

RESOLUTION NO. 21-643

**A RESOLUTION TO GIVE FINAL ACCEPTANCE OF ROADWAYS WITHIN HUNT CLUB FARM
SUBDIVISION**

WHEREAS, the Town Board of the Town of Delafield approved the final plat of the Hunt Club Farms subdivision on October 11, 2016 and recorded the plat on December 19, 2016, and

WHEREAS, construction of public improvements required by the Town of Delafield has been completed, and

WHEREAS, the developer has satisfied all requirements of the Developer's Agreement dated November 7, 2016, between the developer and Town of Delafield related to the public improvements, and

WHEREAS, improvements for the stormwater management facilities were installed under a separate agreement with Waukesha County, and

WHEREAS, in accordance with Section III of the Developer's Agreement, "Final Acceptance" as used in the Developer's Agreement is the ultimate acceptance of the improvements under the Town's jurisdiction in the completed subdivision as a whole, and

WHEREAS, Section III of the Developer's Agreement states that the one-year guarantee period provide for in the Developer's Agreement shall not commence to run until final acceptance, and

WHEREAS, the final lift of asphalt on the public roads was completed on October 4, 2018 and the Developer has requested that Final Acceptance be granted as of October 4, 2019, in recognition of that completion, and

WHEREAS, there has been no road repairs required since the final lift of asphalt was placed on the public roads, and

WHEREAS, final acceptance of the public improvements was not recommended by Town staff due to some roadside ditches that did not drain properly, and

WHEREAS, the roadside ditches were repaired in 2020 to the satisfaction of the Town Highway Superintendent,

NOW THEREFORE BE IT RESOLVED by the Town Board of Supervisors of the Town of Delafield that the public improvements which are under the Town's jurisdiction and specifically the following roads which is part of the Hunt Club Farm subdivision, is hereby granted "Final Acceptance" effective October 4, 2019:

Foxtail Court
Four Seasons Road
Waterville Lake Drive

BE IT FURTHER RESOLVED that the letter of credit in the amount of \$52,609 be reduced to \$0 in recognition that the one year guarantee period has ended.

DATED this 26th day of January, 2021.

TOWN OF DELAFIELD



Ron Troy, Town Chairman

ATTEST:



Dan Green, Administrator-Clerk/Treasurer