forefront for private property sewer investigation, design and construction projects since the onset of the MMSD-related private property funding in 2011. Ben High, our lead Project Design Engineer, has played a role in just about every private property project that we've participated in, and had varying design and construction oversight roles for each project. More importantly, Ben is recognized by the MMSD as an expert in this field, and trusted to know the delivery expectations that are placed on these projects in order to received full funding. Ben has also been the lead engineer on all of our recent City of Mequon private property work as well.

Working alongside Ben would be Kate Jankowski. Each of them have been working on our existing Mequon flow monitoring and current private property related design and construction efforts. Each are also part of our private property sanitary sewer team that serves both our internal clients and MMSD directly. Like Ben, Kate is known, and trusted, individuals to the MMSD, and hopefully City of Mequon, which is an important consideration with executing a project within an approved work plan.

The following is a summary of tasks as outlined in the proposal document:

Project Approach (continued)

Task 1—5: Consultant Services for Sewer Lateral Work

1. Meetings/Administration—Consultant shall plan and attend meetings with City of Mequon staff as needed to complete work. The following five meetings are planned for:
 - Meeting following contract award
 - Meeting to review draft project manual
 - Meeting to review final project manual
 - Meeting to attend pre-bid meeting with potential Contractors
 - Meeting for bid opening
2. Prepare bid documents. City to provide front end specifications (Bidding Requirements and Contract Forms in addition to General Requirements).
 - Consultant to prepare contract documents for testing, grouting and examining laterals from mains. Consultant to refer to previous Contract #3566-22-G1: Sewer Lateral Grouting from Main (*April 2022*).
 - Consultant to plan for preparation of 3 bid documents.
 - #3566-23-E1 to include Ranch Road LS E area with 139 parcels in ME4001
 - #3566-23-E2 to include Ranch Road LS E area with 208 parcels in ME4002
 - #3566-23-E1 to include Ranch Road LS E area with 159 parcels in ME4003
 - Consultant to prepare plan figures and details, technical specifications, measurement and payment quantities coordinated with schedule of prices, and contractor qualifications for
 - Consultant to deliver DRAFT Sewer Lateral Grouting Contract Documents to City staff for review and comment
 - Contract Documents, referred to as Project Manual, to include Specifications and Appendices with maps and listing of laterals for testing and rehabilitation work. Front end specifications to be provided by City staff.
 - Consultant to incorporate City comments into revised Final Bid Documents. Consultant to deliver Final Sewer Lateral Grouting Contract Documents that incorporate City staff comments on Specifications and Appendices.
 - An additive bid structure to complete work will need to be considered based on available budget. Completion dates may vary for each bid, but must be completed and invoiced by November 2023. For purposes of this RFP assume 3 bid packages
3. Bidding Assistance. Consultant to lead and document pre-bid meeting, attend bid opening, review bids for qualifications, provide bid summary sheet and bid detail item sheets in City's preferred format for City to post onto City's website, and make recommendations to City regarding award.
4. MMSD Project Close-out Report. Consultant to prepare draft report adhering to MMSD requirements. Consultant to deliver draft to City for review by City staff. Consultant to revise, prepare, and deliver revised Final Report to City. City to deliver to MMSD for Project Close-out.
5. If Authorized, Consultant to prepare Post Metering Analysis and Reporting. Reports shall be prepared and delivered on a quarterly basis for a three year period following building sewer lateral rehabilitation work. (10) Meters are currently installed in the project area and data collected monthly by MMSD and delivered to the City in spreadsheet format

Fee Schedule

Table 2: Consultant Fees

Task	Task Description	Hours	Fee
1	Meetings / Administration	10	\$1,600
2a	Prepare Bid Package 1 For Sewer Lateral Grouting in ME4001—Specifications and Appendices	71	\$9,000
2b	Prepare Bid Package 2 For Sewer Lateral Grouting in ME4002—Specifications and Appendices	65	\$8,000
2c	Prepare Bid Package 3 For Sewer Lateral Grouting in ME4003—Specifications and Appendices	71	\$9,000
3	Bid Assistance	8	\$1,300
4	Prepare Report to MMSD for Project Close-out	37	\$4,400
5	If Authorized—Post Metering Analysis and Reporting	150	\$15,000
	Totals	412	\$48,300

Similar Recent Project Experience

2018-Present MMSD PPII

Location & Owner: MMSD

Project description: Provide assistance to the MMSD and project team for all PPII-related work including, developing standard specifications for investigation and rehabilitation work, developing work plans, and provide construction oversight of MMSD project in various communities. Recent work includes warranty inspection and CCTV video review to determine appropriate course of remediation action.

All team members need to have appropriate NASSCO and other related certifications to participate in any team activities.

MMSD Project Manager: Jerome Fogel, (414) 225-2161

raSmith's role: Sub-Consultant to both OTIE and Brown & Caldwell Teams. Team members include Chris Stamborski, Chuck Pape, Ben High and Tony Smith

2020-21 West Allis Private Property Improvement Projects

Location & Owner: City of West Allis

Project description: Performing Construction Administration and Inspection services for the installation and rehabilitation of lead service water laterals (directional drilling), sanitary sewer lateral rehabilitation (pipe bursting and CIPP lining), and retrofitting of sump pumps in place of existing foundation drain systems in pre-1955 homes. Chuck Pape is performed all project administration and inspection services, which includes the coordination of permits between the City Plumbing and Building Inspection Department.

City Engineer: Heath Brozovich, P.E., (414) 302-8376

raSmith's role: Prime Construction Engineer, Chris Stamborski and Chuck Pape

2020-21 Sanitary Sewer CIPP Rehabilitation

Location & Owner: Village of Brown Deer

Project description: Cured-in-place pipe lining of approximately 16,750 lineal feet of 8-12 inch mainline sanitary sewer pipe, and testing and sealing of approximately 350 private sanitary sewer laterals.

Brown Deer DPW Director/Engineer: Matthew Maederer, P.E., (414) 357-0120

raSmith's role: Prime Design and Construction Engineer, Chris Stamborski, Ben High, Chuck Pape and Tony Smith

2019 Cedarburg Road 36" CIPP Rehabilitation

Location & Owner: City of Mequon

Project description: Project consisted of 2574' of 36-inch diameter sanitary cured-in-place pipe lining.

City Engineer: Kristen Lundeen, P.E., (262) 236-2934

raSmith's role: Construction Engineer

2018 Sanitary Sewer Lateral Rehabilitation

Location & Owner: Village of Brown Deer

Project description: Cured-in-place pipe lining of approximately 75 private sanitary sewer laterals in the Village. Laterals were selected based on the results of a 2015 sanitary sewer dye water testing project completed in the Village. Laterals selected were prioritized for rehabilitation to have the largest impact on I/I reduction for the Village. The lateral rehabilitation included the full lining of the mainline to lateral interface, extending up to the foundation of the properties with one-piece lining.

Brown Deer DPW Director/Engineer: Matthew Maederer, P.E., (414) 357-0120

raSmith's role: Prime Design and Construction Engineer, Chris Stamborski, Ben High and Chuck Pape

2018 Sanitary Sewer Lateral Rehabilitation

Location & Owner: City of New Berlin

Project description: Cured-in-place pipe lining of approximately 150 private sanitary sewer laterals in the City. Laterals were selected based on the results of a 2015 sanitary sewer dye water testing and lateral inspection project completed by the City. The lateral rehabilitation included the full lining of the mainline to lateral interface, extending up to the foundation of the properties with one-piece lining.

New Berlin Utility Manager: Jim Hart, (262) 786-7086

raSmith's role: Prime Design and Construction Engineer, Chris Stamborski, Ben High and Chuck Pape

Additional Client References

Kayla Chadwick, Treasurer/Administrator
Village of Butler
(262) 783-2525

Brian Johnston, P.E., Utility Engineer
City of Oak Creek Water & Sewer Utility
(414) 570-8200, ext. 24



11333 N. Cedarburg Road
 Mequon, WI 53092
 Phone: 262-236-2913
 Fax: 262-242-9655

www.ci.mequon.wi.us

Office of Sewer Utility District Commission

TO: Sewer Utility District Commission
FROM: Kevin Driscoll, Deputy Director of Utilities
DATE: August 10, 2022
SUBJECT: RESOLUTION 3974 A Resolution to Adopting an Amended Water Quality Management Plan

Background

Properties within the sewer service area are required to connect to the public utility. Conversely, properties outside of the sewer service area may not connect to the utility. Properties outside of the sewer service area that seek a boundary amendment are required to follow the process listed below. In April, the proposed Swan Ridge development requested rezoning approval, which was conditioned upon an amendment to the sewer service area. The status of the process is included in italics.

