

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, **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 Storm Water Management Practices; and,

WHEREAS, Chapter 28, Section 28.060(7) refers to a Fee in Lieu of On-Site Storm Water Management Practices for land development projects that are unable to obtain the necessary on-site storm water management practices and where 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, **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 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, **Driven Brands** (Take 5 Oil Change) 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 Section 28.060(7); and,

WHEREAS, the Common Council has determined the minimum fee in lieu of on-site storm water 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 storm water management developments pursuant to Chapter 28 of the Municipal Code.

Introduced _____

Adopted _____

Approved _____

Justin M. Nickels, Mayor

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

GJM/bhb
Y:\Engr_Files\Resolutions\2025\Payment In-Lieu of On-Site SWM for Take 5 Oil Change.doc