

N64W23760 Main Street Sussex, Wisconsin 53089 Phone (262) 246-5200 FAX (262) 246-5222

Email: <u>info@villagesussex.org</u>
Website: www.villagesussex.org

AGENDA VILLAGE OF SUSSEX PLAN COMMISSION MEETING 6:30 PM TUESDAY, MARCH 19, 2024 SUSSEX CIVIC CENTER – BOARD ROOM 2nd FLOOR N64W23760 MAIN STREET

Pursuant to the requirements of Section 19.84, Wis. Stats., notice is hereby given of a meeting of the Sussex Plan Commission, at which a quorum of the Village Board may attend. If a Quorum is present the Chairperson shall state, "Please let the minutes reflect that a quorum of the Village Board is present and may be making comments during public comment or if the rules are suspended to allow so.)

- 1. Roll call.
- 2. Consideration and possible action on the <u>minutes</u> of the Plan Commission meeting of February 20, 2024.
- 3. Consideration and possible action on Permitted Uses and Plans.
 - a. Discussion and possible action on a <u>Plan of Operation</u> for Sal's Pizza Restaurant Inc. located at N64W24370 Main Street.
- 4. Conditional Use Public Hearing(s) and consideration and possible action on Conditional Use Permits and Plans on the following items:
 - a. <u>Public Hearing</u> on a <u>Conditional Use Permit</u> for Mr. D's <u>Carwash</u> located at the <u>property</u> identified by Tax Key Number 231.997.014 in the B-3 Highway Business Zoning District.
- 5. Consideration and possible action on CSM's, Plats, Zoning and Planning Items.
 - a. Consideration and possible action on a <u>waiver</u> of provisions from Section 18 Land Division and Development of the Municipal Code for Vista Run V.
 - b. Consideration and possible action on a <u>Final Plat</u> for the Vista Run V Subdivision for a portion of the parcel identified by Tax Key SUXV0227058006.
 - c. Discussion on the Village Land Use Plan and the rezoning of land annexed into the Village as part of the Border Agreement with the Village of Lisbon.
 - d. Discussion on the vacant land on Main Street owned by the Village of Sussex.
 - e. Discussion on the Downtown Plan and if an update is necessary.
- 6. Other items for future discussion.
- 7. Adjournment.

Chairperson	
1	
Jeremy J. Smith	
Village Administrator	

Please note that, upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through appropriate aids and services. For additional information or to request this service, contact the Village Clerk at 246-5200.

VILLAGE OF SUSSEX PLAN COMMISSION - DRAFT 6:30PM TUESDAY, FEBRUARY 20, 2024 SUSSEX CIVIC CENTER – BOARD ROOM 2ND FLOOR N64W23760 MAIN STREET

The meeting was called to order by Village Attorney John Macy at 6:30pm at the Sussex Civic Center – Board Room 2nd Floor N64W23760 Main Street, Sussex, WI.

Members present: Commissioners Mike Knapp, Roger Johnson, Debbie Anderson, and Mike Schulist

Members excused: Jim Muckerheide, Trustee Greg Zoellick, and Village President Anthony LeDonne

A motion by Anderson, seconded by Schulist, to appoint Commissioner Roger Johnson as interim Chair in Village President Anthony LeDonne's absence.

Motion carried 4-0

Others present: Community Development Director Gabe Gilbertson, Village Attorney John Macy, Village Engineer Judy Neu, IT Coordinator Christopher Peralta, applicants, and members of the public.

A quorum of the Village Board was not present at the meeting.

Consideration and possible action on the minutes on the Plan Commission meeting of January 16, 2024.

A motion by Schulist, seconded by Anderson to approve the minutes of the Plan Commission meeting of January 16, 2024 as presented.

Motion carried 4-0

Consideration and possible action on a Conditional Use Permit for Mr. D's Carwash located at the property identified by Tax Key Number 231.997.014 in the B-3 Highway Business Zoning District.

A motion by Johnson, seconded by Schulist to schedule a Public hearing at the March 19, 2024 Plan Commission meeting.

Motion carried 4-0

Other Items for Future Discussion

The Plan Commission requested updates from Village Staff on the rezoning of parcels that were annexed into the Village as part of the Border Agreement with the Village of Lisbon, an update on the vacant land owned by the Village on Main Street, and a recommendation to review the Downtown Plan to determine if it is in need of an update.

These items will be placed on the March 19, 2024 Plan Commission agenda for discussion.

<u>Adjournment</u>

A motion by Johnson, seconded by Schulist to adjourn the meeting at 6:46 pm.

Motion carried 4-0

Respectfully submitted, Jen Boehm Deputy Clerk





N64W23760 Main Street Sussex, Wisconsin 53089 Phone (262) 246-5200 FAX (262) 246-5222

Email: <u>info@villagesussex.org</u>
Website: www.villagesussex.org

MEMORANDUM

TO: Plan Commission

FROM: Gabe Gilbertson, Community Development Director

RE: Plan Commission meeting of March 19, 2024

DATE: Friday, March 15, 2024

All Code Sections in this memo refer to the March 25, 2014 Sussex Municipal Code Chapter 17 with subsequent amendments thereto.

02. Minutes of the Plan Commission meeting of February 20, 2024.

03. Consideration and possible action on Permitted Uses and Site Plans.

A. <u>Discussion and possible action on a Plan of Operation for Sal's Pizza Restaurant</u> Inc. located at N64W24370 Main Street.

This site is zoned B-3 Central Mixed Use. Sal's Pizza is occupying the tenant space that was formerly Marcileno's Pizzeria and Grill who opened in 2011. Sal's Pizza will occupy roughly 3,300 square feet of the 32,800 square foot multi-tenant commercial building. Under Section 17.0603K(2)(r) shopping centers over 30,000 square feet must have 5 spaces per thousand, this site has 180 parking stalls accommodating all the users at this site and parking is not an issue of concern.

The restaurant would be open from 10:00 am until 9:00 pm Tuesday through Thursday, open until 10:00 pm on Friday and Saturday, and from 11:00 am until 9:00 pm on Sundays. There would be a single shift with 4 employees.

Policy Question:

- 1. Are there any concerns with the plan of operation?
- 2. Are there any property maintenance concerns that need to be addressed at this time?

Action Items:

1. Act on the Plan of operation.

Staff Recommendation: Staff recommends approval of the Plan of Operation for Sal's Pizza Restaurant Inc. located at N64W24370 Main Street and subject to the standard conditions of Exhibit A.

04. <u>Conditional Use Public Hearing(s) and consideration and possible action on</u> Conditional Use Permits and Plans.

A. Public hearing and consideration and possible action on a Conditional Use Permit for Mr. D's Carwash located at at the property identified by Tax Key Number 231.997.014 in the B-3 Highway Business Zoning District.

The subject property is zoned B-3 Highway Business and is located directly north of Waukesha State Bank in the Metro Market commercial development. The land is currently vacant and the applicant is proposing to construct a Mr. D's Carwash. Section 17.0506(9)(A)(1) requires a Conditional Use Permit for vehicle washing in the B-3 Highway Business District.

The car wash would be oriented north/south on the west side of the property with vacuum stations on the east side of the building screened from Highway 164. Pay stations and vehicles stacking would also be on the east side of the property. The Municipal Code requires one stall per employee on the largest shift and according to the application, the largest shift would have 3 employees. The site plan is providing 4 dedicated parking spaces separate from the vacuum stations. The Code also requires enough room for 4 waiting vehicles per washing stall and space for 2 vehicles for vacuuming. There are 15 vacuum stations and space for 15+ waiting vehicles.

The Petitioner will need to prove the standards/conditions found in the Conditional Use section of the Zoning Code during the Public Hearing process. These standards/conditions are attached to this memo.

Policy Question:

- 1. Are there any concerns with the Conditional Use or Plan of Operation?
- 2. Are there any concerns from the public hearing you want added in the CU document?
- 3. A portion of the proposed development would encroach into a stormwater easement on the north side of the subject property and within this easement is a stormwater pipe that runs through the property. Staff expressed concerns that grading and improving the site over the stormwater pipe may damage it. Staff also explained that given the proposed layout of the business, if the pipe would need to be repaired or replaced in the future, it may force the business to close for the duration of the project because vehicles would not be able to enter the car wash. However, WisDOT determined that this is not a public easement, and the pipe and easement are ultimately owned by the owners of the subject land and they did not have any restrictions preventing the development from occurring within the easement.

While it is Village policy to not allow development to occur within easements and the Village remains opposed to proposed site plan, Staff agreed to proceed with the plans as submitted subject to the applicant recording a declaration with Waukesha County that addresses the Village's opposition to the proposed development and removes the Village's liability to be financially responsible for damage done to the stormwater pipe as a result of the development or for future repairs.

Action Items:

1. Direct staff to prepare the Conditional Use Order and to reconvene the public hearing on the Conditional Use Order at the April 16, 2024 Plan Commission meeting.

<u>Staff Recommendation:</u> Staff recommends the Plan Commission direct staff to prepare the Conditional Use Order and to reconvene the public hearing on the Conditional Use Order at the April 16, 2024 Plan Commission meeting.

05. Consideration and possible action on CSM's, Plats, Zoning and Planning Items.

A. Consideration and possible action on a waiver of provisions from Section 18 Land Division and Development of the Municipal Code for Vista Run V.

Section 18.0902(B) of the Municipal Code restricts the number of lots a phase within a development to no more than 30 lots and no more than one phase can be established in a calendar year. The petitioner submitted a Final Plat to the Village for consideration that contains 32 lots. Section 18.0209 of the Municipal Code allows for the petitioner to request that the Village waive or modify enforcement of one or more provisions of this Ordinance. The petitioner submitted a request for the Village to allow 32 lots be platted as part of Vista Run V rather than the 30 permitted under Section 18.0902(B). The waiver may be granted if a written request from the petitioner is submitted and is reviewed and approved by the Plan Commission and Village Board. The written request is attached to this memo.

The Developer platted 28 lots last year in correspondence to the infrastructure established and has now requested 32 related to the infrastructure being installed this year which averages to the goal of 30 lots per year and reasonably is tied to natural breakpoints in infrastructure establishment. This request is unlikely to have any adverse impact on the surrounding area and is in keeping with the intent of the Ordinance to phase out home construction in the Village. The public improvements should be completed before the waiver conditions are met to meet the intent of granting the waiver that it follows the reasonable infrastructure improvement lines.

Policy Question:

- 1. The Plan Commission and Village Board shall each make a determination which shall include consideration, but not necessarily an affirmative finding, of the following factors:
 - a. Whether the request for a waiver or modification, if granted, would be consistent with the general intent of the ordinance.
 - b. Whether the request for a waiver or modification, if granted, would adversely affect property owners in the surrounding area.
 - c. Whether the request for a waiver or modification, if granted, would benefit the petitioner's project in a way that is consistent with the municipality's interests.
 - d. Whether petitioner is in full compliance with applicable ordinances and agreements with the municipality.

- e. Whether, instead of granting the request for a waiver or modification, the ordinance itself should be changed to accommodate the kind of situation presented by the petitioner.
- 2. After considering the above-listed factors and any other factors that may be relevant to the matter, the Plan Commission and Village Board shall then each independently determine whether it is objectively reasonable to grant the request for a waiver or modification. A waiver or modification may be granted without making an affirmative finding concerning any one or more of the above-listed factors if, on the whole, it is objectively reasonable to do so.

Action Items:

1. To act on the request for a waiver from Section 18.0902(B) to establish Vista Run Phase 5 subdivision with 32 lots rather than the 30 lots permitted after considering the factors listed above and any other factors that may be relevant to the matter.

Staff Recommendation: Staff recommends the Plan Commission grant Vista Run LLC a waiver from Section 18.0902(B) to establish 32 lots in the Vista Run V phase of the Vista Run subdivision based on the consideration of the following factors and that the public improvements are established prior to the plat recording and any other factors that may be relevant to the matter:

- a. The waiver would be consistent with the general intent of the ordinance.
- b. The waiver would not adversely affect property owners in the surrounding area.
- c. The waiver would benefit the petitioner's project in a way that is consistent with the municipality's interests.
- d. The petitioner is in compliance with applicable ordinances and agreements with the municipality.
- e. The ordinance does not need to be changed to accommodate the kind of situation presented by the petitioner.

B. Consideration and possible action on a Final Plat for the Vista Run V Subdivision for a portion of the parcel identified by Tax Key SUXV0227058006.

The Zoning for the subject lands is RS-2 Single Family Residential and P-2 Park. The submitted Final Plat which is Phase VI of the single-family portion of the Vista Run subdivision is in substantial conformance to the preliminary plat and would establish an additional 32 single family lots of the subdivision.

Since substantial completion for Phase 2 has not occurred, the Final Plat may receive conditional approval from the Village Board subject to Section 18.0305(H) and said approval will be conditioned upon all improvements being completed and accepted by the Village.

Policy Question:

1. Are there any concerns with the Final Plat?

Action Items:

1. Act on the Final Plat.

Staff Recommendation: Staff recommends the Plan Commission recommend approval to the Village Board of the Final Plat for Vista Run Phase V subject to the following conditions:

- 1. The standard conditions of Plat approval that are not in conflict with Wis. Stats. 236.13.
- 2. Payment of all fees and subject to the standard conditions of Exhibit A.
- 3. Final review and conditions from the Engineering Memo dated February 28, 2024 being addressed.
- 4. Final review and conditions from Waukesha County and the Wisconsin DOA being addressed.
- 5. Completion of the Public Improvements per the Developer's Agreement and compliance with the other terms of the Developer's Agreement.
- C. Discussion on the Village Land Use Plan and rezoning of land annexed into the Village as part of the Border Agreement with the Village of Lisbon.

63 properties had temporary zoning when they came into the Village and should be placed into permanent zoning. Some of the properties have developed and have permanent zoning, but about 62 remain as they came into the Village and should have permanent zoning established along with the land use plan approved to incorporate them. It is recommended that these stay the same as they temporarily came into the Village as the property owners have requested no change and the properties are zoned like their neighbors. Obviously as developments are proposed changes to zoning could be considered at that time as may be appropriate.

At the April Meeting a Land Use Plan Resolution and Permanent Zoning Ordinance would be set for consideration.

At the May Village Board meeting, the Village Board would hold the Public Hearing and consider action to give these properties permanent zoning and have a Land Use category in the Village of Sussex.

- **D.** Discussion on the vacant land on Main Street owned by the Village of Sussex.

 Community Development Director Gabe Gilbertson will give an update on the properties.
- **E.** Discussion on the Downtown Plan and if an update is necessary.

 Community Development Director Gabe Gilbertson will give an update on this.

06. Other Items for future discussion.

07. Adjournment.



Project Name Sal's pizza	_
Tax Key # 421729474	_

VILLAGE OF SUSSEX PLAN OF OPERATION PROCEDURE LIST

Pre-application conference must be arranged with Gabe Gilbertson, Community Development Director. Please contact us at 262-246-5215 prior to submitting your application.

Complete the following: Plan of Operation, Service Reimbursement Agreement, Emergency Contact and Wastewater Discharge Permit.

Submit the completed forms and the required fee by the last business day of the month for consideration for the next Plan Commission Agenda. Please note that submitting by the deadline does not guarantee placement on the Plan Commission Agenda. Completed forms can be emailed to ggilbertson@villagesussex.org.

The following fees are required at the time of subr	nittal:
Plan of Operation feeConditional Use fee (if necessary)Pre Occupancy inspection fee	\$175.00 \$210.00 \$100.00
Please make check payable to: Village of Sussex	(fees are non refundable)
Notes:	
Additional fees are required for building permits, nature of your request.	review fees, or other items depending upon the
Contact Name for meetings: Salbador Ac E-mail: Salaquilera 31 @ yanzo com	Juilera Phone # 262 744 - 414H
E-mail: Salaguilera 31@ yanso com	,
For office use only:	
Met with staff on:	
Paid fees on: To be on the Plan Commission Agenda for:	PD 3/7/24 CHEODO# SOVARE \$180.25
Original forms to the following:	PD 3/1/21
Plan of Operation to Jeremy	ADS COLO CH
Service reimbursement	SOVALE
Emergency Contact to Sheriff Dept	3000
Wastewater Permit to WWTP	9180.25
Any outstanding fees owed on the property?	



PLAN OF OPERATION

To be used for a business with changes or new business in an existing building.
Is this request to be considered for a Conditional Use? If yes, is this a new CU?
(Conditional Use Permits require a Public Hearing) OR an amendment to a CU?
Tax Key # 421729474 Zoning:
Address of Tenant Space: NG4 W2A370 Main St Sussex 53089
1. Name of Business: Sal's pizza Restaurant Inc. Business
N 69 w 24370 main St Syssex w 53089 (a6a)93a-0136 Address City, State, Zip Phone # Sal aquilera 31 Quahoo com
Fax # Email address
2. Business owner contact information: Solbador Aguilera Delgado Contact
<u>W250 S3298 Hemit Aue Waukesha W1 53189 (262)744-414</u> Address City, State, Zip Phone #
Fax # Email address Eyahoo.com
3. Building/Land owner contact information: pete Sailhamer (MLI Commercial UC
Contact Po Box 67 Wind Sor W 53598 620-458 Address City, State, Zip Phone # PSail namer agnail. com
Fax # Email address
4. Number of Employees/Shifts: Employees Shifts
5. Days of Operation:
Manday Tuesday Walasaday Thursday Edday October O

Put an X in box that applies:

Hours Open for business

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
closed	10.00am	10.00am	10.00am	10.00am	10.30 am	11.00am
Closed	9.00pm	9.00pm	9.00pm	10.00pm	10.00pm	9.00pm

6. Is this an extension of an existing operation? Sal's pizza yes
7. On a separate sheet of paper explain your business use and/or the change to your business. Attach a list of all items to be sold, produced or stored on the premises.
8. Is a liquor license or any other special license to be obtained from the Village Board or State Licensing Agencies? Do you need an Outdoor Establishment Permit? If yes, explain: If yes, please obtain and complete permit application.
9. If your proposed operation will utilize a liquor license, what types of entertainment are you proposing?
10. Do you feel there will be any problems such as odor, smoke or noise resulting from this operation? If yes, explain:
11. Dimension of area to be occupied Total square footage
11. Dimension of area to be occupied Total square footage Total square footage 2 nd floor
Please provide a copy of the site plan showing parking and layout of the building and if a multi tenant building, label the space which will be occupied by your business.
12. Parking: Total Number of Parking Spaces Number of spaces needed per code Number of spaces allocated for employee parking Dimensions of parking lot Is parking lot paved?
13. Signage: What type of signage are you proposing for your business? If applicable, complete a Sign Permit application and submit to the Building Inspection Dept. Please refer to Chapter 17.0800.
I have reviewed a copy of the Zoning Ordinance in the Village of Sussex and hereby agree to abide by the same, as well as any and all terms and conditions of any permit issued pursuant to this application.
I do swear to or affirm that all statements contained herein are true and correct to the best of our knowledge.
Salbador Aguilera delgado Name Owner Title or Position March to agay Date
I am aware and approve of the business to be operating in the building owned by
Name Date
Title or Position



N64W23760 Main Street Sussex, Wisconsin 53089 Phone (262) 246-5200 FAX (262) 246-5222

Email: info@villagesussex.org
Website: www.villagesussex.org

VILLAGE OF SUSSEX PROFESSIONAL SERVICES REIMBURSEMENT NOTICE

Pursuant to the Village of Sussex Ordinance No. 3.11, the Village of Sussex Village Board has determined that whenever the services of the Village Attorney, Village Engineer, Village Planner, or any other of the Village's professional staff results in a charge to the Village for that professional's time and services and such service is not a service supplied to the Village as a whole, the Village Clerk shall charge that service for the fees incurred by the Village to the property owner incurring those fees even if the request is not approved. Also, be advised that pursuant to said Village of Sussex Ordinances, certain other fees, costs, and charges are the responsibility of the property owner even if the request is not approved. Imposition of any fees, costs or charges, however, is subjected to the property owner's appeal rights as described in said Village of Sussex Ordinances.