- Sewer Utility District Commission (SUDC) recommendation and Common Council approval of the boundary amendment - *Complete April 29, 2022*
- Southeastern Wisconsin Regional Planning Commission (SEWRPC) issuance of a Water Quality Management Plan - *Received August 1, 2022*
- SUDC recommendation for the adoption of the Water Quality Management Plan - *Anticipated late August, 2022*
- Public Hearing and Common Council adoption of the Water Quality Management Plan - *Pending late August; required prior to September 2, 2022*
- SEWRPC Planning and Research Committee and Full Commission approval - *Anticipated September 14, 2022**
- Sewer service area amendment report approved by SEWRPC Executive Director - *Anticipated September 16, 2022*
- SEWRPC publication of final report - *Anticipated 2-3 weeks after adoption*
- Milwaukee Metropolitan Sewerage District (MMSD) approval of Request to Join District - *Anticipated at the next monthly Commission meeting following SEWRPC approval*
- Wisconsin Department of Natural Resources (WDNR) - *Anticipated between 30 days and 3 months of receipt*
- Sewer service area boundary amendment complete

*If the submittal deadline is not met, the next opportunity for approval is with SEWRPC's December meeting cycle

On April 29, the Sewer Utility District Commission and Common Council approved a resolution to authorize a boundary amendment to the City of Mequon sanitary sewer service area to add three parcels (140320400000, 140320400100, 140320400200) for a total of 93.3 acres. Staff

transmitted necessary files to the SEWRPC following the rezoning of Parcel #140320400000 located northwest of the intersection of County Line Road and Swan Road.

On August 1, staff received a response from SEWRPC regarding the proposed amendment to the Mequon Sanitary Sewer Service Area. The response is consistent with the City's request, and it is attached as Exhibit A. A public hearing will be scheduled in the end of August, and the attached notice will be published in the News Graphic, per N.R. 121 and Chapter 985 public hearing notice requirements and the City of Mequon Code of Ordinances, Section 58-43. See Exhibit B.

Analysis

SEWRPC reviewed the City's request to revise the Sanitary Sewer Service Area, and the draft response indicates that the Water Quality Management Plan revision is consistent with the City's request. As part of this process, a public hearing will be scheduled for in advance of the SEWRPC meeting on September 14, 2022. Also, additional reviews by the MMSD and the WDNR are anticipated to follow.

Parcels 140320400100 and 140320400200 are current residential dwellings, at 10133 N. Swan Road and 10129 N. Swan Road, with privately owned wastewater treatment systems (holding tanks). Staff has communicated with these property owners about the potential for sanitary sewer to become available, and these property owners have expressed interest in being connected to the City's sanitary sewer system. Staff had a series of correspondence, emails and a meeting with respective owners, and Sanitary Sewer Service Agreements were transmitted to respective property owners. See Exhibit C.

Fiscal Impact

Once the parcels are included in the Sanitary Sewer Service Area, then the City incurs capital charges by MMSD. In addition, customers connected to public infrastructure are subject to quarterly utility charges.

The improvements to address the capacity issues within the system will be constructed with Sewer Utility capital funds and would be required even if the development did not propose connection.

Recommendation

Staff recommends approval of the amendment to the City of Mequon's area wide Water Quality Management Plan prepared by the Southeastern Wisconsin Regional Planning Commission (SEWRPC) that reflects the revised Sanitary Sewer Service Area.

Attachments:

Exhibit A - Mequon SSA Amendment (Preliminary Draft - August 2022) (PDF)

Exhibit B - 2022-08-30_public hearing notice (PDF)

Exhibit C - Sanitary Service Area Agreement_Template (PDF)

COMMON COUNCIL
OF THE
CITY OF MEQUON

RESOLUTION 3974

A Resolution to Adopting an Amended Water Quality Management Plan

- A. The Southeastern Wisconsin Regional Planning Commission (SEWRPC), working in cooperation with the City of Mequon has prepared an amendment to the sanitary sewer service area map for the Mequon area, specifically Section 32, Township 9 North, Range 21 East.
- B. The amendment is set forth in the SEWRPC Staff Memorandum regarding an amendment to the Water Quality Management Report, dated August 2022.
- C. On August 10, 2022, the Sewer Utility recommended to approve the amended sanitary sewer service area set forth in the aforementioned SEWRPC Staff Memorandum regarding an amendment to the Water Quality Management Report.

BASED UPON THE FOREGOING RECITALS, IT IS RESOLVED by the Common Council of the City of Mequon, Wisconsin that

- 1. The Common Council of the City of Mequon transmit a certified copy of this Resolution to the Southeastern Wisconsin Regional Planning Commission approving an amendment to the Sanitary Sewer Service Area.

Approved by: Andrew Nerbun, Mayor

Date Approved: August 10, 2022

I certify that the foregoing Resolution was adopted by the Common Council of the City of Mequon, Wisconsin, at a meeting held on August 10, 2022.

Caroline Fochs, City Clerk

SOUTHEASTERN WISCONSIN REGIONAL PLANNING COMMISSION

W239 N1812 ROCKWOOD DRIVE • PO BOX 1607 • WAUKESHA, WI 53187-1607 •

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SEWRPC Staff Memorandum

RESPONSE TO REQUEST BY THE CITY OF MEQUON TO AMEND THE MEQUON SANITARY SEWER SERVICE AREA

August 1, 2022

INTRODUCTION

By letter dated May 16, 2022, Mr. Will Jones, City Administrator for the City of Mequon, requested that the Southeastern Wisconsin Regional Planning Commission (SEWRPC) amend the City of Mequon sanitary sewer service area tributary to the Milwaukee Metropolitan Sewerage District (MMSD) sewerage system, as that area is currently documented in SEWRPC Community Assistance Planning Report No. 188, *Sanitary Sewer Service Area for the City of Mequon and the Village of Thiensville, Ozaukee County, Wisconsin*, dated January 1992, as amended. The purpose of the amendment is to include within the planned sewer service area certain lands located immediately adjacent to, but outside, the currently adopted sewer service area.

AREA DESCRIPTION

The area proposed to be added to the Mequon sewer service area is shown on Map 1. The subject area encompasses about 93 acres and is located north of County Line Road, south of Donges Bay Road, east of Granville Road, and west of Swan Road, in U.S. Public Land Survey Section 32, Township 9 North, Range 21 East, City of Mequon, Ozaukee County, Wisconsin. The subject area also includes two existing homesites along the west side of Swan Road that are currently outside the planned sewer service area.

The subject area contains about seven acres of environmentally significant lands, consisting of primary environmental corridor (including about four acres of wetland within the environmental corridor), and two small, isolated wetlands outside of the primary environmental corridor (that combined, encompass about one-quarter of an acre).

Under the City comprehensive plan, the subject area is recommended to be developed for low-density residential uses, at one housing unit per acre.¹ It is estimated that upon full development, the proposed residential portion of the subject site would accommodate about 85 housing units (including the two existing homes), with an estimated population of 235 persons.

A more-detailed delineation of the amended sewer service area and the environmentally significant lands within is shown on the aerial photograph reproduced as Map 2.

RELATIONSHIP OF THE PROPOSED CHANGE TO THE EXISTING SANITARY SEWER SERVICE AREA

The proposed addition of about 93 acres to the Mequon sanitary sewer service area tributary to the MMSD sewerage system represents an increase in the planned sewer service area of less than 1 percent. The provision of 85 housing units (including the two existing homesites) within the subject area would increase the resident population of this portion of the Mequon sewer service area by about 235 persons. The estimated buildout population of the expanded sewer service area—that is, the population that could be accommodated under full development of this portion of the sanitary sewer service area—would approximate 28,435 persons.² The year 2050 population range for this area in the regional land use plan (VISION 2050) is 26,605 to 31,495 persons.

WATER QUALITY IMPACTS

Under the adopted regional water quality management plan and the Mequon sanitary sewer service area plan, it is envisioned that all new urban development within the planned sewer service area would receive sanitary sewer service. Assuming that all applicable Federal, State, and local permits are obtained and proper

¹ The subject area is proposed to be developed as a cluster design single-family residential neighborhood (R-3 zoning, Residential 1-Acre) based on one-acre densities.

² As part of the sewer service area amendment for the City of Mequon completed in 2008, the buildout population of the portion of the sewer service area tributary to the Milwaukee Metropolitan Sewerage District (MMSD) was estimated to be about 28,200 persons. The proposed amendment to the sewer service area would increase the population by approximately 235 persons. In March 2021, MMSD completed its 2050 Facilities Plan, and as part of that plan, the 2050 buildout population of the portion of the sewer service area tributary to the MMSD in the 15 sewersheds within the City of Mequon is estimated to be about 48,760 persons.

site development and construction practices are employed, there should be no significant adverse water quality impacts attributable to the development of the planned sanitary sewer service area.

WASTEWATER TREATMENT PLANT CAPACITY

The size and capacity of the MMSD sewage conveyance and treatment facilities are set forth in the District's facility plan completed in 2021.³ The area proposed to be added to the planned sewer service area would be tributary to Sewershed ME 3009. The MMSD facility plan is based upon a planned Sewershed ME 3009 peak hourly flow allocation of 1.69 million gallons per day (mgd), with 168,000 gallons per day (gpd) remaining for new development. The proposed addition to the sewer service area would add a planned residential development area of about 93 acres with a population of about 235 persons to Sewershed ME 3009, for a peak hourly flow contribution of approximately 293,200 gpd. While this would exceed the available capacity in Sewershed ME 3009, it can be noted that Sewershed ME 3009 combines with Sewershed ME 3013 at the District's Metropolitan Interceptor Sewer (MIS), and together have a combined peak hourly flow allocation of 3.66 mgd. This would be sufficient available capacity to address the proposed additional development. Based on the aforementioned data above, MMSD staff have verified that there is planned capacity available for the area proposed to be added to the sewer service area.

