

RESOLUTION

WHEREAS, the City of Manitowoc enforces Chapter 28 of the Municipal Code, which relates to various matters of Storm Water Management Practices; and,

WHEREAS, GMX Real Estate (Club Car Wash) wishes to redevelop an area at the intersection of Dewey Street and South 42nd Street in the City of Manitowoc that will require compliance with the Storm Water Management Practices in Chapter 28 of the Municipal Code; and,

WHEREAS, Manitowoc Municipal Code 28.060(7) provides for a Fee in Lieu of On-Site Storm Water Management Practices when land development projects are unable to meet the necessary onsite storm water management practices; and,

WHEREAS, the City of Manitowoc has provided adequate storm water facilities downstream (Regional Storm Water Pond at Dewey St. & S. 35th St.) of the proposed development; and,

WHEREAS, GMX Real Estate (Club Car Wash) has requested the City of Manitowoc to implement this procedure for this development; and,

WHEREAS, these fees shall be set by the Common Council and said fees shall be deemed to be fair and equitable for storm water management costs incurred by the City of Manitowoc; and,

WHEREAS, the fees collected shall cover such costs for land, engineering design, construction and maintenance; and,

WHEREAS, GMX Real Estate (Club Car Wash) site discharges to an existing downstream storm water management facility (Regional Stormwater Pond at Dewey and South 35th Street) and shall be charged in accordance with Manitowoc Municipal Code 28.060(7); and,

WHEREAS, the Common Council has determined the minimum fee in lieu of on-site storm water management practices for **GMX Real Estate** (Club Car Wash) development shall be \$0.375 per square foot of impervious area.

NOW, THEREFORE, BE IT RESOLVED by Mayor Justin M. Nickels and the Common Council of the City of Manitowoc that the fee of \$0.375 per square foot of impervious area is approved as recommended by the Director of Public Infrastructure and the Public Infrastructure Committee to

offset costs incurred by the City of Manitowoc for storm water management developments pursuant to Chapter 28 of the Municipal Code.

INTRODUCED _____ ADOPTED _____

Justin M. Nickels, Mayor

APPROVED _____

This instrument was drafted by:
The City of Manitowoc
Engineering Department
Greg Minikel, P.E.

Fiscal Impact: Estimated \$14,062.12 based on .375 cent per square foot of impervious payment
Funding Source: General Fund
Finance Director Approval: /SMA
Approved as to form: /EGN