I, the undersigned, have been advised that, pursuant to said Village of Sussex Ordinances, if the Village Attorney, Village Engineer, Village Planner or any other Village professional provides services to the Village because of my activities, whether at my request or at the request of the Village, I shall be responsible for the fees incurred by the Village even if the request is not approved. In addition, I have been advised that pursuant to said Village of Sussex Ordinances, certain other fees, costs, and charges are my responsibility even if the request is not approved. By signing this document however, I am not waiving my appeal rights that are described in said Village of Sussex Ordinances.

PLEASE PRINT LEGIBLY

Name and Mailing Address of the Property Owner and /or Authorized Agent for Invoices:			
Business Name:			
Name of Owner and Address of the Property involved in the Re	equest (if different from above):		
Tax Key No. of the Property involved in the Request: SUXV_			
Signature of Property Owner and /or Authorized Agent	Date		
Signature of Village Official Accepting Form	Date		

A copy of this completed form shall be provided to the Village Clerk for billing purposes.



WASTEWATER DISCHARGE PERMIT APPLICATION

Business Name: SOIS P1270	
Address: N 64 W24370 main St Syssex WI 53089	
Owner/Operator: Salbador Aguilera delgado	
Standard Industrial Classification #:	
How many people do you employ?	
What are your businesses hours of work? Mon Closed the -thur 10.00 am 9.00 pm Fri - Sat 10.00 am -10.00 pm Sun 11.00 Who is responsible for water quality? (List job titles)	0am 1.00p
Time and Duration of Discharge:	
Average and Peak Wastewater Flow Rates(Include any daily, monthly or seasonal variations):	
Please describe the activities, facilities, and plant processes on the premises including all materials and types of materials which are or could be discharged:	
Please list each product your business produces. (Include type, amount and rate of production):	
What are the constituents and characteristics of your wastewater?	
New construction: attach site plans, floor plans, mechanical and plumbing plans and details to show all sewers and appurtenances by size, location and elevation.	

Print Form

9.00 pm

Clear Form



Village of Sussex Fire Department N63 W24335 Main Street Sussex, Wisconsin 53089

Fire Station - *PHONE* 262-246-5197 Fire Station - *FAX* 262-246-5196

1

Waukesha County Sheriff - Sussex Office

Emergency Contact Form to be completed with Plan of Operation form.

Business Name: Sals Pizza Resturant Inc.
Business Address: 10 N64 W24370 Main St Sussex W1 53089
Business Phone #: 262 - 932 - 0136
Business Email: Sal aguilera 31 @yahoo.com
Business Emergency Contacts
Name and Phone #: Sol aquilera 262-744-4144
Name and Phone #: AShley Morales 202 - 629 - 0954 Name and Phone #:
Building Owner Name: Pete Sailhamer
Building Owner Email: PSailhamer @ amail. Com
Building Owner Emergency Contacts
Name and Phone #: Ace Hardware (262)246-3707
Name and Phone #:
Knox Box (if applies) Have locks been changed and new key provided to Fire Department? Yes No



2000 S West Ave Walmart Store #1635 Waukesha, WI, 53189-7516 (262) 312-3324

Terminal: 2554M600MIX01

3/6/2024 16:18

Receipt #: 25547A72564

Type: Purchase

Qty	Description	Amount
6	PNG B&W S/S 8.5x11 & 8.5x14	1.02
	SubTotal	1.02
	District tax City tax County tax State tax	0.00 0.00 0.00 0.05
	Total	USD \$1.07

Acct #:*********4315

DEBIT MASTERCARD

Contactless

Auth No.: 852038

Mode: Issuer

AID: A0000000041010

NO CVM

CVM Result: 3F0002 TVR: 0000000001

0114A140030200000004000000000000000FF

TSI: ARC: 00 APPROVED

The Cardholder agrees to pay the Issuer of the charge card in accordance with the agreement between the Issuer and the Cardholder.



Tell us how we did and get \$7 off your next purchase of \$40 or more print products*

Take the survey by scanning the QR code below or visit www.fedex.com/welisten



Offer expires 6/30/2024

*Terms & Conditions

\$7 off print order of \$40.00 or more. Discount applies to orders placed in a FedEx Office® store or online through Office.FedEx.com. Offer is valid at time of purchase only, no cash value and may not be discounted or credited toward past or future purchases; discount cannot be used in combination with custom-bid orders, other coupons, or discounts, including account pricing. Discount not valid on the following products and services: finishing-only orders; digital, passport or mounted photo; self-service print, fax, scan, or shred; products provided by third party sites not hosted by FedEx Office. Does not apply to packing, shipping, rush, or delivery charges. Does not apply to retail products. No cash value. Offer void where prohibited or restricted by law. Products, services, and hours may vary by location. TM use promo SKU 40269 for Business Printing Services such as FPM. © 2023 FedEx. All rights reserved."

By submitting your project to FedEx Office or by making a purchase in a FedEx Office store, you agree to all FedEx Office terms and conditions, including limitations of liability.

Request a copy of our terms and conditions from a team member or visit fedex.com/officeserviceterms for details.



Project Name	
Tax Key #	

VILLAGE OF SUSSEX PLAN OF OPERATION PROCEDURE LIST

Pre-application conference must be arranged with Gabe Gilbertson, Community Development Director. Please contact us at 262-246-5215 prior to submitting your application.

Complete the following: Plan of Operation, Service Reimbursement Agreement, Emergency Contact and Wastewater Discharge Permit.

Submit the completed forms and the required fee by the last business day of the month for consideration for the next Plan Commission Agenda. Please note that submitting by the deadline does not guarantee placement on the Plan Commission Agenda. Completed forms can be emailed to ggilbertson@villagesussex.org.

The following fees are required at the time of submittal: Plan of Operation fee \$175.00 _X___Conditional Use fee (if necessary) \$210.00 Pre Occupancy inspection fee \$100.00 Please make check payable to: Village of Sussex (fees are non refundable) Additional fees are required for building permits, review fees, or other items depending upon the nature of your request. Contact Name for meetings: _____ Phone # _____ E-mail: _____ For office use only: Met with staff on:_____ Paid fees on: To be on the Plan Commission Agenda for:_____ Original forms to the following: PAID 2/12/24 Plan of Operation to Jeremy _____ **SQUARE** Service reimbursement Emergency Contact to Sheriff Dept Wastewater Permit to WWTP Any outstanding fees owed on the property?



PLAN OF OPERATION

To be used for a business with changes or new business in an existing building. Is this request to be considered for a Conditional Use? _____ If yes, is this a new CU? _____ (Conditional Use Permits require a Public Hearing) OR an amendment to a CU? _____ Tax Key # _____ Zoning: _____ Address of Tenant Space: 1. Name of Business: Business Address City, State, Zip Phone # Fax # Email address 2. Business owner contact information: Contact Address City, State, Zip Phone # Fax # Email address 3. Building/Land owner contact information: Contact City, State, Zip Address Phone # Fax # Email address 4. Number of Employees/Shifts: __ Employees **Shifts** 5. Days of Operation:

Put an X in box that applies:
Hours
Open for business

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday

6. Is this an extension of an existing	ng operation?	_
7. On a separate sheet of paper explist of all items to be sold, production	· ·	or the change to your business. Attach a ses.
8. Is a liquor license or any other statements. Licensing Agencies? If yes, explain: If yes, please obtain and agencies.	Do you need an Outdo	oor Establishment Permit?
If yes, please obtain a	nd complete permit application.	
9. If your proposed operation will proposing?		
10. Do you feel there will be any p operation? If yes, e		e or noise resulting from this
11. Dimension of area to be occup	pied	Total square footage
If applicable list square footag	ge according to 1st floor	2 nd floor
Please provide a copy of the site pl building, label the space which wil		out of the building and if a multi tenant ess.
12. Parking: Total Number of Parking Space Number of spaces allocated for Dimensions of parking lot	employee parking	f spaces needed per code
13. Signage: What type of signage	are you proposing for your b	ousiness?
If applicable, complete a Sign Permit application	on and submit to the Building Inspect	ion Dept. Please refer to Chapter 17.0800.
		of Sussex and hereby agree to abide by mit issued pursuant to this application.
I do swear to or affirm that all state knowledge.	ements contained herein are t	rue and correct to the best of our
Name	Date	
Title or Position		
I am aware and approve of the bus owned by	ž –	uilding
Name	Date	
Title or Position		



N64W23760 Main Street Sussex, Wisconsin 53089 Phone (262) 246-5200 FAX (262) 246-5222

Email: info@villagesussex.org
Website: www.villagesussex.org

VILLAGE OF SUSSEX PROFESSIONAL SERVICES REIMBURSEMENT NOTICE

Pursuant to the Village of Sussex Ordinance No. 3.11, the Village of Sussex Village Board has determined that whenever the services of the Village Attorney, Village Engineer, Village Planner, or any other of the Village's professional staff results in a charge to the Village for that professional's time and services and such service is not a service supplied to the Village as a whole, the Village Clerk shall charge that service for the fees incurred by the Village to the property owner incurring those fees even if the request is not approved. Also, be advised that pursuant to said Village of Sussex Ordinances, certain other fees, costs, and charges are the responsibility of the property owner even if the request is not approved. Imposition of any fees, costs or charges, however, is subjected to the property owner's appeal rights as described in said Village of Sussex Ordinances.

I, the undersigned, have been advised that, pursuant to said Village of Sussex Ordinances, if the Village Attorney, Village Engineer, Village Planner or any other Village professional provides services to the Village because of my activities, whether at my request or at the request of the Village, I shall be responsible for the fees incurred by the Village even if the request is not approved. In addition, I have been advised that pursuant to said Village of Sussex Ordinances, certain other fees, costs, and charges are my responsibility even if the request is not approved. By signing this document however, I am not waiving my appeal rights that are described in said Village of Sussex Ordinances.

PLEASE PRINT LEGIBLY

Name and Mailing Address of the Property Owner and /or Authorized Agent for Invoices:				
Business Name:				
Name of Owner and Address of the Property involved in the	Request (if different from above):			
Tax Key No. of the Property involved in the Request: SUXV	<u> </u>			
Signature of Property Owner and /or Authorized Agent	 Date			
Signature of Village Official Accepting Form	 Date			

A copy of this completed form shall be provided to the Village Clerk for billing purposes.



WASTEWATER DISCHARGE PERMIT APPLICATION

Business Name:
Address:
Owner/Operator:
Standard Industrial Classification #:
How many people do you employ?
What are your businesses hours of work?
Who is responsible for water quality? (List job titles)
Time and Duration of Discharge:
Average and Peak Wastewater Flow Rates(Include any daily, monthly or seasonal variations):
Please describe the activities, facilities, and plant processes on the premises including all materials and types of materials which are or could be discharged:
Please list each product your business produces. (Include type, amount and rate of production):
What are the constituents and characteristics of your wastewater?

New construction: attach site plans, floor plans, mechanical and plumbing plans and details to show all sewers and appurtenances by size, location and elevation.



Village of Sussex Fire Department N63 W24335 Main Street Sussex, Wisconsin 53089

Fire Station - *PHONE*262-246-5197
Fire Station - *FAX*262-246-5196

Waukesha County Sheriff – Sussex Office

Emergency Contact Form to be completed with Plan of Operation form.

Business Name:
Business Address:
Business Phone #:
Business Email:
Business Emergency Contacts
Name and Phone #:
Name and Phone #:
Name and Phone #:
Building Owner Name:
Building Owner Email:
Building Owner Emergency Contacts
Name and Phone #:
Name and Phone #:
Knox Box (if applies) Have locks been changed and new key provided to Fire Department? Yes No

INDEX OF SHEETS

EROSION CONTROL PLAN

CONSTRUCTION DETAILS

EXISTING CONDITIONS & DEMOLITION PLAN

SITE DIMENSIONAL & PAVING PLAN

COVER SHEET

GRADING PLAN

LANDSCAPE PLAN

GENERAL NOTES

OF PLANNING, BIDDING, OR CONSTRUCTING THE PROJECT AT NO ADDITIONAL COST TO THE OWNER.

SPECIFICATIONS, INCLUDING FIELD VERIFYING SOIL CONDITIONS, PRIOR TO SUBMISSION OF A BIL

THE CONTRACTOR SHALL PROMPTLY REPORT ANY ERRORS OR AMBIGUITIES LEARNED AS PART OF THEIR

PRESENTED IN OFFICIAL RESPONSES SHALL BE BINDING ON ALL PARTIES ASSOCIATED WITH THE

COMMENCEMENT OF CONSTRUCTION SHALL EXPLICITLY CONFIRM THAT THE CONTRACTOR HAS REVIEWE

WRITTEN RESPONSE FROM ENGINEER/OWNER IS DISTRIBUTED. IN THE EVENT OF A CONFLICT BETWEEN REFERENCED CODES, STANDARDS, SPECIFICATIONS AND PLANS, THE ONE ESTABLISHING THE MOST

THE CONTRACTOR SHALL, AT ITS OWN EXPENSE, OBTAIN ALL NECESSARY PERMITS AND LICENSES TO COMPLETE THE PROJECT. OBTAINING PERMITS, OR DELAYS, IS NOT CAUSE FOR DELAY OF THE CONTRACT

THE CONTRACTOR SHALL NOTIFY ALL INTERESTED GOVERNING AGENCIES, UTILITY COMPANIES AFFECTED

BY THIS CONSTRUCTION PROJECT, AND GOPHER STATE 811 ONE CALL IN ADVANCE OF CONSTRUCTION TO COMPLY WITH ALL JURISDICTIONAL ORDINANCES/CODES/RULES/ETC., PERMIT STIPULATIONS, AND OTHER

SAFETY IS THE SOLE RESPONSIBILITY OF THE CONTRACTOR. THE CONTRACTOR SHALL BE RESPONSIBLE TO INITIATE. INSTITUTE, ENFORCE, MAINTAIN, AND SUPERVISE ALL SAFETY PRECAUTIONS AND JOB SITE

. CONTRACTOR SHALL KEEP THE JOBSITE CLEAN AND ORDERLY AT ALL TIMES. ALL LOCATIONS OF THE SITE SHALL BE KEPT IN A WORKING MANNER SUCH THAT DEBRIS IS REMOVED CONTINUOUSLY AND ALL

THE CONTRACTOR SHALL INDEMNIFY THE OWNER, ENGINEER, AND THEIR AGENTS FROM ALL LIABILITY INVOLVED WITH THE CONSTRUCTION, INSTALLATION, AND TESTING OF THE WORK ON THIS PROJECT.

OR SCHEDULE. CONTRACTOR SHALL COMPLY WITH ALL PERMIT REQUIREMENTS.

RESPECTIVE CONTRACTORS OPERATE UNDER GENERAL "GOOD HOUSEKEEPING."

CONTRACT. IN NO WAY SHALL WORD-OF-MOUTH DIALOG CONSTITUTE AN OFFICIAL RESPONSE.

JURISDICTIONAL ORDINANCES/CODES/RULES/ETC., AND THE OWNER'S DIRECTION

REVIEW OF PLANS, SPECIFICATIONS, REPORTS AND FIELD INVESTIGATIONS.

IN NO SUCH INSTANCE RELY ON THE ENGINEER'S ESTIMATE.

CONDITIONS SHALL NOT BE CAUSE FOR CLAIM OF JOB EXTRAS.

THE REQUIREMENTS OF THE PROJECT.

SAFETY PROGRAMS IN CONNECTION WITH THE WORK.

UTILITY PLAN

C-3

C-5

C-6

C-7 - C-9

ACCURACY AND COMPLETENESS OF THE DELIVERABLES HEREIN BEYOND A REASONABLE DILIGENCE. IF AN MISTAKES, OMISSIONS, OR DISCREPANCIES ARE FOUND TO EXIST WITHIN THE DELIVERABLES, THE ENGINEER SHALL BE PROMPTLY NOTIFIED PRIOR TO BID SO THAT HE MAY HAVE THE OPPORTUNITY TO TAKE WHATEVER SHALL ABSOLVE THE ENGINEER FROM ANY RESPONSIBILITY FOR THE CONSEQUENCES OF SUCH FAILURE ACTIONS TAKEN WITHOUT THE KNOWLEDGE AND CONSENT TO THE ENGINEER, OR IN CONTRADICTION TO THE

FURTHERMORE, PINNACLE ENGINEERING GROUP, LLC IS NOT RESPONSIBLE FOR CONSTRUCTION SAFETY OR THE MEANS AND METHODS OF CONSTRUCTION.