The addition of the proposed area will require an upgrade to the Tamerlane Drive Lift Station "O" owned and operated by the City of Mequon. The upgrade includes replacing two pumps and constructing an additional forcemain, and the necessary work is anticipated to be completed by Spring 2023.

PUBLIC REACTION TO THE PLAN AMENDMENT

A public hearing was held on _____, 2022, at the Mequon City Hall to receive public comment on, and reaction to, the proposed sewer service area amendment. The hearing was sponsored by the City of Mequon and the Regional Planning Commission.

(To be completed following the public hearing.)

³ Milwaukee Metropolitan Sewerage District (MMSD) 2050 Facilities Plan, March 2021.

LOCAL ACTION ON THE PLAN AMENDMENT

(To be completed following the public hearing.)

REGIONAL HOUSING PLAN: JOB/HOUSING BALANCE

Appendix A provides job/housing balance information for the City of Mequon developed under the SEWRPC regional housing plan. The inclusion of information from the regional housing plan in sewer service area amendment reports is based upon a regional housing plan recommendation (one of 50 recommendations made under the plan) that 1) SEWRPC provide the findings of the approximate job/housing balance analysis conducted under the regional housing plan to communities requesting an amendment of their sanitary sewer service area and 2) for those communities with a job/housing imbalance, that recommendations be provided to the community for their future consideration in addressing that imbalance. However, it is important to note that job/housing balance is not intended to be a requirement to be met by any individual sewer service area amendment.

CONCLUDING RECOMMENDATION

The Regional Planning Commission's evaluation of proposed sanitary sewer service area amendments includes a consideration of whether the amendment is consistent with the regional land use plan, the regional water quality management plan, and the provisions of the *Wisconsin Administrative Code* governing water quality management plans, and whether established procedures for amending sewer service areas have been followed.

- **Consistency with the Regional Land Use Plan (VISION 2050)**

The regional land use plan recommends that, in addition to the infilling and redevelopment of existing urban centers, new urban development within the Region be accommodated through the orderly expansion of existing urban centers in locations which can be readily served by basic urban facilities, including sanitary sewer service, with the overall amount of new urban development consistent with projected growth in population and the economic base. The regional land use plan further recommends preserving primary environmental corridors and that consideration be given to preserving secondary environmental corridors and isolated natural resource areas.

(To be completed following the public hearing.)

- **Consistency with the Regional Water Quality Management Plan**

The regional water quality management plan recommends that new urban development within the Region be provided with centralized sanitary sewer service. The plan designates a wastewater treatment plant to serve each of the urban centers within the Region that are identified in the regional land use plan. In the case at hand, the regional plan recommends that wastewater from the Mequon urban service area be served through the MMSD sewerage system.

(To be completed following the public hearing.)

- **Consistency with Chapter NR 121 of the *Wisconsin Administrative Code***

Chapter NR 121 of the *Wisconsin Administrative Code* governs the preparation of areawide water quality management plans, including the component sewer service area plans. The code requires that sewer service areas be determined in a way that promotes cost-effective and environmentally sound wastewater collection and treatment and that is consistent with 20-year population projections. Under the code, sewer service area plans must identify lands that are to be excluded from sewer service because of physical or environmental constraints or potential adverse water quality impacts.

(To be completed following the public hearing.)

- **Consistency with Procedural Requirements**

As carried out by the Regional Planning Commission, the sewer service area amendment process must begin with a request to the Commission from the appropriate local unit of government or government agency to process the amendment. A public hearing must be held on the proposed amendment; the hearing is jointly sponsored by the Regional Planning Commission and the requesting agency or unit of government. Subsequent to the public hearing, the requesting agency or unit of government must act to approve the amendment as presented at the hearing, approve a modified amendment, or deny the amendment. Only after approval by the requesting agency or unit of government will the proposed amendment be considered for adoption by the Regional Planning Commission as an amendment to the areawide water quality management plan.

(To be completed following the public hearing.)

Given all of the foregoing, it is recommended that SEWRPC formally amend the City of Mequon sanitary sewer service area as documented in SEWRPC Community Assistance Planning Report No. 188, as amended,

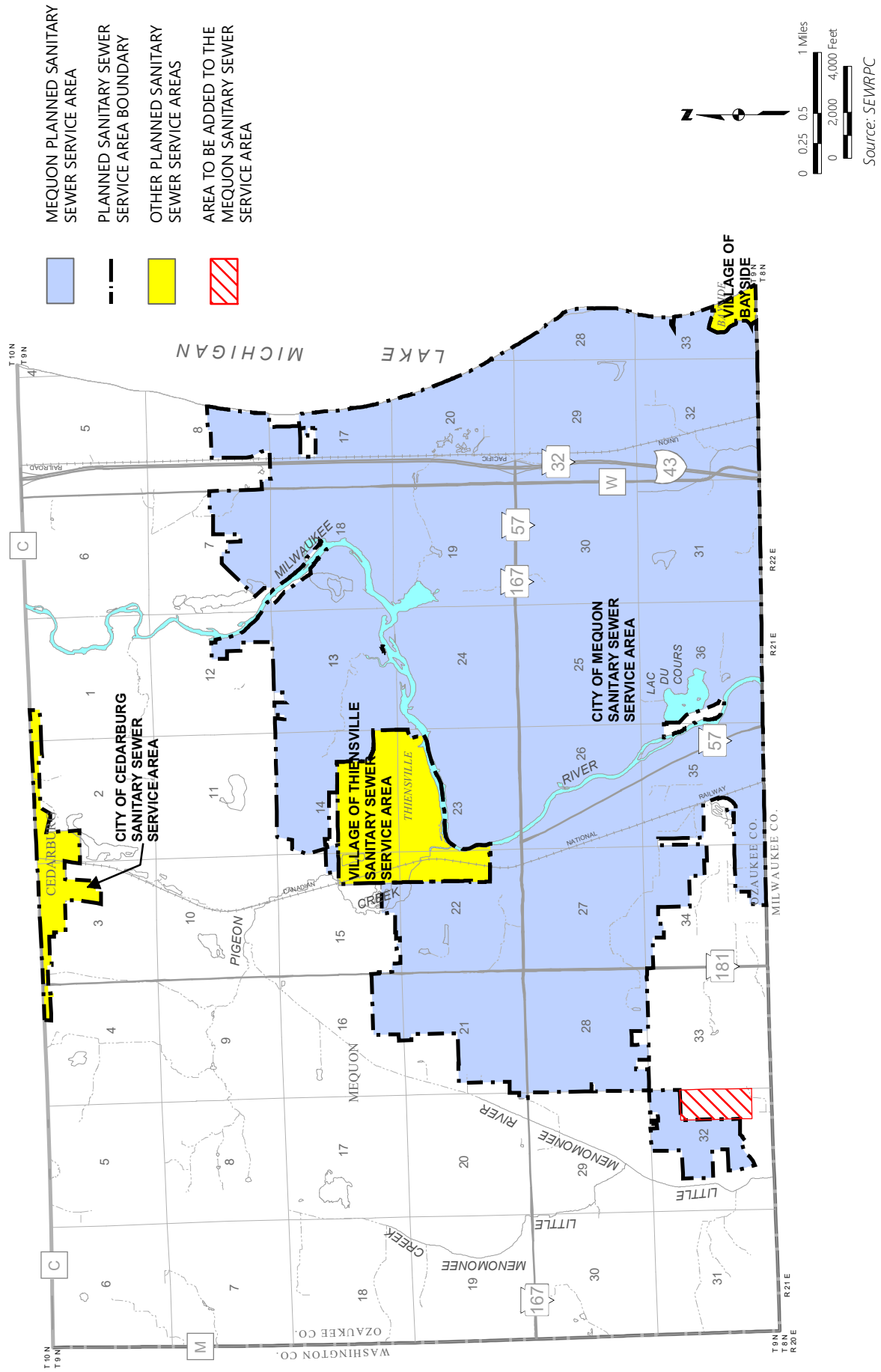
in the manner shown on Map 1. It is also recommended that the Wisconsin Department of Natural Resources (WDNR) approve this sewer service area plan amendment and transmit the plan amendment to the U.S. Environmental Protection Agency (USEPA) for certification.

