



City of Waukesha
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Committee: Board of Public Works	Date: 12/8/2022
Common Council Item Number: ID 22-5375	Date: 12/20/2022
Submitted By: Alex Damien, Interim Director of Public Works	City Administrator Approval: Kevin Lahner, City Administrator
Finance Department Review: Joseph P. Ciurro, Finance Director	City Attorney's Office Review: Brian Running, City Attorney
Subject: Approve sidewalk easement between Howell Oaks Development, LLC, and the City of Waukesha located along Retzer View Court and Olde Howell Court in the Howell Oaks Subdivision, Addition 5, Phase 6	

Details:
Howell Oaks Development, LLC has constructed a new subdivision known as Howell Oaks Subdivision, Addition 5, Phase 6. As part of the development drawings, a public sidewalk will be constructed along Retzer View Court and Olde Howell Court. Due to design constraints, a portion of the sidewalk will be located on private property. The sidewalk easement will contain the public sidewalk that is located on private property. The easement conveys the rights, restrictions, and conditions that the City and the future lot owners will need to follow as part of the easement agreement and describes the area with the right to enter, assess, maintain, repair, inspect, the sidewalk, and requirement that the City sidewalk ordinance can be enforced within the easement area.

Options & Alternatives:
1. Approve as submitted

Financial Remarks:
There are no immediate costs to the City. The Agreement states that the City is able to assess the costs and expenses of maintenance, or repairs back of the sidewalk back to the adjoining property owner.

Executive Recommendation:
Approve as submitted