INNACLE ENGINEERING GROUP, LLC AND THEIR CONSULTANTS DO NOT WARRANT OR GUARANTEE T

REVISIONS

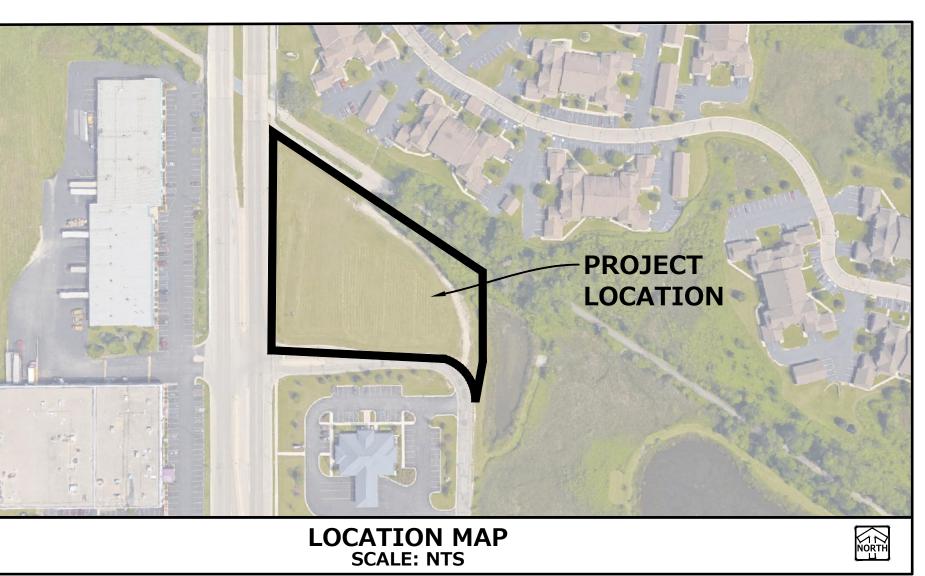
STEPS NECESSARY TO RESOLVE THEM. FAILURE TO PROMPTLY NOTIFY THE ENGINEER OF SUCH CONDITION: ENGINEER'S DELIVERABLES OR RECOMMENDATIONS, SHALL BECOME THE RESPONSIBILITY NOT OF THE ENGINEER BUT OF THE PARTIES RESPONSIBLE FOR TAKING SUCH ACTION.

ONSITE CIVIL ENGINEERING INFRASTRUCTURE PLANS

MR. D CAR WASH

N65 W24838 MAIN ST (STH 164) SUSSEX, WI PLANS PREPARED FOR

MR. D CARWASH



BENCHMARKS

THE STATION IS LOCATED AT THE EAST SIDE OF STATE TRUNK HIGHWAY 164, HALFWAY BETWEEN THE

INTERSECTION WITH BUGLINE RECREATIONAL TRAIL AND THE INTERSECTION WITH THE PRIVATE DRIVE SOUTH

CONTACTS:

DAVINDER TOOR TOOR CAPITAL 20725 W. WATERTOWN ROAD SUITE 100 12033 W. WILBUR AVE BROOKFIELD, WI 53186 GREENFIELD, WI 53228 (262) 754-8888 DAVINDER@TOORCAPITAL.US

JOHN P. KONOPACKI, P.L.S. PATERA ARCHITECTURE + ENGINEERING 20725 W. WATERTOWN ROAD SUITE 100 4040 N CALHOUN RD **BROOKFIELD, WI 53186 BROOKFIELD, WI 53005** (262) 754-8888 STEVE@PATERALLC.COM (262) 786-6776

MR. D CAR WASH

BENCHMARK = NW UPPER FLANGE BOLT HYDRANT

SITE BENCHMARKS:

OF THE SITE.

DATUM: NAVD88

ELEVATION: 951.96

N65 W24838 MAIN ST (STH 164) SUSSEX, WI

PLAN I DESIGN I DELIVER **PINNACLE** ENGINEERING GROUP

749

┿750.00

COVER SHEET

ABBREVIATIONS

LONG CHORD OF CURVE

CURB AND GUTTER

DEGREE OF CURVE

FINISHED GRADE

FLOODPLAIN

FLOODWAY

EDGE OF PAVEMENT FINISHED FLOOR

HIGH WATER LEVEL

LENGTH OF CURVE

SANITARY SEWER MANHOLE

PRECAST FLARED END SECTION

STORM SEWER CATCH BASIN (ROUND CASTING)

STORM SEWER CATCH BASIN (RECTANGULAR CASTING)

STORM SEWER MANHOLE

CONCRETE HEADWALL

VALVE BOX

CLEANOUT

FORCE MAIN

STORM SEWER

DRAIN TILE

WATER MAIN

FIRE PROTECTION

ELECTRICAL CABLE

OVERHEAD WIRES

TELEPHONE LINE

UTILITY CROSSING

OR PEDESTAL

POWER POLE

GUY WIRE

CONTOUR

WETLANDS

FLOODWAY

FLOODPLAIN

DITCH OR SWALE

DIVERSION SWALE

SOIL BORING

TOPSOIL PROBE

FENCE LINE, WIRE

CONCRETE SIDEWALK

CURB AND GUTTER

DEPRESSED CURB

EASEMENT LINE

HIGH WATER LEVEL (HWL)

NORMAL WATER LEVEL (NWL)

DIRECTION OF SURFACE FLOW

OVERFLOW RELIEF ROUTING

FENCE LINE, TEMPORARY SILT

FENCE LINE, CHAIN LINK OR IRON

FENCE LINE, WOOD OR PLASTIC

REVERSE PITCH CURB & GUTTER

TREE WITH TRUNK SIZE

STREET SIGN

SPOT ELEVATION

CAUTION EXISTING UTILITIES NEARBY

PRIMARY ENVIRONMENTAL CORRIDOR

GRANULAR TRENCH BACKFILL

ELECTRICAL TRANSFORMER

POWER POLE WITH LIGHT

GAS MAIN

FIRE HYDRANT

SANITARY SEWER

POINT OF CURVATURE

POINT OF VERTICAL INTERSECTIO

PROPOSED

POINT OF TANGENCY

RIGHT-OF-WAY

STORM SEWER

TOP OF PIPE

WATER MAIN INTERSECTION ANGLE

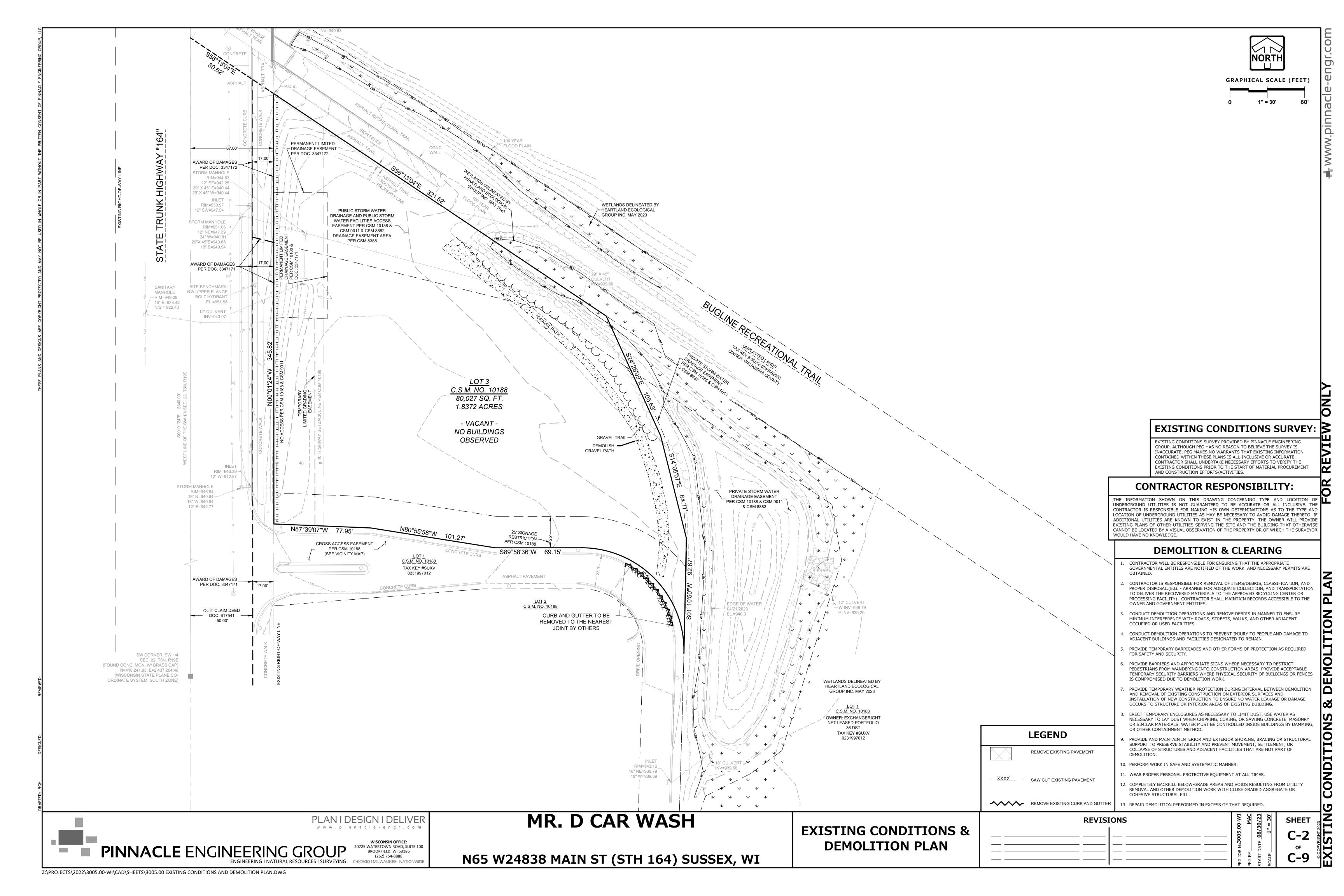
LEGEND

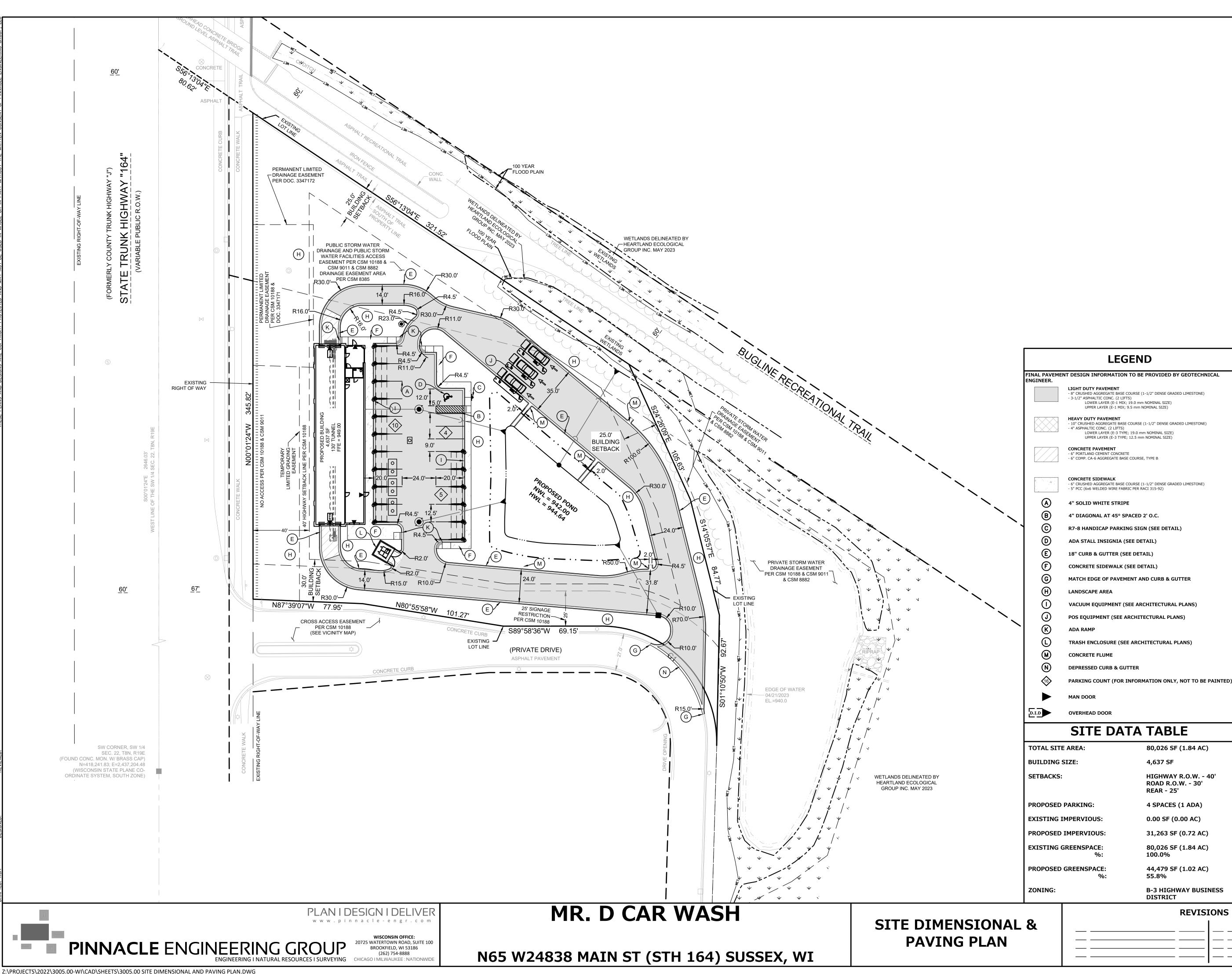
SANITARY SEWER

TANGENCY OF CURVE

TOP OF FOUNDATION

TOP OF SIDEWALK TOP OF WALK





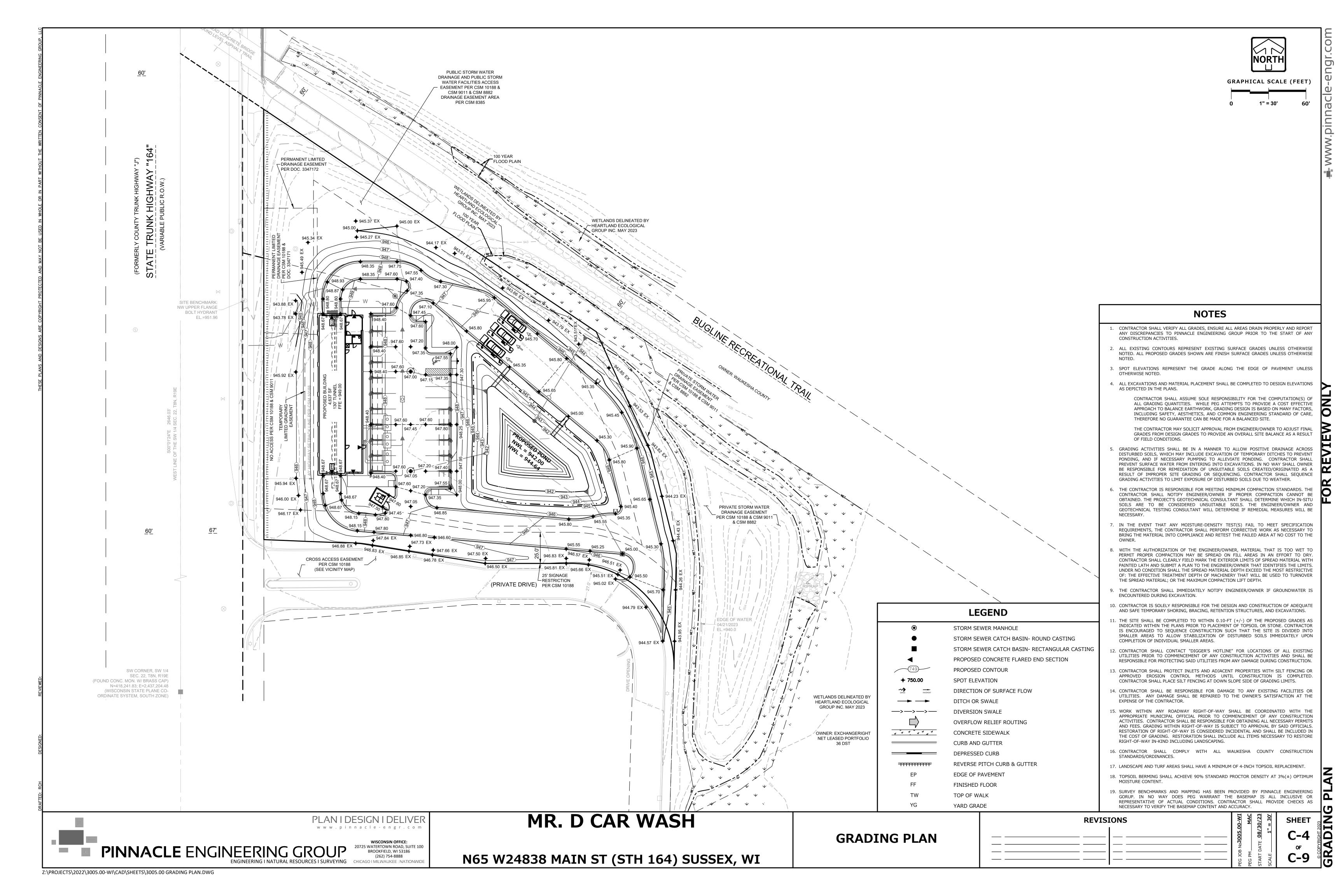
NOTES

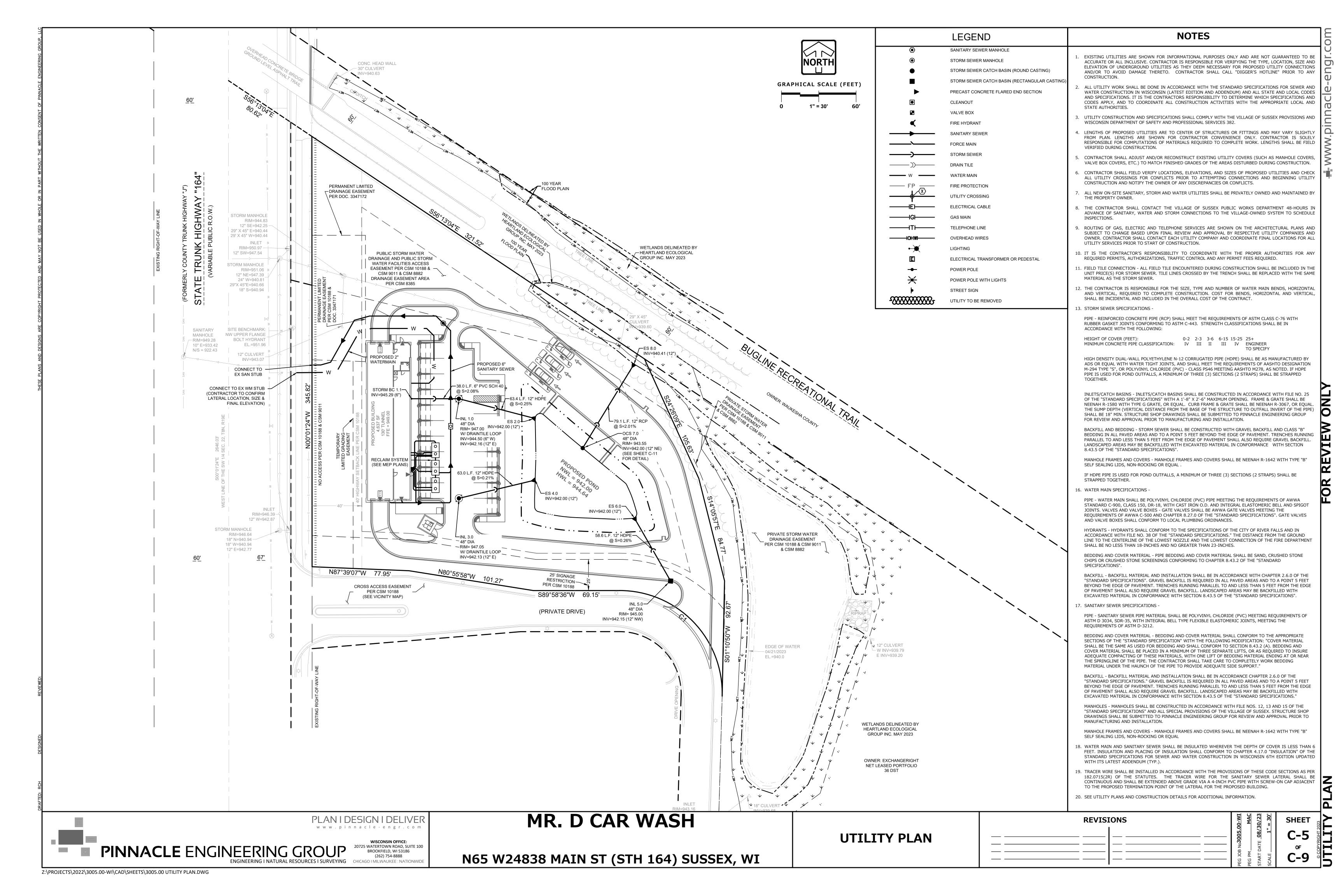
GRAPHICAL SCALE (FEET)