#263493 v3 – Mequon SSA June 2022 Amendment Memo Text
300-3000
KJM/JED/RLR/mid
07/29/22

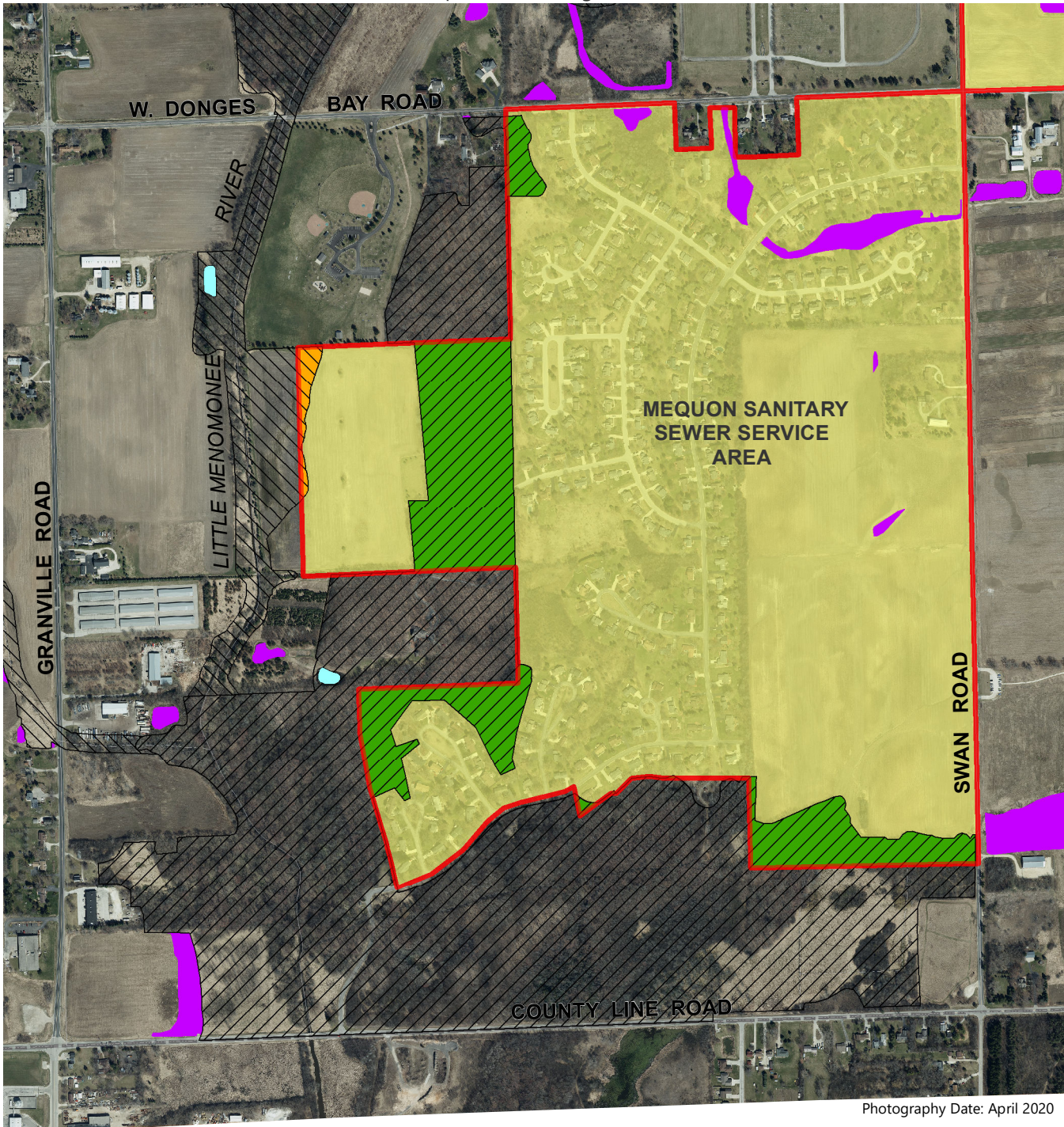
SEWRPC Staff Memorandum
RESPONSE TO REQUEST BY THE CITY OF MEQUON
TO AMEND THE MEQUON SANITARY SEWER SERVICE AREA

August 1, 2022

MAPS



U.S. Public Land Survey Section 32
 Township 9 North, Range 21 East



Photography Date: April 2020

RESTRICTIONS ON SEWERED DEVELOPMENT

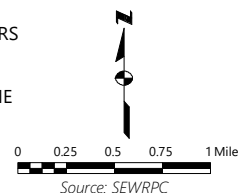
-  PRIMARY ENVIRONMENTAL CORRIDOR
-  SECONDARY ENVIRONMENTAL CORRIDOR
-  SANITARY SEWER SERVICE AREA BOUNDARY
-  WETLANDS AND SURFACE WATER AREAS LESS THAN 5 ACRES IN SIZE OUTSIDE ENVIRONMENTAL CORRIDORS AND ISOLATED NATURAL RESOURCE AREAS
-  SURFACE WATER WITHIN ENVIRONMENTAL CORRIDORS AND ISOLATED NATURAL RESOURCE AREAS
-  PLANNED SANITARY SEWER SERVICE AREA



PRIMARY ENVIRONMENTAL CORRIDORS WITHIN THE PLANNED SEWER SERVICE AREA: THE EXTENSION OF SEWERS TO SERVE NEW DEVELOPMENT IS CONFINED TO LIMITED RECREATIONAL AND INSTITUTIONAL USES AND RURAL-DENSITY RESIDENTIAL DEVELOPMENT IN AREAS OTHER THAN WETLANDS, FLOODLANDS, RIPARIAN BUFFERS, AND ADJACENT STEEP SLOPES.

PORTIONS OF SECONDARY ENVIRONMENTAL CORRIDORS WITHIN THE PLANNED SANITARY SEWER SERVICE AREA WHICH ARE COMPRISED OF FLOODPLAINS, WETLANDS, RIPARIAN BUFFER AND/OR ADJACENT STEEP SLOPES: THE EXTENSION OF SEWERS TO SERVE NEW DEVELOPMENT IN THESE AREAS IS NOT PERMITTED.

NOTE: This map replaces a portion of Map 2-9, page 12, of SEWRPC report, Amendment to the Regional Water Quality Management Plan for the City of Mequon, Ozaukee County, Wisconsin, September 2019.



APPENDICES

Appendix A

REGIONAL HOUSING PLAN: JOB/HOUSING BALANCE ANALYSIS

On March 13, 2013, the Regional Planning Commission adopted a regional housing plan for the seven-county Southeastern Wisconsin Region. That plan is documented in SEWRPC Planning Report No. 54, *A Regional Housing Plan for Southeastern Wisconsin*, dated March 2013. The plan addresses a range of housing issues and concerns, including the balance between jobs and housing throughout the Region. The plan includes a generalized analysis of the “job/housing balance” for subareas of the Region. The regional housing plan recommends providing the findings of the job-housing analysis to communities seeking to amend their sanitary sewer service areas, with the intent to inform communities of any job/housing imbalance, and to encourage them to consider addressing the imbalance when they review and update their community comprehensive plan and zoning ordinance. Accordingly, the findings of that analysis are summarized in this appendix.

The job/housing analysis conducted under the regional housing study examined the relationship between jobs and housing that would exist in areas planned by local governments to be served by a public sanitary system, assuming implementation of adopted long-range comprehensive plans for those areas. For each sewerage community, the analysis compared the projected relative shares of lower-cost, moderate-cost, and higher-cost housing¹ with the projected relative shares of lower-wage, moderate-wage, and higher-wage

¹ For purposes of the analysis, lower-cost housing generally includes multi-family dwellings and single- and two-family dwellings at densities of 6,000 square feet or less per dwelling unit; moderate-cost housing includes single- and two-family dwellings at densities of one dwelling per 6,000 to 20,000 square feet for homes constructed prior to 2000 and at densities of one dwelling per 6,000 to 10,000 square feet for housing constructed after 2000; and higher-cost housing includes the balance of the housing stock.

jobs;² respectively. Job/housing imbalances identified under this analysis are indicated on Map A.1. A “lower-cost” job/housing imbalance indicates a community projected to have a higher percentage of lower-wage jobs than lower-cost housing. A “moderate-cost” job/housing imbalance indicates a community projected to have a higher percentage of moderate-wage jobs than moderate-cost housing.

Map A.1 shows the City of Mequon is projected to have lower-cost and moderate-cost job/housing imbalances. The regional housing plan would encourage the City to consider conducting a more detailed job/housing analysis specific to their community, with the community-level analysis considering community-specific wage data and housing price data. The community-specific analysis could also consider the effect of multiple workers in a household, which was not incorporated in the regional-level analysis.

The regional housing plan further recommends that communities which are demonstrated to have a job/housing imbalance following a community-specific analysis consider making changes to their comprehensive plan and zoning ordinance, as appropriate, to enable the provision of housing suitable for the people holding jobs in their community. Actions to address a moderate-cost job/housing imbalance could include modifying the comprehensive plan to permit some single-family residences on smaller lots (1/4 acre or less) and of modest square footage (1,200 square feet). Actions to address a lower-cost job/housing imbalance could include modifying the comprehensive plan to permit some modest multi-family housing (density of about 10 housing units per acre and 800 to 850 square feet per two bedroom apartment).

Additional information about the housing plan and the job/housing balance analysis is available on the SEWRPC website (www.sewrpc.org/sewrpc/housing.htm) or by contacting the SEWRPC staff.

