

RESOLUTION

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

WHEREAS, Driven Brands (Take 5 Oil Change) wishes to develop an area at the intersection of South Frontage Road and South 42nd Street located in the City of Manitowoc that will require compliance with the Stormwater Management Practices; and

WHEREAS, Manitowoc Municipal Code 28.060(7) allows a fee in lieu of on-site stormwater management practices for land development projects that are unable to obtain the necessary on-site stormwater management practices and where the City of Manitowoc has provided adequate stormwater facilities downstream of the proposed development; and

WHEREAS, the regional stormwater pond at Dewey Street and South 35th street provides adequate stormwater facilities and is downstream from the proposed development; and

WHEREAS, Driven Brands (Take 5 Oil Change) 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 stormwater management costs incurred by the City of Manitowoc; and

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

WHEREAS, the Common Council has determined the minimum fee in lieu of on-site stormwater management practices for Driven Brands (Take 5 Oil Change) development shall be \$0.75 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 \$0.75 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 stormwater management developments pursuant to Chapter 28 of the Municipal Code.

INTRODUCED _____ ADOPTED _____

Justin M. Nickels, Mayor

Fiscal Impact:	Anticipated positive fiscal impact for the City. The current site plan shows an impervious area of 0.578 acres or 25,200 SF. (25,200 SF x \$0.75/SF). The fee-in-lieu payment to the City of Manitowoc will be \$18,900.00.
Funding Source:	Stormwater Capital Project Fund (4200-32325-484100)
Finance Director Approval:	/SMA
Approved as to form:	/EGN

This resolution was drafted by Greg Minikel, P.E., Engineering Division Manager