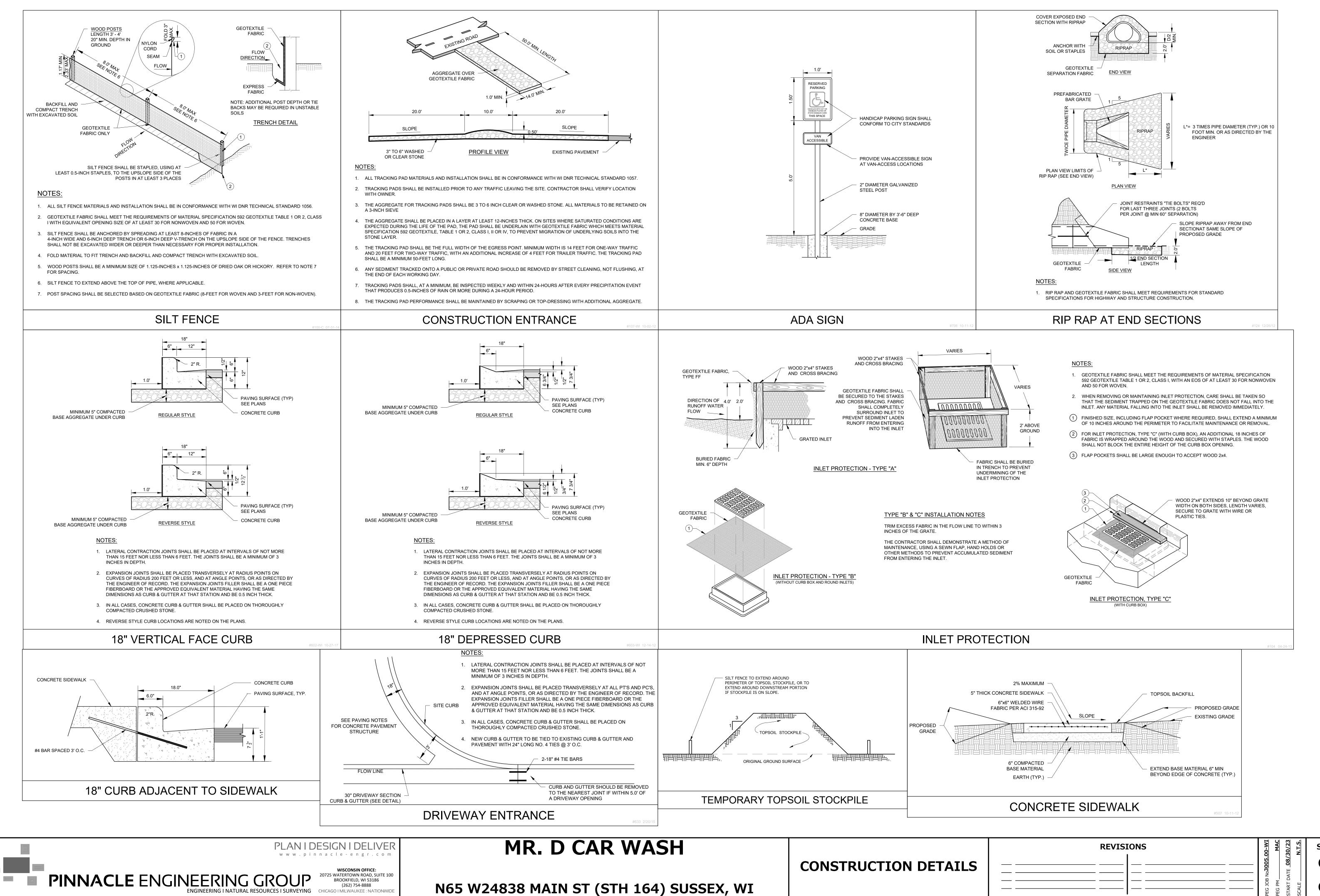
1" = 30'

- 1. ALL DIMENSIONS ARE FACE OF CURB TO FACE OF CURB OR BUILDING FOUNDATION UNLESS NOTED OTHERWISE. ALL UTILITY DIMENSIONS ARE TO OUTSIDE OF PIPE OR CENTER OF STRUCTURE UNLESS OTHERWISE NOTED. ALL PAVING DIMENSIONS ARE TO FACE OF CURB OR TO EDGE OF PAVEMENT; EXCEPT FOR THE SETBACK FROM PARKING LOTS, MANEUVERING LANES AND FIRE ACCESS LANES, WHERE THE SETBACK IS MEASURED FROM THE BACK OF CURB TO THE PROPERTY LINE.
- ALL PROPOSED CURB AND GUTTER SHALL BE 18" CURB AND GUTTER (SEE DETAIL). UNLESS OTHERWISE NOTED.
- 3. ALL RADII ARE MEASURED TO FACE OF CURB UNLESS NOTED OTHERWISE.
- BUILDING DIMENSIONS AND ADJACENT PARKING AND UTILITY LAYOUT HAVE BEEN PREPARED BASED UPON ARCHITECTURAL INFORMATION CURRENT AT THE DATE OF THIS DRAWING. SUBSEQUENT ARCHITECTURAL CHANGES MAY EXIST. THEREFORE CONTRACTOR SHALL REFER TO ARCHITECTURAL PLANS FOR PRECISE BUILDING DIMENSIONS AND EXACT UTILITY ENTRANCE LOCATIONS AND NOTIFY THE ARCHITECT AND ENGINEER OF ANY DISCREPANCIES PRIOR TO
- THE CONTRACTOR SHALL CONTACT DIGGERS HOTLINE (1-800-242-8511) PRIOR TO ANY WORK TO LOCATE UTILITIES AND SHALL CONTACT THE OWNER SHOULD UTILITIES APPEAR TO BE IN CONFLICT WITH THE PROPOSED IMPROVEMENT.
- IMPROVEMENTS ADJACENT TO BUILDING IF SHOWN SUCH AS TRUCK DOCK, RETAINING WALLS, SIDEWALKS, CURBING, FENCES, CANOPIES, RAMPS, HANDICAP ACCESS, PLANTERS, DUMPSTERS, AND TRANSFORMERS ETC. HAVE BEEN SHOWN FOR APPROXIMATE LOCATION ONLY. REFER TO ARCHITECTURAL PLANS FOR EXACT LOCATIONS, SPECIFICATIONS, AND DETAILS.
- REFER TO ELECTRICAL PLANS FOR LIGHTING LOCATIONS, SPECIFICATIONS,
- SEE ADDITIONAL NOTES AND DETAILS ON SITE DIMENSIONAL PLANS AND
- CONSTRUCTION DETAILS. ALL PAVING SHALL CONFORM TO STATE OF WISCONSIN STANDARD
- SPECIFICATIONS FOR HIGHWAY & STRUCTURE CONSTRUCTION AND APPLICABLE VILLAGE OF SUSSEX SPECIFICATIONS CONTAINED WITHIN THIS PLAN SET.
- 10. CONTRACTOR SHALL CONSULT STRIPING COLOR WITH OWNER PRIOR TO CONSTRUCTION. CONSTRUCTION.
- PROVIDE CONTRACTOR GRADE ACRYLIC, STRIPING PAINT FOR NEW ASPHALT OR COATED ASPHALT. APPLY MARKING PAINT AT A RATE OF ONE (1) GALLON PER THREE TO FOUR HUNDRED (300-400) LINEAL FEET OF FOUR (4) INCH WIDE STRIPES OR TO MANUFACTURER'S SPECIFICATION, WHICHEVER IS GREATER.
- . THOROUGHLY CLEAN SURFACES FREE OF DIRT, SAND, GRAVEL, OIL AND OTHER FOREIGN MATTER. CONTRACTOR RESPONSIBLE TO INSPECT EXISTING PAVEMENT SURFACES FOR CONDITIONS AND DEFECTS THAT WILL ADVERSELY AFFECT QUALITY OF WORK, AND WHICH CANNOT BE PUT INTO AN ACCEPTABLE
- 13. DO NOT PLACE MARKING OVER UNSOUND PAVEMENTS. IF THESE CONDITIONS EXIST, NOTIFY OWNER. STARTING INSTALLATION CONSTITUTES CONTRACTOR'S ACCEPTANCE OF SURFACE AS SUITABLE FOR INSTALLATION.
- . LAYOUT MARKINGS USING GUIDE LINES, TEMPLATES AND FORMS. STENCILS AND TEMPLATES SHALL BE PROFESSIONALLY MADE TO INDUSTRY STANDARDS. "FREE HAND" PAINTING OF ARROWS, SYMBOLS, OR WORDING SHALL NOT BE ALLOWED. APPLY STRIPES STRAIGHT AND EVEN.
- 5. PROTECT ADJACENT CURBS, WALKS, FENCES, AND OTHER ITEMS FROM
- 16. BARRICADE MARKED AREAS DURING INSTALLATION AND UNTIL THE MARKING PAINT IS DRIED AND READY FOR TRAFFIC.
- ASPHALTIC CONCRETE PAVING SPECIFICATIONS-
- SURFACING SHALL BE IN ACCORDANCE WITH THE REQUIREMENTS OF SECTIONS 450, 455, 460 AND 465 OF THE STATE OF WISCONSIN STANDARD SPECIFICATIONS FOR HIGHWAY AND STRUCTURE CONSTRUCTION, REFERRED TO AS THE STATE HIGHWAY SPECIFICATIONS.
- ASPHALTIC CONCRETE SURFACE COURSE WHEN ATMOSPHERIC TEMPERATURE IS ABOVE 40° (4°C) AND WHEN BASE IS DRY AND WHEN WEATHER IS NOT RAINY. BASE COURSE MAY BE PLACED WHEN AIR TEMPERATURE IS ABOVE 30°
- GRADE CONTROL: ESTABLISH AND MAINTAIN REQUIRED LINES AND
- CRUSHED AGGREGATE BASE COURSE: THE TOP LAYER OF BASE COURSE SHALL CONFORM TO SECTIONS 301 AND 305, STATE HIGHWAY
- BINDER COURSE AGGREGATE: THE AGGREGATE FOR THE BINDER COURSE HALL CONFORM TO SECTIONS 460.2.7 AND 315, STATE HIGHWAY
- SURFACE COURSE AGGREGATE: THE AGGREGATE FOR THE SURFACE COURSE SHALL CONFORM TO SECTIONS 460.2.7 AND 465, STATE HIGHWAY
- ASPHALTIC MATERIALS: THE ASPHALTIC MATERIALS SHALL CONFORM TO
- CONCRETE MATERIALS: CONCRETE PAVEMENT SHALL CONFORM TO SECTIONS
- 415, 416, AND 501, STATE HIGHWAY SPECIFICATIONS. SURFACE PREPARATION: NOTIFY CONTRACTOR OF UNSATISFACTORY
- DOWEL BARS: PLACE AT ALL TRANSVERSE AND LONGITUDINAL JOINTS IN
- TRUCK LOADING DOCK AREAS AND AT ALL TRANSVERSE JOINTS IN
- TIE BARS: PLACE AT ALL LONGITUDINAL JOINTS IN ENTRANCE AREAS/ROADS PER WISDOT 13C01. PLACE IN CURB AND GUTTER PER WISDOT 8D01.