² For purposes of the analysis, lower-wage jobs include those with an average annual wage that is 80 percent or less than the average annual wage for all jobs in the county; moderate-wage jobs include those with an average annual wage between 80 percent and 135 percent of average annual wage for all jobs in the county; and higher-wage jobs include those with an average annual wage that is 135 percent or more of the annual average wage for all jobs in the county.

Appendix A

**REGIONAL HOUSING PLAN:
JOB/HOUSING BALANCE ANALYSIS**

MAPS

Map A.1

Projected Job/Housing Imbalances in Sewered Communities in the Southeastern Wisconsin Region: 2035

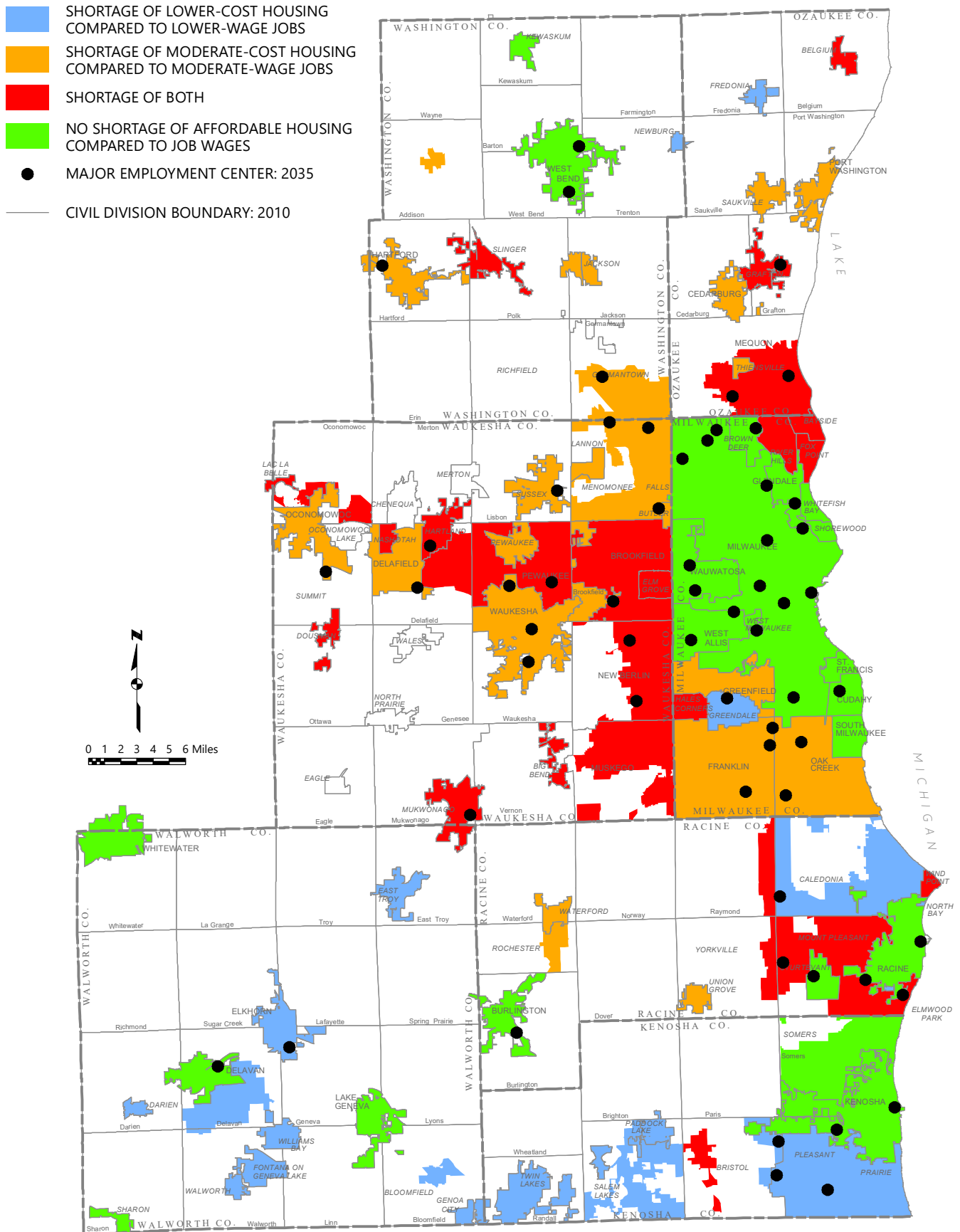


Exhibit B**NOTICE OF PUBLIC HEARING****Mequon Sanitary Sewer Service Area Amendment**

A public hearing for Resolution _____ will be held on August 30th, at 7p.m. at the Mequon City Hall located at 11333 N. Cedarburg Road, Mequon, Wisconsin, for the purpose of receiving public comment on, and reaction to, a proposed amendment to the Mequon sanitary sewer service area. The amendment involves the addition of 85 parcels into the sanitary sewer service area. The public hearing is being sponsored by the City of Mequon and the Southeastern Wisconsin Regional Planning Commission (SEWRPC). A draft staff memorandum describing the proposed sanitary sewer service area amendment, including a map of the area, is on file at the offices of the City and SEWRPC. The sewer service area amendment will be explained at the public hearing.

Following the public hearing, the City of Mequon and SEWRPC will determine whether any changes should be made to the sewer service area as presented at the hearing. The City and SEWRPC will then formally adopt the staff memorandum and forward it to the Wisconsin Department of Natural Resources for use by that Department in reviewing and approving sanitary sewer extensions in accordance with the provisions of Chapter NR 110 of the Wisconsin Administrative Code.

Interested citizens are encouraged to attend the public hearing. Further information about this matter may be obtained by contacting the City or the offices of SEWRPC at W239 N1812 Rockwood Drive, Waukesha, Wisconsin 53187.

Document Number	SANITARY SERVICE AREA AGREEMENT Document Name	
This Sanitary Service Area Agreement (the "Agreement") is made by and between the City of Mequon (d/b/a the "City") and _____ (the "Owner") (collectively, the "Parties," individually, a "Party"). WHEREAS, a developer is proposing a residential development (the "Development") at Tax ID 140320400000, within the City's Sanitary Utility District; and WHEREAS, the Owner owns property adjacent to the Development at _____ Swan Road (Tax ID _____) (the "Property"); and WHEREAS, the City has sought to have the developer of the Development to provide sanitary sewer access to the Property as part of the Development; and WHEREAS, the Owner requested to be included in the Sanitary Sewer Service Area Boundary Amendment request. NOW, THEREFORE, in consideration of the mutual promises set forth in this Agreement and other good and valuable consideration, the receipt and sufficiency of which are acknowledged, the Parties hereby agree as follows:		Recording Data Name and Return Address City Engineer 11333 N Cedarburg Road Mequon, WI 53092 Parcel Identification Number

1. Owner, its successors and assigns, agrees not to seek a waiver from its obligation under the ordinances from the City during the term of this Agreement.
2. Owner acknowledges and agrees that the Property will be subject to Sanitary Tax, effective the date the property transfers into the Sewer Service Area.
3. Owner acknowledges that the Sanitary Tax is required to be paid for as long as the Property is within the Sanitary Sewer Service Area. Only petition and approval by the City and all regulatory agencies to have the Property removed from the Sanitary Sewer Service Area would allow for elimination of the Sanitary Tax. Removal of the Property from the Sanitary Sewer Service Area is not permitted if the Property has legal and practical access to public sanitary sewer infrastructure.
4. Existing structures on the Property are not required to connect to public sanitary sewer infrastructure at the time of transfer into the Sewer Service Area. Any new structures which require sanitary sewer service or if the existing private onsite wastewater treatment system fails, connection to the public infrastructure is required.
5. As part of the Development, the City will ensure that the Developer provides, at Developer's cost, an appropriate main or private interceptor to provide service to the Property, and the Owner shall be responsible for its lateral to connect into the main or private interceptor.
6. The Owner agrees to accept responsibility and cost for the operation, maintenance, supplement, repair, enlarging, reconstruction, relocation, inspection and/or extension of underground sanitary sewer facilities necessarily or conveniently incident to the Developer's general plan for sewage disposal with all of its necessary apparatus and appurtenances and will execute an easement agreement with the Developer documenting that responsibility and cost.

7. The Owner agrees to accept responsibility and cost for improvements required on the Property to connect the structures to the sanitary sewer system.
8. The Parties expressly agree that this document shall be binding upon any successors, assigns and heirs of the Parties. It is the intention of the Parties that this document be recorded with the Ozaukee County Register of Deeds and that the obligations set forth in this document run with the specific properties within the Development.
9. This Agreement shall remain in full force and effect unless terminated by mutual agreement of the Parties in writing.
10. Any notice sent in relation to this Agreement shall not be considered to be effective unless sent by Certified United States mail to the following addresses:

3.1 To the City of Mequon:

Director of Public Works/City Engineer
City of Mequon
11333 N. Cedarburg Road 60W
Mequon, WI 53092-1930

3.2 To Owner:

Either Party may change its address for notice by providing notice of said change to the other Party.