REVISIONS



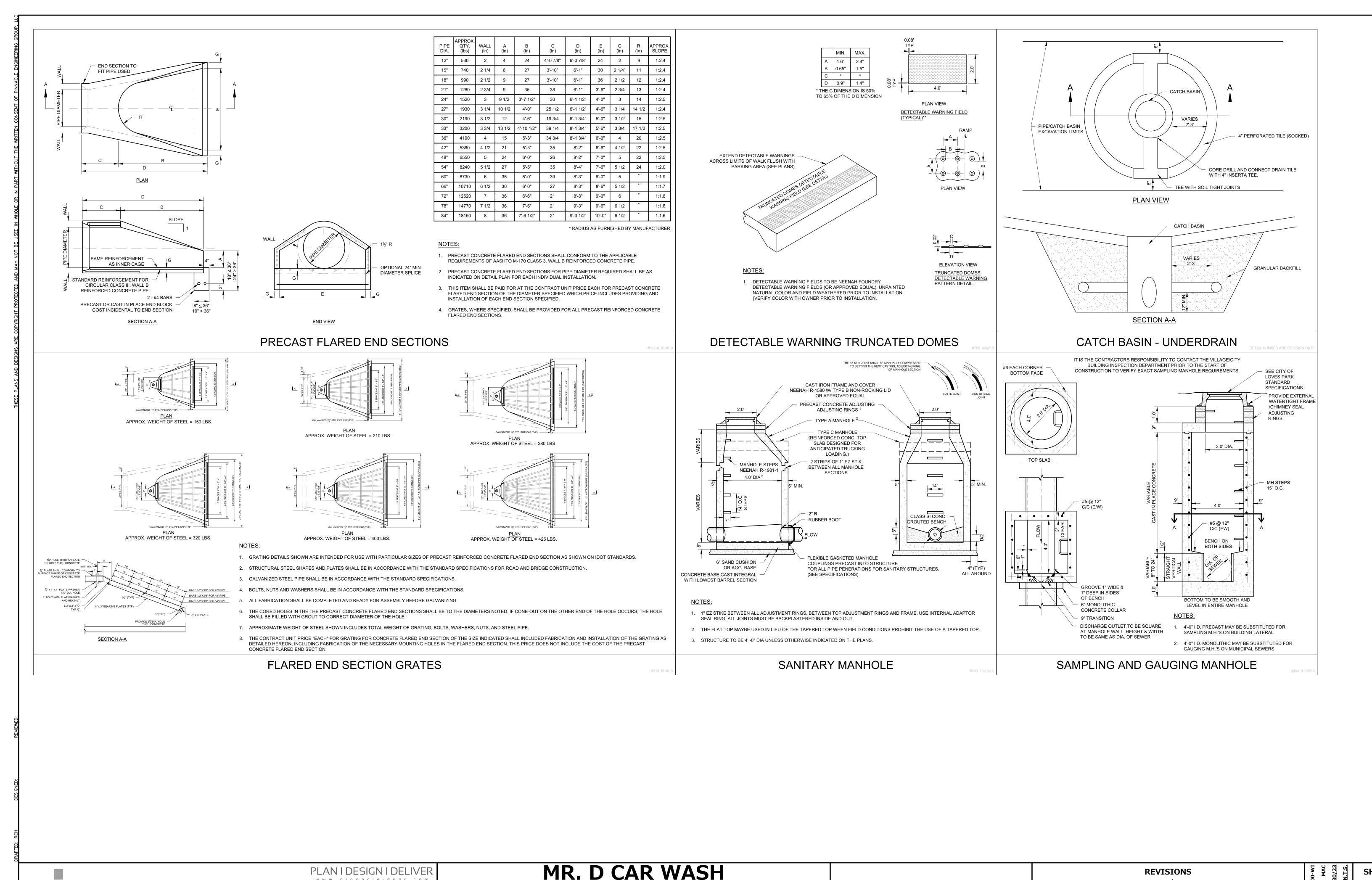




Z:\PROJECTS\2022\3005.00-WI\CAD\SHEETS\3005.00 CONSTRUCTION DETAILS.DWG

ог **С-9**

ONE



Z:\PROJECTS\2022\3005.00-WI\CAD\SHEETS\3005.00 CONSTRUCTION DETAILS.DWG

PINNACLE ENGINEERING GROUP

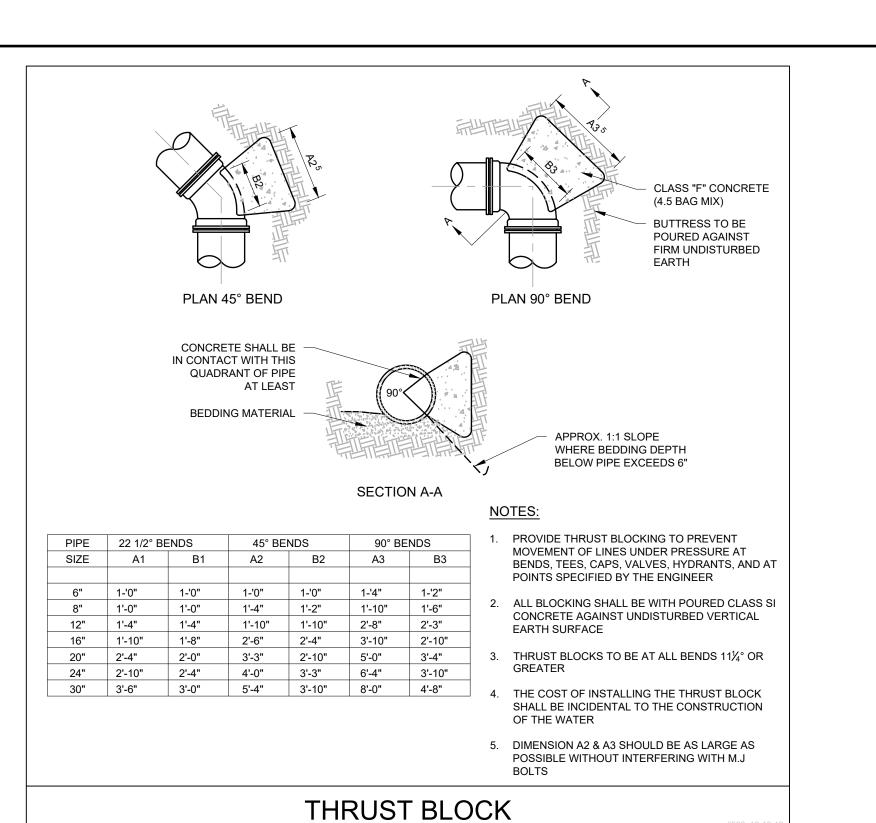
N65 W24838 MAIN ST (STH 164) SUSSEX, WI

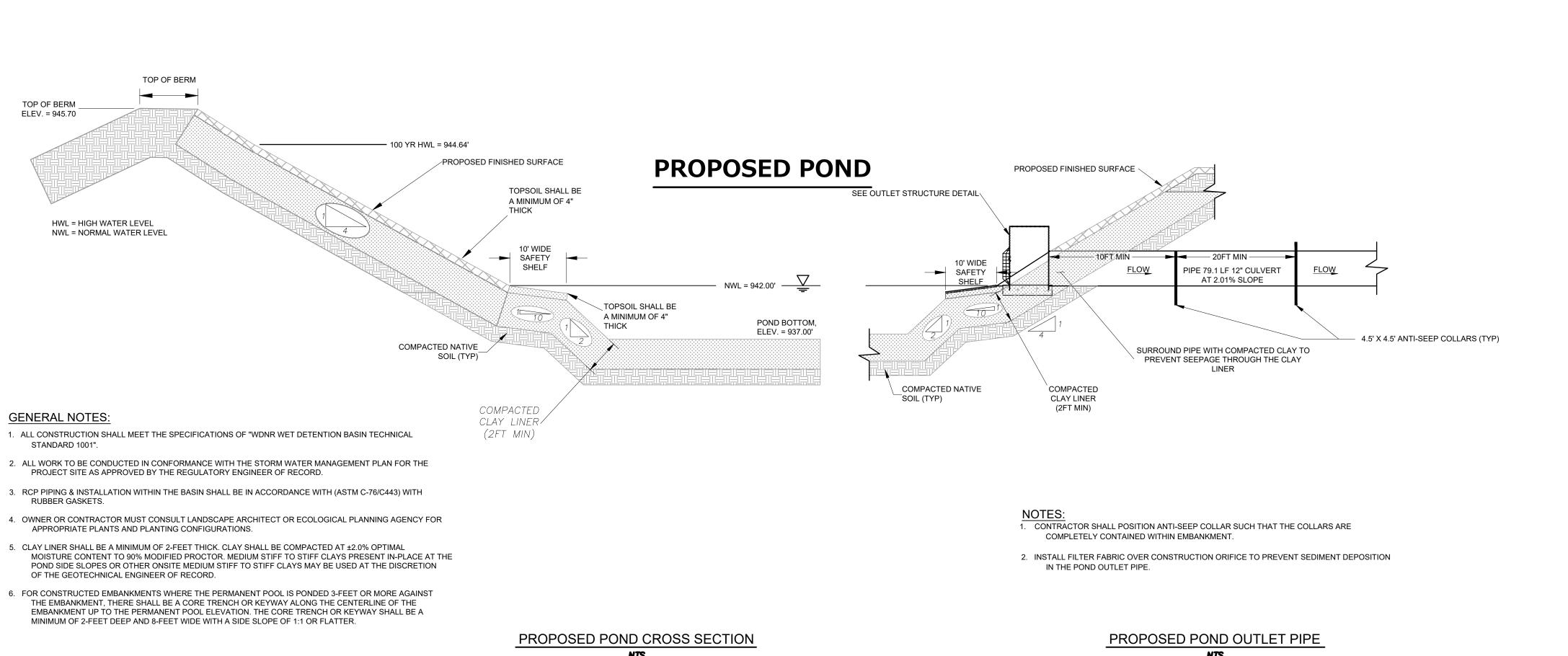
CONSTRUCTION DETAILS

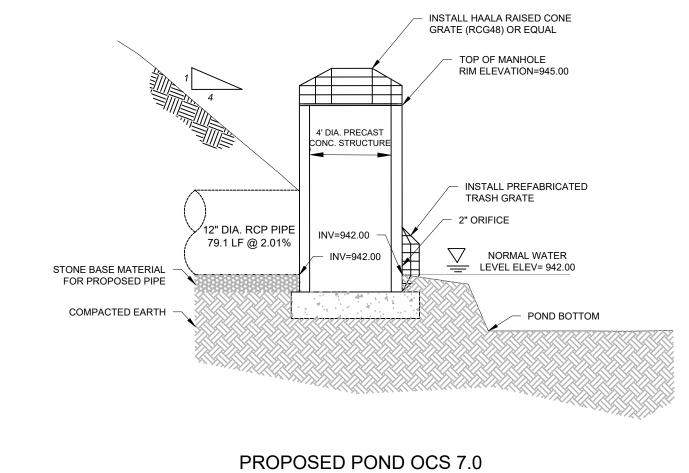
PEG JOB NO3005.000-Y
START DATE 08/30/SCALE N.T.

FOR REVIEW ONLY









PLAN I DESIGN I DELIVER

BROOKFIELD, WI 53186

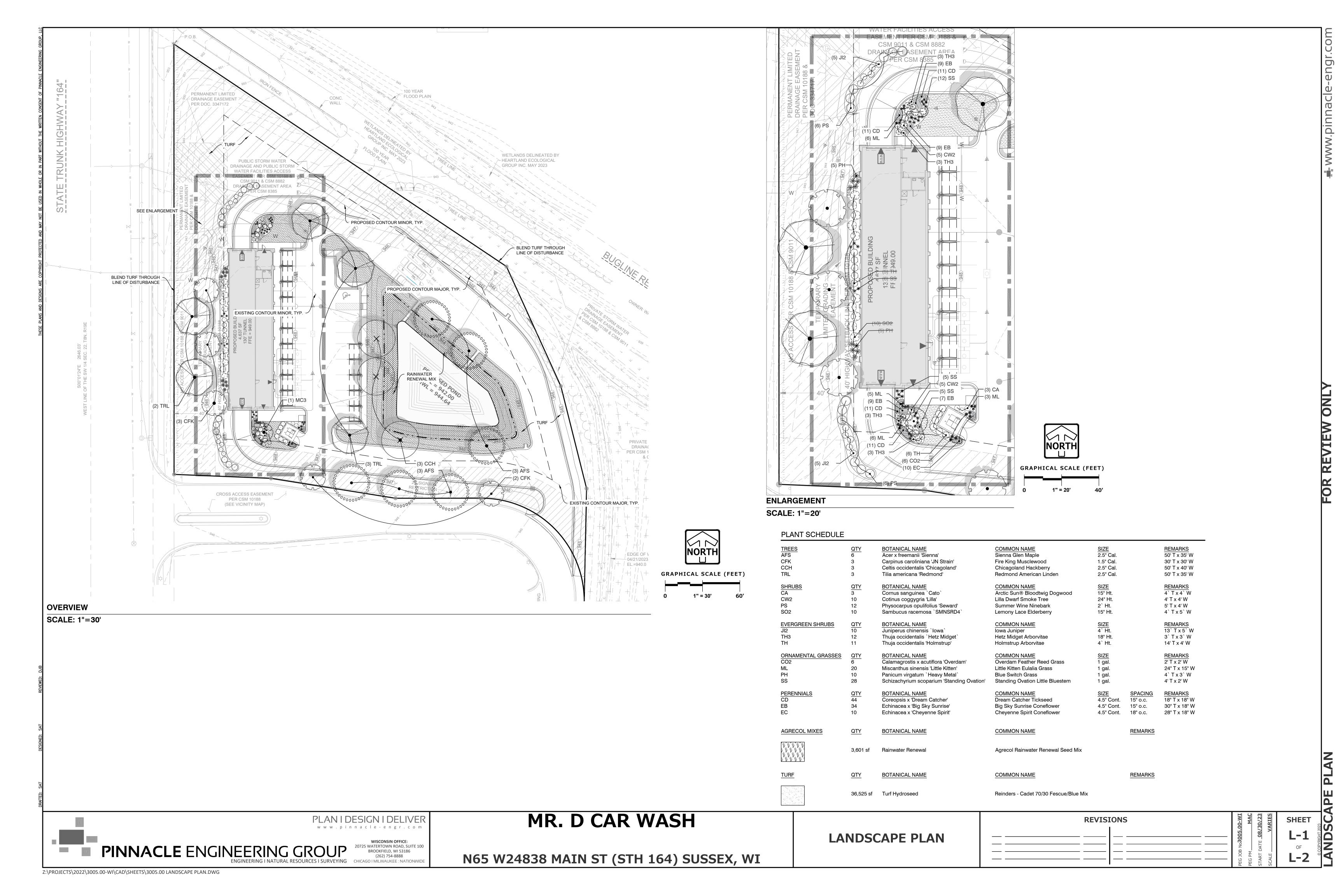
MR. D CAR WASH

N65 W24838 MAIN ST (STH 164) SUSSEX, WI

CONSTRUCTION DETAILS

REVISIONS

PINNACLE ENGINEERING GROUP



- 2. THE CONTRACTOR IS RESPONSIBLE FOR INDEPENDENTLY DETERMINING THE PLANT MATERIAL QUANTITIES REQUIRED BY THE LANDSCAPE PLANS. REPORT ANY DISCREPANCIES TO THE LANDSCAPE ARCHITECT.
- NO PLANT MATERIAL OR PLANT SIZE SUBSTITUTIONS WILL BE ACCEPTED WITHOUT APPROVAL BY THE LANDSCAPE ARCHITECT. ANY CHANGES SHALL BE SUBMITTED TO THE LANDSCAPE ARCHITECT IN WRITING PRIOR TO INSTALLATION.
- ALL BNB STOCK SHALL BE NURSERY GROWN IN A CLAY LOAM SOIL FOR A MINIMUM OF THREE GROWING SEASONS WITHIN 200 MILES OF PROJECT LOCATION, IN A ZONE COMPATIBLE WITH USDA HARDINESS ZONE 5A. SEED SHALL BE PROVIDED FROM A NURSERY (WITHIN 200 MILES) WITH A SIMILAR PLANT HARDINESS ZONE AS PROJECT LOCATION. EXISTING SOIL SHALL BE AMENDED PER SOIL ANALYSIS REPORT TO ENSURE A PROPER GROWING MEDIUM IS ACHIEVED.
- ALL PLANT MATERIAL SHALL COMPLY WITH STANDARDS DESCRIBED IN AMERICAN STANDARD OF NURSERY STOCK - Z60.1 ANSI. LANDSCAPE ARCHITECT OR OWNERS AUTHORIZED REPRESENTATIVE RESERVES THE RIGHT TO INSPECT AND POTENTIALLY REJECT ANY PLANT MATERIAL DEEMED TO NOT MEET THE REQUIRED STANDARDS.
- 6. ALL STOCK SHALL BE FREE OF DISEASES AND HARMFUL INSECTS, DAMAGE, DISORDERS AND DEFORMITIES.
- TREES SHALL HAVE SINGLE, STRAIGHT TRUNKS AND WELL BALANCED BRANCH SYSTEMS. MUTLI-STEM TREES SHALL HAVE 3-4 STRAIGHT TRUNKS AND WELL BALANCED BRANCH SYSTEMS. HEIGHT-TO-CALIPER RATIOS SHALL BE CONSISTENT WITH THE LATEST EDITION OF ANSI Z60.1.
- ROOT SYSTEMS SHALL BE LARGE ENOUGH TO ALLOW FOR FULL RECOVERY OF THE TREE, AND SHALL CONFORM TO STANDARDS AS THEY APPEAR IN THE MOST CURRENT REVISION OF THE AMERICAN ASSOCIATION OF NURSERYMEN'S AMERICAN STANDARD OF NURSERY
- BNB TREES SHALL BE DUG WITH A BALL OF SOIL, NOT SOFT BALLED OR POTTED AND SHALL BE FIRM IN THEIR ROOTBALL. ROOT BALL SHALL BE WRAPPED (WITH BIODEGRADABLE MATERIAL). THE TREE ROOT FLARE, OR COLLAR, SHALL BE AT OR WITHIN THE TOP THREE INCHES OF GRADE.
- 10. ALL SPRING TREES MUST BE FRESHLY DUG IN THE MOST RECENT SPRING.
- 11. ALL AUTUMN TREES MUST BE FRESHLY DUG IN THE MOST RECENT AUTUMN.
- 12. TREES SHALL BE ALIVE, HEALTHY AND APPROPRIATELY MOIST, AT TIME OF DELIVERY. TREES SHALL BE SUBJECT TO INSPECTION FOR CONFORMITY TO SPECIFICATION REQUIREMENTS AND APPROVAL BY THE LANDSCAPE ARCHITECT OR OWNERS REPRESENTATIVE. THE LANDSCAPE ARCHITECT OR OWNERS REPRESENTATIVE RESERVES THE RIGHT TO REJECT ANY TREES THAT DO NOT MEET THE SPECIFICATIONS OR THAT HAVE BEEN DAMAGED DURING SHIPMENT. THE LANDSCAPE INSTALLER MUST RECEIVE APPROVAL FROM LANDSCAPE ARCHITECT FOR ANY SUBSTITUTIONS OR ALTERATIONS.
- 13. ALL PLANT MATERIAL SHALL BE INSTALLED IN ACCORDANCE WITH PLANTING DETAILS.
- 14. ALL PLANTING BEDS SHALL HAVE A MINIMUM 10" DEPTH OF PREPARED SOIL. WITH APPROVAL, EXISTING SOIL MAY BE UTILIZED PROVIDED THE PROPER SOIL AMENDMENTS ARE TILLED THOROUGHLY INTO THE TOP 10" OF SOIL. REFER TO SOIL PLACEMENT NOTES.
- 15. WHILE PLANTING TREES AND SHRUBS, BACKFILL ²/₃ OF PLANTING HOLE AND WATER TREE THOROUGHLY BEFORE INSTALLING THE REMAINDER OF SOIL MIXTURE. AFTER ALL SOIL HAS BEEN PLACED INTO THE PLANTING HOLE WATER THOROUGHLY AGAIN.
- 16. THE CONTRACTOR MUST LABEL ALL TREES WITH THE COMMON AND BOTANICAL NAMES PRIOR TO FINAL INSPECTION.
- 17. ALL PLANTING BEDS SHALL BE MULCHED WITH 3" DEEP SHREDDED HARDWOOD MULCH, AND ALL TREES PLANTED IN TURF AREAS SHALL RECEIVE A 3" DEEP SHREDDED HARDWOOD MULCHED RING AS SHOWN IN PLANTING DETAILS
- 18. ALL PLANTING BEDS AND TREE RINGS SHALL HAVE A 4" DEEP TRENCHED BED EDGE CREATED BY EITHER A FLAT LANDSCAPE SPADE OR MECHANICAL EDGER. BED EDGES ARE TO BE CUT CLEAN AND SMOOTH AS SHOWN ON LANDSCAPE PLANS WITH A CLEAN DEFINITION BETWEEN TURF AND PLANTING AREAS.
- 19. ALL TURF SEED AREAS SHALL RECEIVE A MINIMUM OF 6" DEPTH OF TOPSOIL. WITH APPROVAL, EXISTING SOIL MAY BE UTILIZED PROVIDED THE PROPER SOIL AMENDMENTS ARE TILLED THOROUGHLY INTO THE TOP 6" OF SOIL AS INDICATED IN THE SOIL PLACEMENT NOTES. REQUIRED AMENDMENTS SHALL BE DETERMINED BASED ON A SOIL ANALYSIS TO BE PERFORMED. ALL TOPSOIL AMENDMENT SHALL BE AGED WEED FREE MANURE OR CLASS 1 ORGANIC MATTER.
- 20. FOR LAWN SEEDING, APPLY A STARTER FERTILIZER AND SEED UNIFORMLY AT THE RATE RECOMMENDED BY MANUFACTURER, AND PROVIDE A MULCH COVERING THAT IS SUITABLE TO PROMOTE SEED GERMINATION AND TURF ESTABLISHMENT. CONTRACTOR TO PROVIDE FERTILIZER, SEED, AND MULCH SPECIFICATIONS TO THE LANDSCAPE ARCHITECT FOR APPROVAL PRIOR TO INSTALLATION. EROSION CONTROL MEASURES ARE TO BE INSTALLED IN THOSE AREAS REQUIRING STABILIZATION (SWALES, SLOPES EXCEEDING 1:3, AND THOSE LOCATIONS INDICATED IN CIVIL DRAWINGS).
- 21. THE CONTRACTOR TO ENSURE A SMOOTH, UNIFORM QUALITY TURF IS ACHIEVED WITH NO BARE SPOTS LARGER THAN 6" X 6". ANY BARE SPOTS LARGER THAN 6" X6" AT THE END OF ESTABLISHMENT PERIOD SHALL BE RESEEDED AT THE CONTRACTORS EXPENSE TO OBTAIN A DENSE, UNIFORM LAWN.
- 22. ALL FINISH GRADING AND LAWN AREAS TO BE INSTALLED BY LANDSCAPE CONTRACTOR
- 23. ALL DISTURBED AREAS WITHIN THE PROJECT SHALL BE RESTORED TO ORIGINAL OR BETTER CONDITION.
- 24. ALL DISTURBED AREAS OUTSIDE THE LIMITS OF WORK SHALL BE RESTORED TO ORIGINAL OR BETTER CONDITION AT NO ADDITIONAL COST TO THE OWNER.
- 25. THE CONTRACTOR SHALL VERIFY ALL EXISTING UTILITIES, INCLUDING ANY IRRIGATION LINES, PRIOR TO DIGGING. CONSULT DIGGERS HOTLINE.

- 26. TREES SHALL BE INSTALLED NO CLOSER THAN:
 - -15 FEET FROM ANY FIRE HYDRANT
 - 8 FEET FROM STORM SEWER, SANITARY SEWER LATERALS, AND WATER SERVICE
- 27. THE CONTRACTOR SHALL ENSURE THAT SOIL CONDITIONS AND COMPACTION ARE ADEQUATE TO ALLOW FOR PROPER DRAINAGE AROUND THE CONSTRUCTION SITE UNDESIRABLE CONDITIONS SHALL BE BROUGHT TO THE ATTENTION OF THE LANDSCAPE ARCHITECT PRIOR TO BEGINNING OF WORK. IT SHALL BE THE CONTRACTOR'S RESPONSIBILITY TO ENSURE PROPER SURFACE AND SUBSURFACE DRAINAGE IN ALL
- 28. THE CONTRACTOR IS RESPONSIBLE FOR ALL PERMITS, FEES, AND LICENSES NECESSARY FOR THE INSTALLATION OF THIS PLAN.
- 29. THE CONTRACTOR IS TO REVIEW ALL SITE ENGINEERING DOCUMENTS PRIOR TO INSTALLATION. ANY CONFLICTS MUST BE REPORTED TO THE LANDSCAPE ARCHITECT THESE LANDSCAPE DRAWINGS ARE FOR THE INSTALLATION OF PLANT MATERIALS ONLY UNLESS OTHERWISE STATED.
- 30. THE CONTRACTOR SHALL PROVIDE WATERING AND MAINTENANCE SERVICES FOR A PERIOD OF 60 DAYS TO ENSURE VEGETATIVE ESTABLISHMENT. UPON COMPLETION OF THE PROJECT, CONTRACTOR SHALL SUPPLY THE OWNER IN WRITING WITH ONGOING WATERING AND MAINTENANCE INSTRUCTIONS.
- 31. PLANT MATERIALS SHALL BE GUARANTEED FOR A PERIOD OF ONE (1) YEAR FROM TIME OF OWNER ACCEPTANCE. ONLY ONE REPLACEMENT PER PLANT WILL BE REQUIRED DURING THE WARRANTY PERIOD EXCEPT IN THE EVENT OF FAILURE TO COMPLY WITH THE SPECIFIED REQUIREMENTS.
- 32. THE CONTRACTOR IS RESPONSIBLE TO CONDUCT A FINAL WALK THROUGH WITH THE LANDSCAPE ARCHITECT AND OR OWNERS REPRESENTATIVE TO ANSWER QUESTIONS, PROVIDE INSTRUCTIONS. AND ENSURE THAT PROJECT REQUIREMENTS HAVE BEEN MET.

SOIL PLACEMENT NOTES

- LOOSEN SUBGRADE TO A MINIMUM DEPTH INDICATED IN PLANTING NOTES USING A CULTI-MULCHER OR SIMILAR EQUIPMENT, AND REMOVE STONES MEASURING OVER 1-1/2 INCHES IN ANY DIMENSION, STICKS, RUBBISH AND OTHER EXTRANEOUS MATTER. AREAS ADJACENT TO WALKS AND PAVEMENT SHALL BE FREE OF EXCESS STONE AND PAVING MATERIALS SO AS TO PROVIDE AN UNINTERRUPTED CROSS SECTION OF SOIL. INTERNAL PARKING ISLANDS SHALL BE LOOSENED TO A DEPTH OF 30".
- 2. THOROUGHLY BLEND PLANTING SOIL MIX FOR PLANTING BED AREAS. (1 PART EXISTING SOIL, 1 PART TOPSOIL, 1 PART ORGANIC SOIL AMENDMENT, 2.9 POUNDS PER CUBIC YARD OF 4-4-4 ANALYSIS SLOW-RELEASE FERTILIZER)
- 3. TREE AND SHRUB HOLES SHALL BE FILLED WITH A PREPARED PLANTING MIXTURE OF 1 PART TOPSOIL, 2 PARTS PLANTING SOIL MIX.
- 4. SPREAD SOIL AND SOIL AMENDMENTS TO DEPTH INDICATED ON DRAWINGS, BUT NOT LESS THAN REQUIRED TO MEET FINISH GRADES AFTER NATURAL SETTLEMENT. (FINISH GRADE OF PLANTING BEDS SHALL BE 3" BELOW ALL ADJACENT SURFACES. FINISH GRADE OF TURF SEEDING AREAS SHALL BE 1" BELOW ALL ADJACENT HARD SURFACES. WALKS, AND CURBS.)
- 5. PLACE APPROXIMATELY 1/2 OF TOTAL AMOUNT OF SOIL REQUIRED. WORK INTO TOP OF LOOSENED SUBGRADE TO CREATE A TRANSITION LAYER, THEN PLACE REMAINDER OF THE SOIL. SOIL TRANSITION LAYER SHALL BE TILLED TO A MINIMUM DEPTH OF 6" BELOW THE DEPTH OF NEWLY PLACED SOIL. PARKING LOT ISLANDS SHALL BE CROWNED TO A HEIGHT OF 6" TO PROVIDE PROPER DRAINAGE UNLESS OTHERWISE NOTED.
- 6. DO NOT SPREAD IF PLANTING SOIL OR SUBGRADE IS FROZEN. MUDDY. OR EXCESSIVELY
- FINISH GRADING: GRADE SOIL TO A SMOOTH, UNIFORM SURFACE PLANE WITH A LOOSE. UNIFORMLY FINE TEXTURE.
- ROLL AND RAKE, REMOVE RIDGES, AND FILL DEPRESSIONS TO MEET FINISH GRADES.
- RESTORE PLANTING BEDS IF ERODED OR OTHERWISE DISTURBED AFTER FINISH GRADING AND BEFORE PLANTING.

NATIVE SEEDING

ESTABLISHMENT OF A VIABLE VEGETATION COMMUNITY WITHIN THE BIO INFILTRATION BASINS WILL BE COMPLETED BY HAND-BROADCASTING OF PRE-DESIGNED SEED MIXES TO CREATE A DYNAMIC PLANTING.

PRIOR TO SEEDING:

- A. ALL WEEDS AND EXISTING VEGETATION SHALL BE REMOVED. EXISTING VEGETATION SHALL BE TREATED WITH GLYPHOSATE OR SIMILAR HERBICIDE BY A LICENSED PROFESSIONAL. TREATMENT SHALL OCCUR A MINIMUM OF 10 DAYS PRIOR TO SEEDING/PLANTING. VEGETATION STILL ALIVE AFTER INITIAL HERBICIDE TREATMENT SHALL BE TREATED A SECOND TIME PRIOR TO TILLING INTO THE SOIL.TREATED VEGETATION SHALL BE TILLED INTO THE SOIL NO EARLIER THAN 1 DAY PRIOR TO SEEDING.
- B. PREPARATION OF SOIL PRIOR TO SEEDING
 - 1. REFER TO CIVIL PLANS FOR SOIL MIXTURE. 2. ALL FOREIGN MATERIALS LARGER THAN 1-INCH SHALL BE REMOVED FROM
 - THE SOIL PRIOR TO SEEDING OR PLANTING
 - 3. AREA SHOULD BE FREE FROM UNSIGHTLY VARIATIONS, RIDGES, AND DEPRESSIONS.
 - 4. AVOID DRIVING OVER THE SPECIFIED AREA WITH MACHINERY

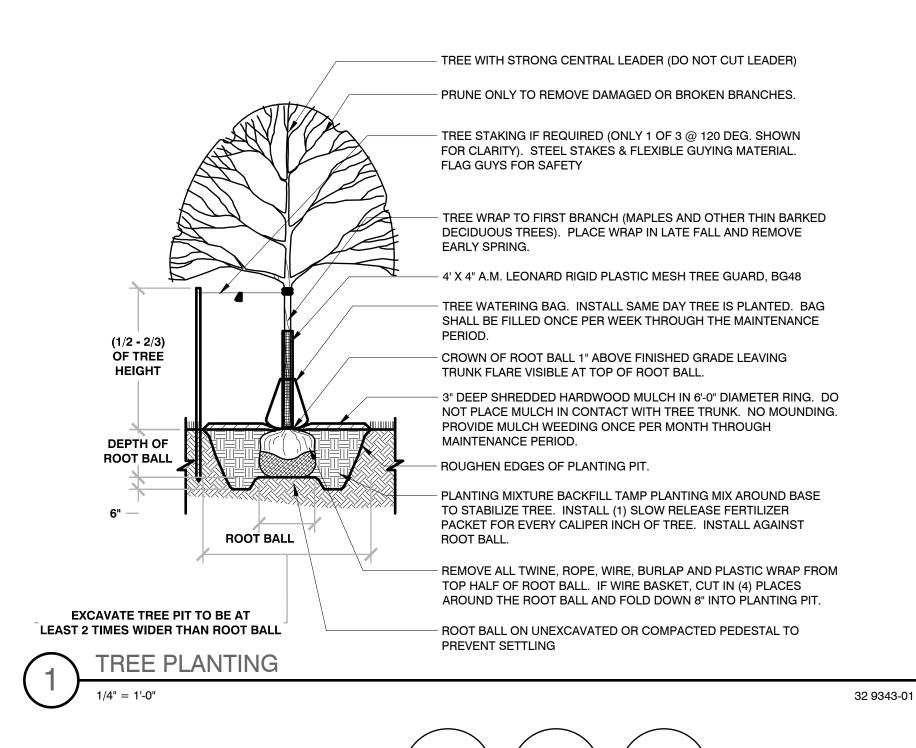
SPECIFICATIONS FOR HAND BROADCASTING:

SEEDING SHALL BE CONDUCTED IN LATE FALL (SEPTEMBER 1- SOIL FREEZE) SO THAT SEEDS MAY LIE DORMANT DURING THE WINTER, ALLOWING FOR STRATIFICATION, OR SPRING (MARCH 1-JUNE 1) TO ALLOW A COMPLETE GROWING SEASON TO BECOME ESTABLISHED.

- 1. ANNUAL RYE SHALL BE SPREAD AT A DENSITY OF 20 POUNDS PER ACRE DURING THE PLANTING OR SEEDING OF THE NATIVE PLANT SPECIES TO STABILIZE THE SOIL AND REDUCE THE GROWTH OF UNWANTED VEGETATION. THIS ANNUAL GRASS GROWS RAPIDLY WITHOUT COMPETING WITH THE WILDFLOWERS AND GRASSES THAT ARE PLANTED IN THE TARGET AREAS.
- 2. WINTER WHEAT OR PERENNIAL RYE SHALL NOT BE USED AS A COVER CROP. THESE GRASSES MAY OUT COMPETE PRAIRIE SEEDLINGS, LEADING TO A REDUCTION IN THE SUCCESS OF THE PLANTINGS.

- 1. MIX ALL NATIVE SEED WITH VERMICULITE ACCORDING TO AGRECOL RECOMMENDATIONS AND INSTALLATION GUIDELINES.
- 2. BROADCAST HALF THE SEED OVER THE ENTIRE SITE OR TARGET AREA.
- 3. BROADCAST THE OTHER HALF OF SEED PERPENDICULAR TO THE DIRECTION THAT THE FIRST HALF OF THE SEED WAS BROADCAST.
- 4. COVER SEED WITH $\frac{1}{4}$ -INCH TO $\frac{1}{2}$ -INCH OF SOIL (USE ANY EXCESS SOIL FROM THE SITE) WITH RAKE OR DRAG.
- ROLL SITE TO ENSURE FIRM SEED-TO-GROUND CONTACT.
- 6. KEEP SEED CONSTANTLY WET THROUGH GERMINATION PERIOD. GENERALLY 3 WEEKS

ALL SEEDING SHALL BE COVERED WITH 1-INCH OF CLEAN, NON-INVASIVE STRAW (NO MARSH HAY, OR REED CANARY GRASS) WITHOUT SEEDS, WITHIN SEVEN DAYS. WHEAT, RYE, OATS, OR BARLEY ARE ACCEPTABLE FORMS OF STRAW. THOSE AREAS OF SLOPES STEEPER THAN 8:1 (EIGHT FEET HORIZONTAL TO ONE FOOT VERTICAL) SHALL BE PLANTED NO LATER THAN OCTOBER 1 AND STAKED WITH AN EROSION CONTROL BLANKET TO PREVENT EROSION.



PRUNE ONLY TO REMOVE DEAD OR BROKEN BRANCHES BOTTOM OF ROOT FLARE FLUSH WITH FINISHED GRADE HAND LOOSEN AND PULL ROOTS **OUT OF CONTAINER MATERIAL TO** PREVENT PLANT FROM BECOMING ROOT BOUND REMOVE ALL TWINE, ROPE, WIRE. BURLAP AND PLASTIC WRAP FROM TOP HALF OF ROOT BALL BURLAPPED CONTAINER SCARIFY 4" AND RECOMPACT

SHRUB PLANTING

SHRUB OR

PERENNIAL

32 93-02

SOAK ROOTS IN WATER FOR AT LEAST ONE HOUR BUT NOT MORE THAN 24 HOURS PRIOR TO PLANTING. SCARIFY SIDES AND BOTTOMS OF HOLE.

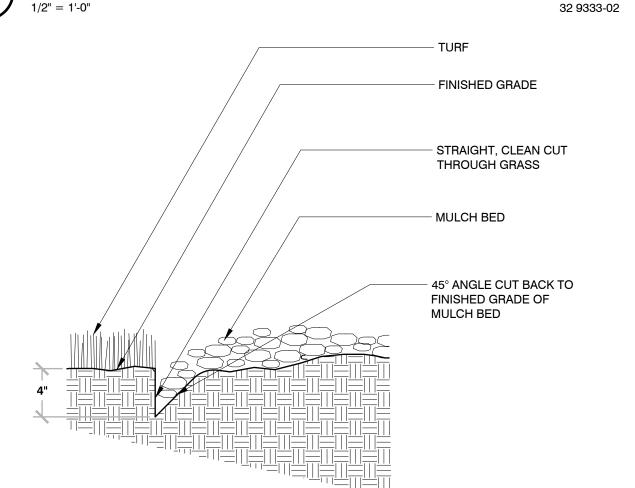
PROCEED WITH CORRECTIVE PRUNING OF THE TOP AND BOTTOM ROOTS

TRANSFER PLANT DIRECTLY FROM WATER TO HOLE. SET PLANT SO THE ROOT FLARE IS APPROXIMATELY AT THE FINISHED SOIL ELEVATION. SPREAD ROOTS OUT EVENLY. PLUMB AND IMMEDIATELY BACKFILL WITH PLANTING SOIL MIX.

WATER THOROUGHLY WITHIN 2 HOURS TO SETTLE PLANTS AND FILL VOIDS BACKFILL VOIDS AND WATER SECOND TIME.

7. PLACE MULCH WITHIN 48 HOURS OF THE SECOND WATERING UNLESS SOIL MOISTURE IS EXCESSIVE

SHRUB PLANTING



PERENNIAL PLANTING SPACING FINISHED GRADE TOP OF MULCH HAND LOOSEN AND PULL ROOTS OUT OF CONTAINER MATERIAL TO PREVENT PLANT FROM BECOMING ROOT BOUND PLANTING MIX SUBGRADE

(*) = SPECIFIED PLANT SPACING PER PLANTING LIST

PLANT SPACING

TRENCHED BED EDGE

32 93-03



PLAN I DESIGN I DELIVER

MR. D CAR WASH

N65 W24838 MAIN ST (STH 164) SUSSEX, WI

PERENNIAL PLANTING

LANDSCAPE GENERAL **NOTES & DETAILS**

REVISIONS



Document Title

NOW, THEREFORE, Declarant for itself and on behalf of its successors, heirs, assigns, and transferees, including, without limitation, any owners and/or users of the Property does hereby declare and agree that the Property shall be hereinafter subject to the restrictions, covenants, obligations and agreements set forth in this Declaration which shall run with the Property and shall be binding upon Declarant and its successors, heirs, assigns, and transferees, including, without limitation, any owners and/or users of the Property.

1. A storm sewer pipe has been identified by the Wisconsin Department of Transportation as running underneath, and through, the Property within the "Public Storm Water Drainage and Public Storm Water Facilities Access Easement" identified in Certified Survey Map No. 9011 recorded with the Waukesha County Register of Deeds (the "Easement").

Recording Area
Name and Return Address:

Tax Identification Number:

- 2. Declarant has requested that the Village of Sussex approve a conditional use permit to permit development of the Property that includes improvements within and over the Easement.
- 3. As a condition of the Village of Sussex, Wisconsin's approval of Declarant's proposed improvements within and over the Easement, the Village of Sussex, Wisconsin has directed that Declarant acknowledge by means of the recording of this instrument that the Village of Sussex: (a) is not the owner of the stormwater facilities located within the aforesaid Easement; (b) has no duty to maintain the pipe that will be located under Declarant's proposed improvements or any other storm water facilities located on the Property; (c) whether by its approval of any conditional use permit or other permit(s) arising out of or related to Declarant's proposed improvements to the Property, does not endorse the construction improvements within the Easement; and (d) that Declarant assumes responsibilities for all costs and expenses arising out or related to repair or maintenance to the storm water facilities within the Easement.
- 4. Declarant, while it is the owner of the Property, and thereafter any successor in interest to the Property, shall be responsible for the costs and expenses for the repair and maintenance of the storm sewer pipe to the extent caused by Declarant or owner's construction or operations on the Property. Notwithstanding the foregoing, nothing herein shall prevent or preclude the Declarant, or its successors in interest to the Property, from seeking recoupment or contribution from any other party that is an owner of the storm sewer pipe, or legally responsible for maintenance or repair of the storm sewer pipe provided, however, that no person or party shall be entitled to reimbursement or contribution from the Village of Sussex, Wisconsin.

- 5. Declarant acknowledges that the costs and expenses for any future maintenance or repairs not encompassed by Section 4, above, and the costs and expenses for any future movement, reconfiguration, reconstruction, or replacement of any storm water facility or facilities within the Easement shall be determined between the Declarant, or the then-current Owner of the Property and the Wisconsin Department of Transportation and/or any other person or party having an interest in such storm water facility or facilities.
- 6. This Declaration of Restrictions shall not be released or amended absent the written approval of the Village of Sussex that is recorded in the office of the Waukesha County Register of Deeds.

Declarant (together with its successors and assigns), and the Village of Sussex shall be entitled to enforce this Declaration of Restrictions.

Signed, 20):	Lake Country Dev 2 LLC, a Wisconsin limited liability Company
		By: Davinder Toor, Managing Member
STATE OF WISCONSIN)	
COUNTY OF WAUKESHA) ss.)	
Personally came before me on this Davinder Toor executed the foregoin		, 20, the above-named acknowledged the same.
		ARY PUBLIC, STATE OF WI
		Name: Commission Expires:

The Plan Commission may add additional conditions for the Petitioner to meet in the Conditional Use. The shaded areas (if any) reflect items in the code that are unlikely to be meritorious to the application or are administrative in nature.