11. This Agreement shall be governed by and construed under the internal laws of the State of Wisconsin.
12. This Agreement represents the complete understanding between the Parties and any amendment to this Agreement must be agreed to in writing by the Parties.

CITY OF MEQUON

By: _____
Signature

Name: _____
Type or Print

Date: _____

OWNER

By: _____
Signature

Name: _____
Type or Print

Date: _____

Approved by: _____
Brian C. Sajdak, City Attorney



11333 N. Cedarburg Road
 Mequon, WI 53092
 Phone: 262-236-2913
 Fax: 262-242-9655

www.ci.mequon.wi.us

Office of Sewer Utility District Commission

TO: Sewer Utility District Commission
FROM: Kevin Driscoll, Deputy Director of Utilities
DATE: August 10, 2022
SUBJECT: RESOLUTION 3972 A Resolution Approving a Quit Claim Deed, a Temporary Construction Easement and a Statement of Non-Reimbursement with the Wisconsin Department of Transportation, in Connection with the Interstate-43 Freeway Expansion Project

Background

The Wisconsin Department of Transportation (WisDOT) has identified two impacts to land interests of the Mequon Sewer Utility. As part of the WisDOT I-43 freeway expansion project, the construction plan for the Mequon Road intersection project extends into a sewer utility easement between I-43 and Port Washington Road, north of Mequon Road. WisDOT identified a temporary land easement as being necessary immediately west of I-43, shown in Exhibit A, sheets 4.17, 4.20, 4.23, 4.24. This proposed work extends into the existing sanitary sewer easement near critical sewer facilities.

In addition, WisDOT identified abandoned facilities at the southeast corner of STH 167 (Mequon Road) and CTH W (Port Washington Road), and requested the City process a quit claim deed for the sidewalk where these abandoned facilities are located.

Analysis

WisDOT recognizes that the Mequon Sewer Utility has abandoned facilities, and a Quit Claim Deed (DT1661) is necessary. In addition, WisDOT recognizes that the City Sewer Utility has an existing easement and is seeking agreement to the Temporary Construction Easement (form DT2216) for Parcel 75 on Sheet 4.17 and Parcel 76 on Sheet 4.20, and a Statement of Non-Reimbursement by the Utility (DT2245) is necessary. See Exhibits B, C & D.

The Sewer Utility crews require access to these active locations of the sanitary sewer system to maintain reliable sewer service to the Pavilions Shopping Center and to the sewer utility customers serviced east of I-43 in the vicinity of Mequon Road.

This Temporary Construction Easement would extend for the duration of the Mequon Road project, anticipated through November 2023. However, the City and the Sewer Utility staff maintain the right to use the easement for sewer operations and maintenance.

Fiscal Impact

WisDOT is not offering compensation for this temporary easement that the Sewer Utility has a right to, per the established easement, Doc#263521. The State requests that the Municipality complete a Statement of Non-Reimbursement for the Temporary Construction Easement. In the

event that municipal facilities are impacted, the Sewer Utility reserves the right to seek compensation.

Recommendation

A recommendation is forthcoming from the Sewer Utility District Commission on August 10, 2022.

Attachments:

Exhibit A - Mequon-SEWER_rwplat_1229-04-23 (75) (PDF)

Exhibit B - 531 DT1661 IH 43 Mequon Sewer 12290423 (75) - 220421 (PDF)

Exhibit C - 531 DT2216 IH 43 Mequon Sewer 12290423 (75) - 220421 (PDF)

Exhibit D1 - 531 DT2245_City of Mequon DPW_SEWR _1229-04-23 (75) (PDF)

Exhibit D2 - 631 DT2245_City of Mequon DPW_SEWR _1229-04-23 (75) (PDF)

COMMON COUNCIL
OF THE
CITY OF MEQUON

RESOLUTION 3972

A Resolution Approving a Quit Claim Deed, a Temporary Construction Easement and a
Statement of Non-Reimbursement with the Wisconsin Department of Transportation, in
Connection with the Interstate-43 Freeway Expansion Project

RECITALS

A. WisDOT has requested a Quit Claim Deed and temporary construction easement within an existing City of Mequon sewer utility easements for the purpose of reconstructing the I-43 freeway expansion at Mequon Road.

B. The temporary construction easement is located along immediately adjacent to I-43 west of the freeway, north of Mequon Road.

C. The temporary construction easement expires at the completion of the construction project, anticipated for November 2023.

D. Authorization requires the City to execute a Temporary Construction Agreement and Statement of Non-Reimbursement by Utility.

BASED UPON THE FOREGOING RECITALS, IT IS RESOLVED by the Common Council of the City of Mequon, Wisconsin that:

1. The attached Quit Claim Deed, Temporary Construction Easement for Project I.D.: 1229-04-23 and Statement of Non-Reimbursement by Utility are approved, subject to any clerical, technical and/or legal changes deemed necessary and appropriate by the City Attorney.

2. The Mayor and the City Clerk are authorized and directed to execute and deliver the same.

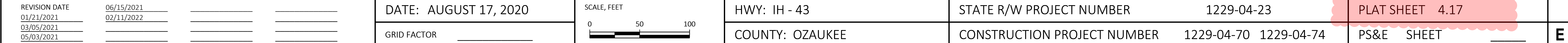
Approved by: Andrew Nerbun, Mayor

Date Approved: August 10, 2022

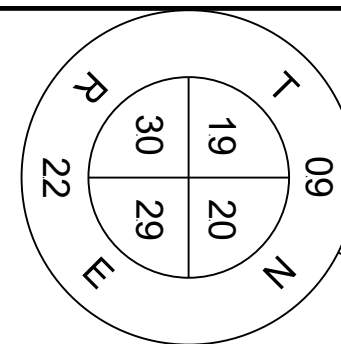
I certify that the foregoing Resolution was adopted by the Common Council of the City of Mequon, Wisconsin, at a meeting held on August 10, 2022.

Caroline Fochs, City Clerk

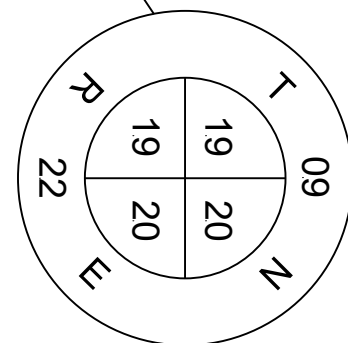
06/15/2021		
02/11/2022		

AUKEE

1229-04-75



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BERTSEN ALUMINUM
MONUMENT W/
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BRASS CAP
Y = 368806.56
X = 602103.39

N. PORT WASHINGTON ROAD

LINE TABLE		
LINE #	LENGTH	DIRECTION
L153	3.00'	N89°49'48"W
L154	19.85'	N00°10'12"E
L156	41.21'	S38°03'28"E
L157	12.12'	N54°34'47"E
L183	20.00'	N35°25'13"W

CURVE TABLE			
CURVE #	LENGTH	RADIUS	CHB
C36	31.94'	20.50'	N44°27'39"W

CITY OF MEQUON

CSM 2969
PARCEL 2

(500) WE ENERGIES - ELECTRIC
PARCEL 76 - DOC. 0942659

(504) AT&T WISCONSIN
PARCEL 76 - DOC. 0942659

(507) SPECTRUM
PARCEL 76 - DOC. 0942659

(531) MEQUON, CITY OF - SEWER
PARCEL 76 - DOC. 263521
DOC. 263522
DOC. 263523

PARCEL 77 - DOC. 263521
DOC. 263522
DOC. 263523
DOC. 263524
DOC. 262002

EXISTING RIGHTS IN R/W - DOC. 263521
DOC. 263522
DOC. 263523
DOC. 263524

(533) MEQUON, CITY OF
PARCEL 76 - CSM 636; DOC. 261079
UA631 MEQUON, CITY OF - SEWER

POINT	STATION	OFFSET
PRW3450	1418+51.40	-614.54
PRW3451	1418+51.48	-611.54
PRW3452	1418+32.52	-590.77
PRW3453	1418+35.04	-385.94
PLE3461	1418+42.06	-376.34
PLE3462	1418+57.49	-388.42
PLE3463	1418+80.93	-356.57
PLE3464	1418+65.49	-344.47
TLE3474	1418+70.23	-615.09
TLE3475	1418+40.15	-588.71
TLE3476	1418+42.70	-392.04
TLE3477	1418+49.78	-382.38
TLE3478	1419+56.56	-306.63
TLE3479	1419+72.73	-307.24
TLE3480	1421+55.92	-257.66
TLE3481	1421+54.71	-252.82

CSM 2969
PARCEL 3

CSM 2969
OUTLOT 1

(77) MRED II, INC.

SW-SW

(531) 20' WIDE GRANT OF EASEMENT
TO THE CITY OF MEQUON
(DOC. 262002 REC 2/12/1974)
(SEWER)

ACCESS CONTROL PER PROJECT T01-3(21)

SLOPE
INTERCEPT

R/L EXISTING IH - 43

ROAD NAME	BASIS OF EXISTING R/W AND ACCESS	YEAR	WIDTH
IH-43	T01-3(21)	1964	VARIES
MEQUON ROAD	CSM NO. 636	1973	65'
N. PORT WASHINGTON ROAD	CSM NO. 636	1973	65'

POSITIONS SHOWN ON THIS PLAT ARE WISCONSIN COORDINATE REFERENCE SYSTEM COORDINATES (WISCRS), MILWAUKEE & OZAUKEE COUNTY, NAD 83 (2007) IN US SURVEY FEET. VALUES SHOWN ARE GRID COORDINATES, GRID BEARINGS, AND GRID DISTANCES. GRID DISTANCES MAY BE USED AS GROUND DISTANCES.

RIGHT OF WAY MONUMENTS ARE TYPE 2 MONUMENTS (TYPICALLY 3/4"X24" REBAR) AND WILL BE PLACED PRIOR TO COMPLETION OF THE PROJECT.

RIGHT OF WAY BOUNDARIES ARE DEFINED WITH COURSES OF THE PERIMETER OF THE HIGHWAY LANDS REFERENCED TO THE U.S. PUBLIC LAND SURVEY SYSTEM OR OTHER "SURVEYS OF PUBLIC RECORD".

PROPERTY LINES SHOWN ON THIS PLAT ARE DRAWN FROM DATA DERIVED FROM MAPS AND DOCUMENTS OF PUBLIC RECORD AND/OR EXISTING OCCUPATIONAL LINES. THIS MAY NOT BE A TRUE REPRESENTATION OF EXISTING PROPERTY LINES, EXCLUDING RIGHT-OF-WAY LINES, AND SHOULD NOT BE USED AS A SUBSTITUTE FOR AN ACCURATE FIELD SURVEY.

IH-43 REFERENCE LINE IS CENTER OF MEDIAN.

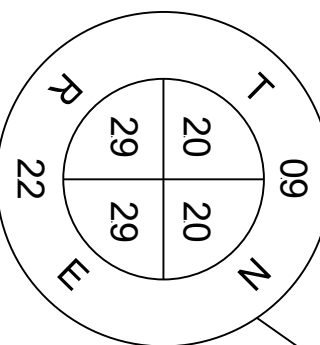
FOR THE LATEST ACCESS / DRIVEWAY INFORMATION, CONTACT THE PLANNING UNIT OF THE WISCONSIN DEPARTMENT OF TRANSPORTATION OFFICE OF WAUKESHA.

CONCRETE MONUMENT
W/ WISDOT ALUMINUM
CAP IN CAST IRON
Y = 366144.27
X = 602095.48

4

4

NO MONUMENT
Y = 366102.04
X = 604759.63



REVISION DATE	06/15/2021		
01/21/2021	02/11/2022		
03/05/2021			
05/03/2021			

DATE: AUGUST 17, 2020

GRID FACTOR

SCALE, FEET



HWY: IH - 43

COUNTY: OZAUKEE

STATE R/W PROJECT NUMBER 1229-04-23

CONSTRUCTION PROJECT NUMBER 1229-04-70 1229-04-74

PLAT SHEET 4.20

PS&E SHEET

E



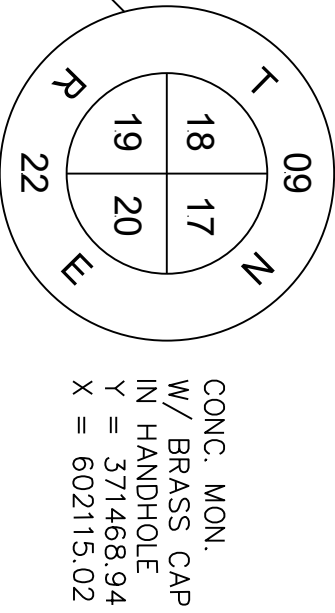
1229-04-75

POINT	STATION	OFFSET
TLE3486	1465+67.14	-125.00
TLE3487	1465+67.14	-135.00
TLE3488	1470+22.14	-135.00
TLE3489	1470+22.14	-125.00

CURVE 4
R/L IH 43
PI STA = 1450+08.89
Y = 369339.06
X = 603195.59
DELTA = 9°17'15"
D = 0°30'09"
T = 926.11'
L = 1848.17'
R = 11401.71'

79
GLEN OAKS OFFICE
PARK, LLC

UNPLATTED LANDS



W. GLEN OAKS LANE

MATCHLINE SEE SHEET 4.24 1471+24.70

4

Attachment: Exhibit A - Mequon-SEWER_rwp1at_1229-04-23 (75) (RESOLUTION 3972 : Resolution Approving WisDOT Statement of Non-Reimbursement for 1-43 Project)

MATCHLINE SEE SHEET 4.23 STA. 1457+91.68

4

ROAD NAME	BASIS OF EXISTING R/W AND ACCESS	YEAR	WIDTH
IH-43	T01-3(21)	1964	VARIES

POSITIONS SHOWN ON THIS PLAT ARE WISCONSIN COORDINATE REFERENCE SYSTEM COORDINATES (WISCRS), MILWAUKEE & OZAUKEE COUNTY, NAD 83 (2007) IN US SURVEY FEET. VALUES SHOWN ARE GRID COORDINATES, GRID BEARINGS, AND GRID DISTANCES. GRID DISTANCES MAY BE USED AS GROUND DISTANCES.

RIGHT OF WAY MONUMENTS ARE TYPE 2 MONUMENTS (TYPICALLY 3/4"X24" REBAR) AND WILL BE PLACED PRIOR TO COMPLETION OF THE PROJECT.

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IH-43 REFERENCE LINE IS CENTER OF MEDIAN.

FOR THE LATEST ACCESS / DRIVEWAY INFORMATION, CONTACT THE PLANNING UNIT OF THE WISCONSIN DEPARTMENT OF TRANSPORTATION OFFICE OF WAUKESHA.

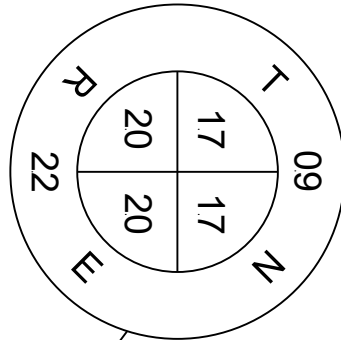
531

30' SANITARY SEWER
EASEMENT (DOC. 261996)

TLE3487
TLE3486
N89°38'32"W
10.00'

TLE3488
TLE3489
S89°38'32"E
10.00'

CONC. MON.
W/ BRASS CAP
IN HANDHOLE
Y = 371444.47
X = 604774.83



531 MEQUON, CITY OF -SEWER
PARCEL 79 - DOC. 261996

UA631 MEQUON, CITY OF -SEWER

NE - NW

R/L EXISTING IH - 43

UNION PACIFIC RAILROAD CO.

1/16 LINE

N00°21'28"E

S89°28'22"E
15659.93'

S89°28'22"E

S89°38'32"E

GN



SCALE, FEET



HWY: IH - 43

COUNTY: OZAUKEE

STATE R/W PROJECT NUMBER 1229-04-23

CONSTRUCTION PROJECT NUMBER 1229-04-70 1229-04-74

PLAT SHEET 4.24

PS&E SHEET

QUIT CLAIM DEED By Utility (Non-Fee Land Interests)

Wisconsin Department of Transportation
Exempt from filing transfer form s.77.21(1) Wis. Stats.
DT1661 7/2017 s. 84.09(1) Wis. Stats.

THIS DEED, made by City of Mequon, GRANTOR, a utility authorized to transact business in the State of Wisconsin, quit claims to the State of Wisconsin, Department of Transportation, GRANTEE, all of its title, rights, or interests in and to the lands described, reserving to itself the ownership and title of its facilities or personalities occupying the described lands, and which the GRANTOR, at its own cost and expense will remove from the lands, or will so relocate, change, or alter that they will not interfere with or be interfered with by the normal operation and maintenance of a public highway on the described lands, for the sum of One (\$1.00) and other good and valuable consideration.

Other persons having an interest of record in the property: None

This space is reserved for recording data

Return to

Margaret Liedtke, PE

141 NW Barstow Street

PO Box 798

Waukesha, WI 53187-0798

Parcel Identification Number/Tax Key Number

See Attached

Legal Description

See Attached

GRANTOR, a utility organized and existing under the laws of the State of Wisconsin with its principal place of business at 11333 N. Cedarburg Road, City of Mequon, County of Ozaukee, State of Wisconsin.

The undersigned certify that this instrument is executed with the full right, power and authority to do so on behalf of Grantor.

Acknowledgement

City of Mequon

(Grantor Name)

(Date)

(Signature)

State of

)

) ss.

(Title)

County

)

On the above date, this instrument was acknowledged before me by the named person(s).

(Print Name)

(Signature)

(Signature, Notary Public)

(Title)

(Print or Type Name, Notary Public)

(Print Name)

(Date Commission Expires)

Quit Claim Deed Legal Description

All that part of the lands subject to the Grantor's easements or interests included in lands acquired for the improvement of IH 43 by the Grantee in:

All that part of the NW 1/4, NW 1/4, Section 29, T9N, R22E, City of Mequon, Ozaukee County, Wisconsin, in lands acquired by the Grantee for Project 1229-04-23, IH-43 North-South Freeway, W. County Line Rd. – Highway 60, IH 43, Ozaukee County, Wisconsin, dated 2/11/2022, as filed with the County Clerk of Ozaukee County, State of Wisconsin.