The Conditional Use Standards:

17.0502 APPLICATION. Applications for conditional use permits shall be made to the Village on forms furnished by the Village and shall include Sections A, E, F and G. and may include any or all of Sections B, C, and D. as determined by the Administrator:

- A. Names and addresses of the applicant, owner of the site, or other appropriate entities or persons implementing the project as required by the Administrator.
- B. Description of the subject site by lot, block and recorded subdivision or by metes and bounds; address of the subject site; type of structure; proposed operation or use of the structure or site; number of employees; and the zoning district within which the subject site is located. For floodland conditional uses, such description shall also include information that is necessary for the Plan Commission to determine whether the proposed development will hamper flood flows, impair floodplain storage capacity, or cause danger to human or animal life. This additional information may include plans, certified by a registered professional engineer or land survey or, showing elevations or contours of the ground; fill or storage elevations; first floor elevations of structures; size, location and spatial arrangement of all existing and proposed structures on the site; location and elevation of streets, water supply, and sanitary facilities; photographs showing existing land uses and vegetation upstream and downstream; soil types; and other pertinent information.
- C. A topographic map, drawn to a scale of not less than 200' to 1" showing the land in question, its legal description and location; location and use of existing buildings; sanitary systems and private water supplies on such land; the high water elevation of any navigable water within 100' of the land in question; and the proposed location and use of any buildings, sanitary systems and wells on such land and within 100' of such land in question.
- D. Additional information as may be required by the Plan Commission or Administrator. **{This may come out during the Public Hearing.}**
- E. A fee, as may be established and periodically modified by resolution of the Village Board, shall accompany each application. Such fee shall be paid by cash, check or money order to the Village. Costs incurred by the Village in obtaining legal, planning, engineering and other technical and professional advice in connection with the review of the conditional use and preparation of conditions to be imposed shall be charged to the applicant.
- F. Where necessary to comply with certain Wisconsin Statutes, an application will be submitted at the appropriate time to the Department of Natural Resources. The site plan and plan of operation information sheet and plan of operation approval form furnished by the Village shall be submitted prior to scheduling before the Plan Commission.

17.0503 REVIEW AND APPROVAL. The Plan Commission shall review the site, existing and proposed structures, architectural plans, neighboring uses, parking areas, driveway locations, highway access, traffic generation and circulation, drainage, sewerage and water systems, and the proposed operation.

- A. Upon receipt of the application, foregoing data and fees, the Plan Commission shall establish a date for a public hearing and shall public notice of the hearing once each week for two consecutive weeks in the official newspaper. Notice of the public hearing shall be given to the owners of all lands within 200' of any part of the land included in such conditional use by mail at least 10 days before such public hearing. A copy of the notice of public hearing along with pertinent information relative to the specific nature of the matter (copy of application and map) shall be transmitted without delay to the Plan Commission. Compliance with this subparagraph shall not be a condition precedent to proper legal notice and no hearing or action taken thereon shall be deemed invalid or illegal because of any failure to mail the notices provided for in this subparagraph.
- B. The procedure for public hearing before the Plan Commission shall be as follows: 1. Any person may appear in person, by agent, or attorney. 2. The Plan Commission shall afford the applicant and each interested person opportunity to present evidence to rebut or offer countervailing evidence. 3. The Plan Commission shall take minutes of the proceedings and shall mark and preserve all exhibits. The Plan Commission shall, when requested by an applicant or a petitioner objecting to the action, cause the proceedings to be taken by a stenographer or by a recording device provided that the applicant or the petitioner objecting making the request pays any and all costs for the stenographer or recording device and any copies of the proceedings. If requested by both the applicant and the petitioner the costs shall be split evenly unless otherwise agreed to by the parties.
- C. Within 95 days of the completion of the hearing conducted by the Plan Commission, the Plan Commission shall render its written determination stating the reasons therefore. If additional time is necessary beyond the 95 days referred to above, such time may be extended with the consent of the petitioner. Failure of the Plan Commission to render a decision as set forth shall constitute approval of the permit. The factual basis of any decision shall be solely the evidence presented at the hearing. The Village Clerk shall mail a copy of the determination to the applicant.
- D. Conditions such as landscaping, architectural design, type of construction, flood proofing, anchoring of structures, construction commencement and completion dates, sureties, lighting, fencing, planting screens, operational control, hours of operation, improved traffic circulation, deed restrictions, highway access restrictions, increased yards, or parking requirements may be required by the Plan Commission upon its finding that these are necessary to fulfill the purpose and intent of this ordinance.
- E. Compliance with all other provisions of this ordinance, such as lot width and area, yards, height, parking, loading, traffic, and highway access shall be required of all conditional uses unless otherwise authorized to be modified by a conditional use. Variances shall only be granted as provided in Section 17.1200 of this ordinance.
- F. Changes in use subsequent to the initial issuance of a conditional use permit shall result in a need to change the initial conditions and shall require an amendment to the conditional use permit. Enlargement of a conditional use shall not be considered an amendment. If any holder of a conditional use permit wishes to extend or alter the terms of such permit, the permit holder must apply for an amendment to the conditional use permit through the procedure of application for conditional use permits detailed herein. The process for amending a permit shall generally follow the procedures for granting a permit as set forth in Sections 17.0501, 17.0502 and 17.0503, and shall require the filing of an application and a hearing as provided above.

17.0418 B-3 HIGHWAY BUSINESS DISTRICT

The B-3 Business District is intended to provide for the orderly and attractive grouping at appropriate locations along principal highway routes of those businesses and customer services which are logically related to and dependent upon highway traffic or which are specifically designed to serve the needs of such traffic.

A. Permitted Uses

- 1. Accommodations and Food Service
 - (a) Hotels and motels
 - (b) Bed and breakfast establishments
 - (c) Restaurants, snack stands, and mobile food services. For a drivethrough the Plan Commission must find that the vehicle stacking and noise from its operation will not impact surrounding properties or any public roadway.
 - (d) Bars
 - (e) Food service contractors and caterers
- 2. Arts, Entertainment, and Recreation Services
 - (a) Promoter, agent, artists offices/studio
 - (b) Theater companies and dinner theaters, dance, musical groups, and performing arts companies.
- 3. Educational, Health Services, and Social Services
 - (a) Fine arts and language schools and studios
 - (b) Sports and recreation instruction
 - (c) Automobile driving school
 - (d) General medical services
 - (e) Vocational rehabilitation services
 - (f) Religious facilities
 - (g) Business, secretarial, computer, training exam, cosmetology, barber and prep schools.
 - (h) Commercial day care centers provided that any outside play area is surrounded by a security fence; that no day care center is located within 300 feet of a gasoline service station, underground gasoline storage tanks, or any other storage of explosive material; that no day care center shall be located in an area where air pollution caused by smoke, dust, gases, or other particulate matter would endanger children; that no day care center shall be located in an area where noise would be so loud, shrill, or have an impulse to endanger children; that traffic be managed in a manner to minimize danger to children; and provided that adequate parking and circulation be provided on the day care facility site in accordance with the standards set forth in Section 7.0603(K)(6)(h)(3) of this Ordinance.
- 4. Finance, Insurance, Real Estate, and Leasing
 - (a) Financial service institutions, for a drive-through the Plan Commission must find that the vehicle stacking and noise from its operation will not impact surrounding properties.
 - (b) Financial investment, insurance offices, and similar financial products
 - (d) Real estate, appraisers, developer offices, and offices of lessors for residential and non-residential properties, excluding lessors of mini-warehouses/self-storage
 - (e) Office equipment rental and leasing
 - (f) Rental Centers
- 5. General Services
 - (a) Repair and maintenance of consumer electronics, home and garden equipment, appliance, furniture/reupholsters, footwear and leather goods
 - (b) Barber, beauty, nail salons, spa treatment services
 - (c) Personal care and weight loss services

- (d) Funeral home and funeral services
- (e) Coin operated laundries and drycleaners
- (f) Dry cleaning and Laundry Services (non-industrial)
- (g) Photo finishing laboratories
- (h) General business offices
- (i) Travel and visitor services
- (j) General Construction trade services (carpenters, electricians, flooring services, lawn and landscaping services, lighting services, masonry services, painting services, plastering services, plumbing and heating contractors, roofing services, sheet metal services, welding services, and building showrooms)
- (k) Animal Boarding in the B-3 district provided that the animals are domestic pets including (dogs, cats, hamsters or similar pet rodents, pet fish, reptiles and pet birds). In no way shall the operation be allowed to board wild animals or any pets not included in the list above. The boarding shall be for limited periods of time with no animal allowed to be continually boarded for longer than 3 weeks in row. No boarding facility may sell, trade, or in any other way exchange animals. The Plan Commission when determining the appropriateness of the site for animal boarding shall take into account the available space for outside animal activity and the impact the noise of such a facility will have on adjacent properties. An animal boarding operation shall be at least 1,000 feet from a residential zoned property, measured from the closest point where any boarded animal may be located to the closest residential zoning district property line.

The Plan Commission recognizes that customer's demands of animal boarding services and the culture related to taking care of pets is regularly evolving. These changes make it improbable to list all of the accessory uses of an animal boarding operation in the Code; therefore, the Plan Commission may consider accessory uses to the animal boarding operation such as, but not limited to; animal grooming, animal physical rehab, animal photography studios, retail sales of animal related products, if the Plan Commission finds the following:

- 1) The accessory use is consistent with the intent of the zoning district.
- 2) The accessory use is clearly established by the petitioner to be interrelated to and an accessory use of the principal animal boarding operation.
- 3) The site and or building are appropriately designed and located, or will be made so, to accommodate the accessory use and any impacts thereof.

6. Information Services

- (a) Radio/TV/Cable network, stations, news syndicates, excluding towers and dishes.
- (b) Telecommunications services
- (c) Motion picture and video production
- (d) Newspaper, printers, paper and software publishers, recording studio record production, telecommunications services and data processing.
- (e) Libraries and archives.
- 7. Professional, Technical, Scientific, and Administrative Services
 - (a) Legal, notaries, and title services
 - (b) Accountants, tax preparation, payroll, and other accounting services
 - (c) Architects, landscape architects, engineering, surveying services
 - (d) Interior, industrial, graphic, and fashion design services
 - (e) Private investigators, locksmiths, security, and armored car services
 - (f) Janitorial services
 - (g) Pest control services
 - (h) Packaging and labeling service

- (i) Veterinary Offices
- (j) Offices of holding companies and regional managing offices

8. Retail Trade

- (a) Furniture, flooring, and home furnishing stores
- (b) Appliances, electronics, camera, office supply and copying stores
- (c) Home improvement and hardware stores
- (d) Grocery, supermarkets, convenience, and specialty food stores/markets
- (e) Liquor/packaged beverage and tobacco stores
- (f) Pharmacy, drug, beauty supplies, food supplement, and medical supply stores
- (g) Clothing, shoes, jewelry, luggage/leather goods, formal wear/costume stores
- (h) Entertainment stores such as books, music, sporting goods, hobby, and video tape/disc/game rental.
- (i) Gift shops, florists, variety stores, antiques, used merchandise
- (j) Pet and pet supply stores
- (k) Art dealers/store
- (1) Internet sales shopping/mail order business and vending machine sales
- (m) Building supply stores and general sales of industrial products, such as building materials, electrical supplies, heating supplies, lighting supplies, paint and painting supplies, plumbing supplies, roofing supplies, wallpaper and wallpaper supplies, and windows and doors.
- (n) Outdoor Power Equipment
- (o) Garden Centers
- (p) Manufactured/mobile home sales

9. Manufacturing/Assembly

(a) Processing and Assembling of Final Products provided that the limited industrial process does not exceed 2,000 square feet and the processing and assembling of final products shall be conducted entirely within an enclosed structure, and there shall be no outside storage of product or materials.

10. Public Administration and Government Services

(a) Governmental and cultural uses such as fire and police stations, community centers, public works garages, government administration buildings, parks and playgrounds.

11. Transportation and Warehousing

(a) Courier, delivery, postal service businesses

12. Parking Lots

- (a) Parking lots are permitted without a principal structure, provided that the property owner submits a parking plan to the Plan Commission, and the Plan Commission approves the parking plan. The parking plan shall indicate whether the private parking area described in the parking plan may be used by the general public when the parking spots are not needed for the private use. If the plan so indicates, and if the plan is approved, then general public parking uses may be permitted upon such terms and conditions as are agreed upon in writing between the Village Board and the property owner, in a form approved by the Village Attorney. The Plan Commission shall approve the parking plan only if it finds all of the following:
 - (1) The lot where the proposed parking is located must be immediately adjacent to a lot that is zoned B-4 Central Mixed Use District that is proposed for development or change of use; and
 - (2) The adjacent B-4 Central Mixed Use District lot must have inadequate parking available on the lot to serve the new development or change of use, per the requirements of Section 17.0603 of this Code; and
 - (3) The parking plan must demonstrate that the parking lot will be in full compliance with all applicable requirements of this Code, except as to any

modifications that may be granted pursuant to Section 17.0603(L) of this Code:

and

- (4) Deed restrictions must be imposed and agreements must be entered between the adjacent lot owners, to the satisfaction of the Village Attorney, to allow the parking area to be used by the adjacent lot owner in compliance with the parking plan; and
- (5) Subject to such reasonable conditions as the Plan Commission may deem to be necessary or appropriate.
- 13. Housing. Single-Family residential detached homes only if the use is constructed prior to January 1, 2010.

B. Permitted Accessory Uses

- 1. Accessory garages for storage of vehicles used in conjunction with the operation of the business or for occupants of the premises.
- 2. Off-street parking and loading areas. Multi-level parking garages shall be designed to minimize impact to adjacent properties and be designed to architecturally match the principal structure.
- 3. Residential quarters for the owner or proprietor located in the same building as the business.
- 4. Rental efficiency and one-bedroom apartments on a non-ground level provided there shall be a minimum floor area of 350 square feet for an efficiency apartment and 420 square feet for a one-bedroom apartment.
- 5. Satellite dish antennas located on the roof of the principal structure or in the rear yard. Where the satellite dish is roof-mounted, a registered engineer shall certify that the structure is adequate to support the load.
- 6. Roof-mounted solar collectors provided that a registered engineer shall certify that the structure is adequate to support the load.

C. Conditional Uses

- 1. Conditional uses as allowed in Section 17.0500 Conditional Uses.
- 2. No Adult Oriented Establishment except as permitted in accordance with Conditional Uses Section 17.0508.

D. Lot Area and Width

- 1. Lots shall have a minimum area of 10,000 square feet and shall be not less than 75 feet in width.
- 2. Lot coverage by buildings, accessory structures, surface parking and loading areas, and driveways shall occupy no more than 75 percent of the lot area. Landscaped open space shall occupy not less than 25 percent of the lot area.

E. Building Height

1. No principal building or parts of a principal building shall exceed 30 feet in height.

F. Setback and Yards

- 1. There shall be a minimum building setback of 30 feet from the right-of-way of all streets.
- 2. There shall be a side yard on each side of all buildings not less than 15 feet in width.
- 3. There shall be a rear yard of not less than 25 feet.
- 4. No building or structure shall be located closer than 15 feet to an F-1 Floodway District, F-2 Floodplain Conservancy District, or LCO Lowland Conservancy Overlay District boundary. Where shoreland regulations apply no building or structures shall be located closer than as allowed by Village shoreland regulations.

G. Erosion Control

1. See Chapter 14 of the Village Municipal Code.

H. Development Design Guidelines

1. The Village has established clear land use and design principals, as documented in the Village Design Guidelines, to guide future development planning decisions towards implementation of the Village's Smart Growth 2020 Comprehensive Plan. These guidelines are intended to serve

as basic criteria during reviews, and are not to be construed as the only applicable design elements. All development proposals shall be evaluated against the adopted Village vision of maintaining a small town atmosphere within the Village, featuring a generous amount of greenspace in residential, commercial, and industrial developments.

I. Plans and Specifications to be submitted to Plan Commission

 To encourage a business environment that is compatible with the residential character of the Village, building permits for permitted uses in Business Districts shall not be issued without review and approval of the Plan Commission. Said review and approval shall be concerned with general layout, building plans, ingress, egress, parking, loading and unloading, and landscape plans.

17.0506 CONDITIONAL USES

A. The following agricultural, mining, commercial, industrial, and institutional uses shall be conditional uses and may be permitted as specified, but all Conditional Use applicants must produce a "Impact Report" detailing the impacts of said use to neighboring properties and to Village services from traffic, parking, and overflow parking, noise, odor, safety, crime, hours of operation, health and sanitation, and property maintenance issues. The Village Administrator shall analyze said report along with any supplemental reports from the Village, and its agents, to create an impact report for the application utilizing the Professional and Technical Trade standards for traffic, noise, dust, light, crime and fire prevention, etc. as a guide for the same. The Petitioner shall then prove by substantial evidence how their use will mitigate and address the findings of the impact report. In addition additional standards shall apply for specific types of uses as follows:

9. Retail Trade

- a) Vehicle sales, vehicle service, service of vehicle parts, vehicle parts sales including vehicle washing, vehicle repair stations, service of vehicle parts and vehicle parts sales in the B-2, B-3 and B-4 Districts No outside storage shall be permitted for vehicle parts sales even by issuance of a conditional use permit as set forth in 17.0506(A)(15)(e) of this Ordinance. All other outside storage that may be granted by CU shall be on a hard paved surface and shall be screened from view, or in the case of vehicle sales the landscaping shall be aesthetically pleasing to minimize the visual impact of a parking lot of vehicles.
- b) Gasoline service stations in the B-2 and B-3 districts provided that the use shall include traffic control measures to ameliorate-- traffic congestion; that lighting and glare shall not extend into adjacent residential neighborhoods; and that service islands shall comply with the minimum setback requirements of the district. Canopies over a gasoline service island may extend into front, side or rear yard areas, but shall not encroach more than six (6) feet into any required yard. In no case, may a canopy extend into a street right-of-way.