Said easement or interests being further described as follows: Easements recorded in the Office of the Register of Deeds for Ozaukee County, Wisconsin as Doc. 225113 and Doc. 245815 (Affecting Parcel 75).

All that part of the SW 1/4, SW 1/4, Section 20, T9N, R22E, City of Mequon, Ozaukee County, Wisconsin, in lands acquired by the Grantee for Project 1229-04-23, IH-43 North-South Freeway, W. County Line Rd. – Highway 60, IH 43, Ozaukee County, Wisconsin, dated 2/11/2022, as filed with the County Clerk of Ozaukee County, State of Wisconsin.

Said easement or interests being further described as follows: Easements recorded in the Office of the Register of Deeds for Ozaukee County, Wisconsin as Doc. 263521, Doc. 263522, Doc. 263523 and Doc. 263524 (Affecting Parcel 76 and Existing Rights in Right of Way).

Parcel	Tax Key Number
75	15-029-06-002-00
76	15-020-11-003-00

TEMPORARY CONSTRUCTION EASEMENT

Wisconsin Department of Transportation
DT2216 7/2017 s.84.09(1) Wis. Stats.

City of Mequon, Grantor, which has an interest in the lands described below, grants to the Wisconsin Department of Transportation, Grantee, the right and permission to occupy Grantor's easement area for highway improvement purposes, which may include but are not limited to: 1) Constructing slopes and drainage facilities on the following described lands, including the right to operate necessary equipment thereon; 2) The right of ingress and egress, as long as required for such public purpose, including the right to preserve, protect, remove or plant thereon any vegetation that the highway authorities may deem desirable to prevent erosion of the soil, provided such activities are consistent with the rights held by the Grantor under its easement.

Legal Description:

See Attached

This Temporary Construction Easement establishes the right of Grantee to occupy lands on which Grantor has easement interests. However, Grantor reserves to itself the right to continue to use said easement area with its present and future overhead and/or underground facilities in a manner which is consistent with this grant, and further, that the costs of any relocation or alteration of any facilities of Grantor required by Grantee to accomplish its work, now or in the future, will be paid by Grantee.

This Temporary Construction Easement shall terminate upon completion of Construction Project No. 1229-04-75 for which this instrument is given.

The Grantor has an easement or prescriptive right and therefore grants this Temporary Construction Easement as a holder of a property interest and not as a property owner.

The Grantor's easement is recorded as See Attached in the Ozaukee County Register of Deeds Office or exists by prescriptive rights as defined by Section 893.28 Wisconsin Statutes.

The undersigned certify that this instrument is executed with the full right, power and authority to do so on behalf of GRANTOR.

City of Mequon

(Grantor Name)

(Signature)

(Date)

(Title)

(Print Name)

(Signature)

(Date)

(Title)

(Print Name)

Right of Way Project ID 1229-04-23

UTL No. 531

Attachment: Exhibit C - 531 DT2216 IH 43 Mequon Sewer 12290423 (75) - 220421 (RESOLUTION 3972 : Resolution Approving WisDOT Statement

Temporary Construction Easement Legal Description

All that part of the lands subject to the Grantor's easements or interests included in lands acquired for the improvement of IH 43 by the Grantee in:

All that part of the NW 1/4, NW 1/4, Section 29, T9N, R22E, City of Mequon, Ozaukee County, Wisconsin, in lands acquired by the Grantee for Project 1229-04-23, IH-43 North-South Freeway, W. County Line Rd. – Highway 60, IH 43, Ozaukee County, Wisconsin, dated 2/11/2022, as filed with the County Clerk of Ozaukee County, State of Wisconsin.

Said easement or interests being further described as follows: Easements recorded in the Office of the Register of Deeds for Ozaukee County, Wisconsin as Doc. 225113, Doc. 245815 (Affecting Parcel 75).

All that part of the SW 1/4, SW 1/4, Section 20, T9N, R22E, City of Mequon, Ozaukee County, Wisconsin, in lands acquired by the Grantee for Project 1229-04-23, IH-43 North-South Freeway, W. County Line Rd. – Highway 60, IH 43, Ozaukee County, Wisconsin, dated 2/11/2022, as filed with the County Clerk of Ozaukee County, State of Wisconsin.

Said easement or interests being further described as follows: Easements recorded in the Office of the Register of Deeds for Ozaukee County, Wisconsin as Doc. 263521, Doc. 263522, Doc. 263523, Doc. 263524 (Affecting Parcel 76) and Doc. 262002, Doc. 263521, Doc. 263522, Doc. 263523, Doc. 263524 (Affecting Parcel 77).

All that part of the SW 1/4, NW 1/4, Section 20, T9N, R22E, City of Mequon, Ozaukee County, Wisconsin, in lands acquired by the Grantee for Project 1229-04-23, IH-43 North – South Freeway, W. County Line Rd. – Highway 60, IH 43, Ozaukee County, Wisconsin, dated 2/11/2022, as filed with the County Clerk of Ozaukee County, State of Wisconsin.

Said easement or interests being further described as follows: Easement recorded in the Office of the Register of Deeds for Ozaukee County, Wisconsin as Doc. 261997 (Affecting Parcel 78).

All that part of the NW 1/4, NW 1/4, Section 20, T9N, R22E, City of Mequon, Ozaukee County, Wisconsin, in lands acquired by the Grantee for Project 1229-04-23, IH-43 North – South Freeway, W. County Line Rd. - Highway 60, IH 43, Ozaukee County, Wisconsin, dated 2/11/2022, as filed with the County Clerk of Ozaukee County, State of Wisconsin.

Said easement or interests being further described as follows: Easement recorded in the Office of the Register of Deeds for Ozaukee County, Wisconsin as Doc. 261996 (Affecting Parcel 79).

STATEMENT OF NON-REIMBURSEMENT BY UTILITY

Wisconsin Department of Transportation
DT2245 11/2016

Referencing the project identified below, **City of Mequon**, (COMPANY) a public utility company, a quasi utility, cooperative or municipal utility will not be requesting compensation for the relocation of their facilities.

Project Description Title: I-43 NORTH SOUTH FREEWAY Limits: MEQUON RD INTERCHANGE Highway: IH 43 County: OZAUKEE	Project ID(s) Design: 1229-04-02 Construction: 1229-04-75 Right of Way: 1229-04-23 UTL No.: 531 Utility: 1229-04-23
Facility Type: Sewer	

COMPANY reserves the right to request compensation from the Wisconsin Department of Transportation, (DEPARTMENT) for compensable utility relocations on this project if: relocation costs increase, accommodating changes to the project plan, or accommodating changes to the relocation plans of other utility companies. If the COMPANY subsequently requests compensation and the DEPARTMENT agrees to payment on this project, the DEPARTMENT and COMPANY are required to execute an agreement. It is expressly understood and agreed that any work by COMPANY prior to execution of an agreement between COMPANY and the DEPARTMENT shall be at COMPANY sole expense. **Company understands that no relocation of facilities is presently contemplated for this parcel as part of the project. Should this change, or if a future project requires relocation COMPANY reserves the right to seek compensation.**

COMPANY

City of Mequon

(Company Name)

(Authorized Signature)

(Date)

(Title)

(Print Name)

(Authorized Signature)

(Date)

(Title)

(Print Name)

STATEMENT OF NON-REIMBURSEMENT BY UTILITY

Wisconsin Department of Transportation
DT2245 11/2016

Referencing the project identified below, **City of Mequon**, (COMPANY) a public utility company, a quasi utility, cooperative or municipal utility will not be requesting compensation for the relocation of their facilities.

Project Description Title: I-43 NORTH SOUTH FREEWAY Limits: MEQUON RD INTERCHANGE Highway: IH 43 County: OZAUKEE	Project ID(s) Design: 1229-04-02 Construction: 1229-04-75 Right of Way: 1229-04-23 UA No.: 631 Utility: 1229-04-23
Facility Type: Sewer	

COMPANY reserves the right to request compensation from the Wisconsin Department of Transportation, (DEPARTMENT) for compensable utility relocations on this project if: relocation costs increase, accommodating changes to the project plan, or accommodating changes to the relocation plans of other utility companies. If the COMPANY subsequently requests compensation and the DEPARTMENT agrees to payment on this project, the DEPARTMENT and COMPANY are required to execute an agreement. It is expressly understood and agreed that any work by COMPANY prior to execution of an agreement between COMPANY and the DEPARTMENT shall be at COMPANY sole expense. **Company understands that no relocation of facilities is presently contemplated for this parcel as part of the project. Should this change, or if a future project requires relocation COMPANY reserves the right to seek compensation.**

COMPANY

City of Mequon

(Company Name)

(Authorized Signature)

(Date)

(Title)

(Print Name)

(Authorized Signature)

(Date)

(Title)

(Print Name)