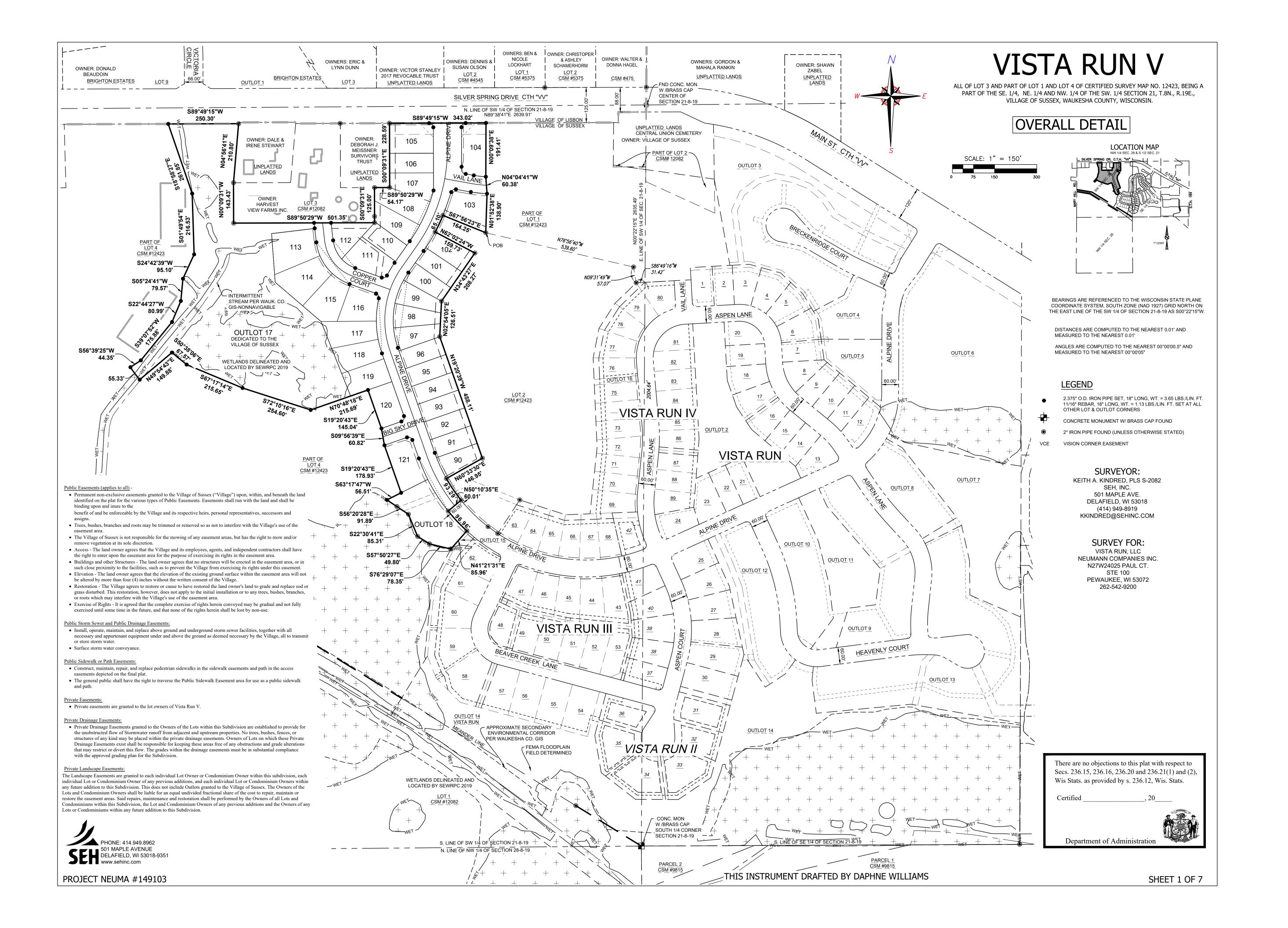
- 17.1002 PRINCIPLES To implement and define criteria for the purposes set forth in Section 17.1001, the following principles are established to apply to all new structures and uses and to changes or additions to existing structures and uses.
- A. No structure, or use shall be established that is counter to the intent of the Design Standards nor shall the same be permitted that would have a negative impact on the maintenance of safe and healthful conditions in the Village. Structures and uses in the B-4 Central Mixed Use District shall also ahere to the intent of the Downtown Development and Design Plan.
- B. No structure shall be permitted:
- 1. The design or exterior appearance of which is of such unorthodox or abnormal character in relation to its surroundings as to be unsightly or offensive to generally accepted taste and community standards.
- 2. The design or exterior appearance of which is so identical to a building on lots within 500 feet of each other that it creates excessive monotony or 17.1000 drabness, in order to realize architectural uniqueness between lots.
- 3. Where any exposed facade is not constructed or faced with a finished material or color which is aesthetically compatible with the other facades and presents an attractive appearance to the public and to surrounding properties.
- C. The facade of a manufacturing building which faces upon a street right-of-way shall be finished with an aesthetically pleasing material. A minimum of 50 percent of a facade facing a street shall be finished with brick or decorative masonry material. Such masonry facing shall extend for a distance of at least 10 feet along the sides of the structure. Manufacturing buildings on corner lots shall have the required masonry facade facing each street. Metal buildings may be constructed in any business, manufacturing, institutional, or park district, but only by a 3/4 affirmative vote of the Plan Commission.
- D. Building Scale and Mass. The relative proportion of a building to its neighboring buildings, to pedestrians and observers, or to other existing buildings shall be maintained or enhanced when new buildings are built or when existing buildings are remodeled or altered.
- E. Structures and uses shall make appropriate use of open spaces and the Plan Commission may require appropriate landscaping and planting screens. All landscaped areas shall provide a mix of climax trees, tall and medium deciduous trees, tall and medium coniferous trees, deciduous and coniferous shrubs, and grasses. The appropriate mix shall be determined by the Plan Commission.
- F. No articles, goods, material, finished or unfinished product, incinerators, storage tanks, refuse containers, or like equipment shall be kept outdoors, exposed to public view, or exposed to view from adjacent buildings and property. Garbage and refuse containers shall be screened from the street and from neighboring facilities. The Plan Commission may permit the outdoor display of product or merchandise when it makes a finding that such display in essential to a business or industrial use.
- G. Structures and uses shall be provided with adequate services as approved by the appropriate utility and serve to implement the recommendations of Utility and Stormwater Management Plans of the Village.

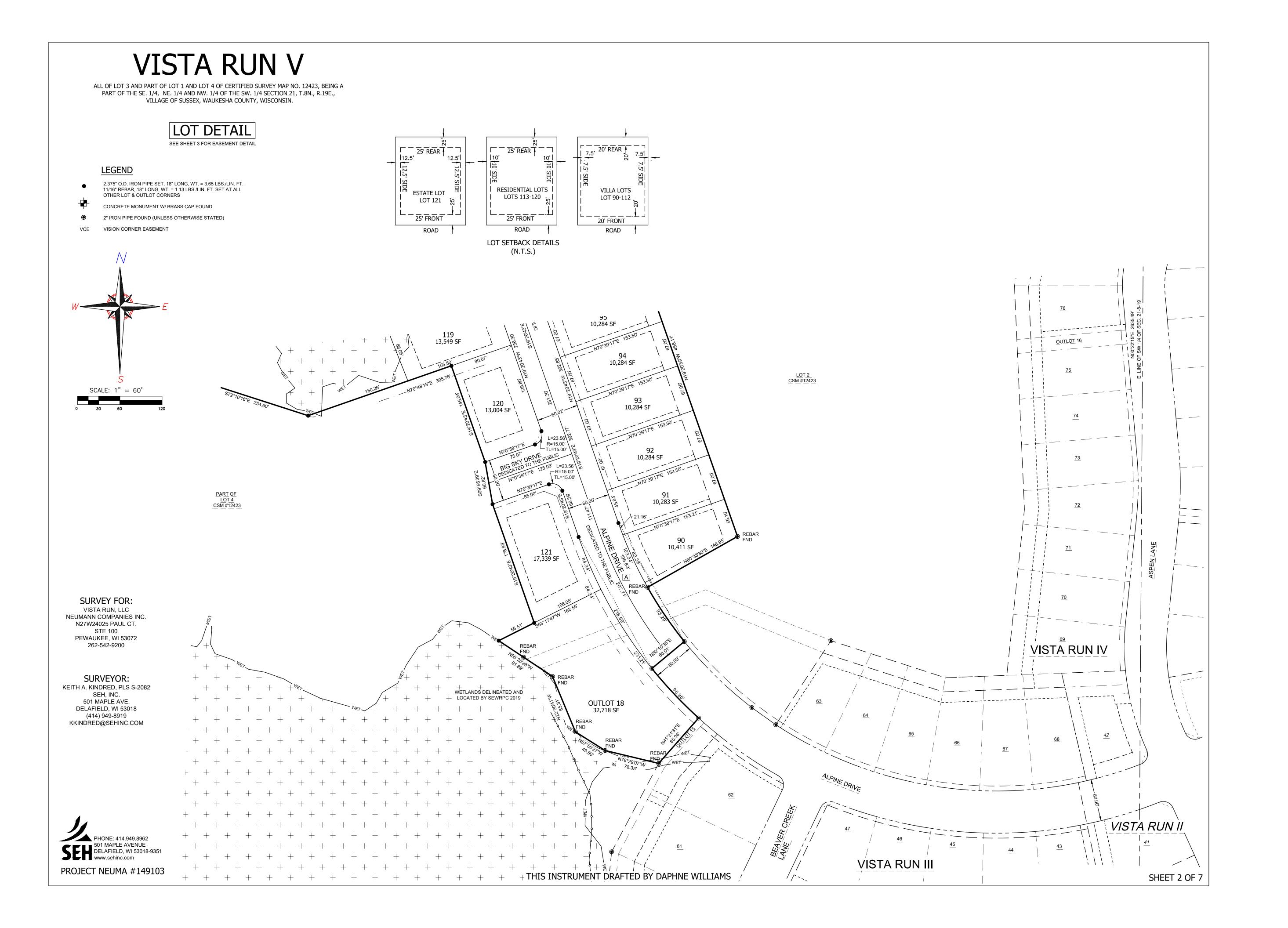
- H. Buildings and uses shall provide adequate parking and loading areas. No loading dock or overhead door shall face upon a street right-of-way unless a determination is made by the Plan Commission to allow the same, as described herein.
 - 1. The Plan Commission shall not allow the same unless the Plan Commission first finds either a or b: (a) That the loading dock or overhead door is set back at least 75 feet from the street right-of-way and adequate vehicle turnaround areas have been provided on the lot, such that no maneuvering of vehicles will take place within the street right-of-way in order to access the loading dock or overhead door. (b) That the building is on a lot within the M-1 Industrial District and the building has a previously approved loading dock facing the street.
 - 2. If the Plan Commission finds (1) (a) or (1) (b), above, then the Plan Commission may allow the loading dock or overhead door to face the street right-of-way upon consideration of the following additional factors, without limitation by reason of enumeration: 17.1000 (a) Whether the loading dock or overhead door is set back sufficiently from the street right-of-way to adequately limit the adverse visual impact of the loading dock or overhead door; (b) Whether the number of loading docks or overhead doors that are proposed to face the street right-of-way, due to their number, would create an adverse visual impact; (c) Whether the natural terrain and other existing features of the lot may affect the visual impact of the loading dock or overhead door; and (d) Whether the loading dock or overhead door will be appropriately screened with landscape berms or other landscaping.

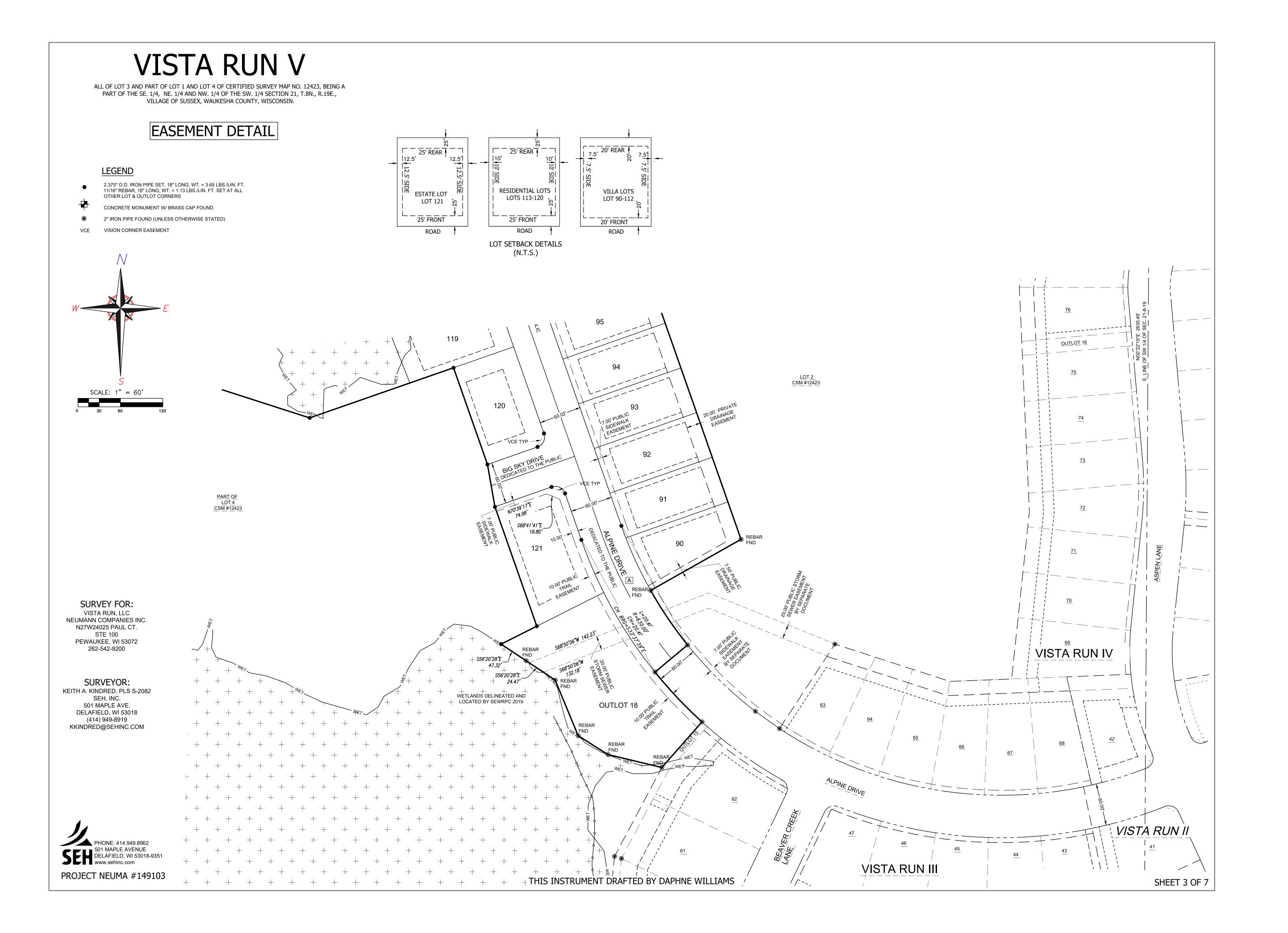
Any other standards from Chapter 17 that may be relevant.

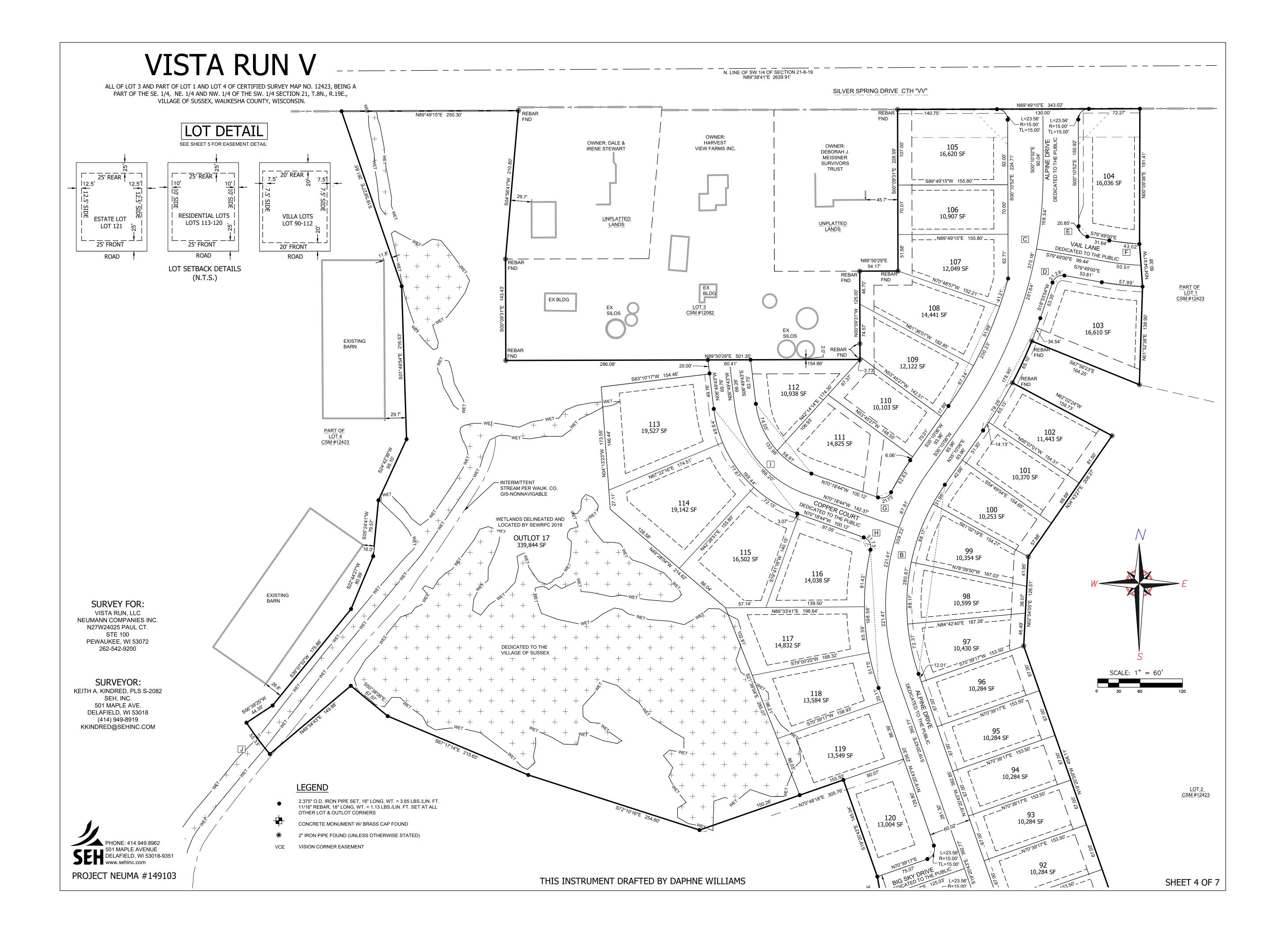


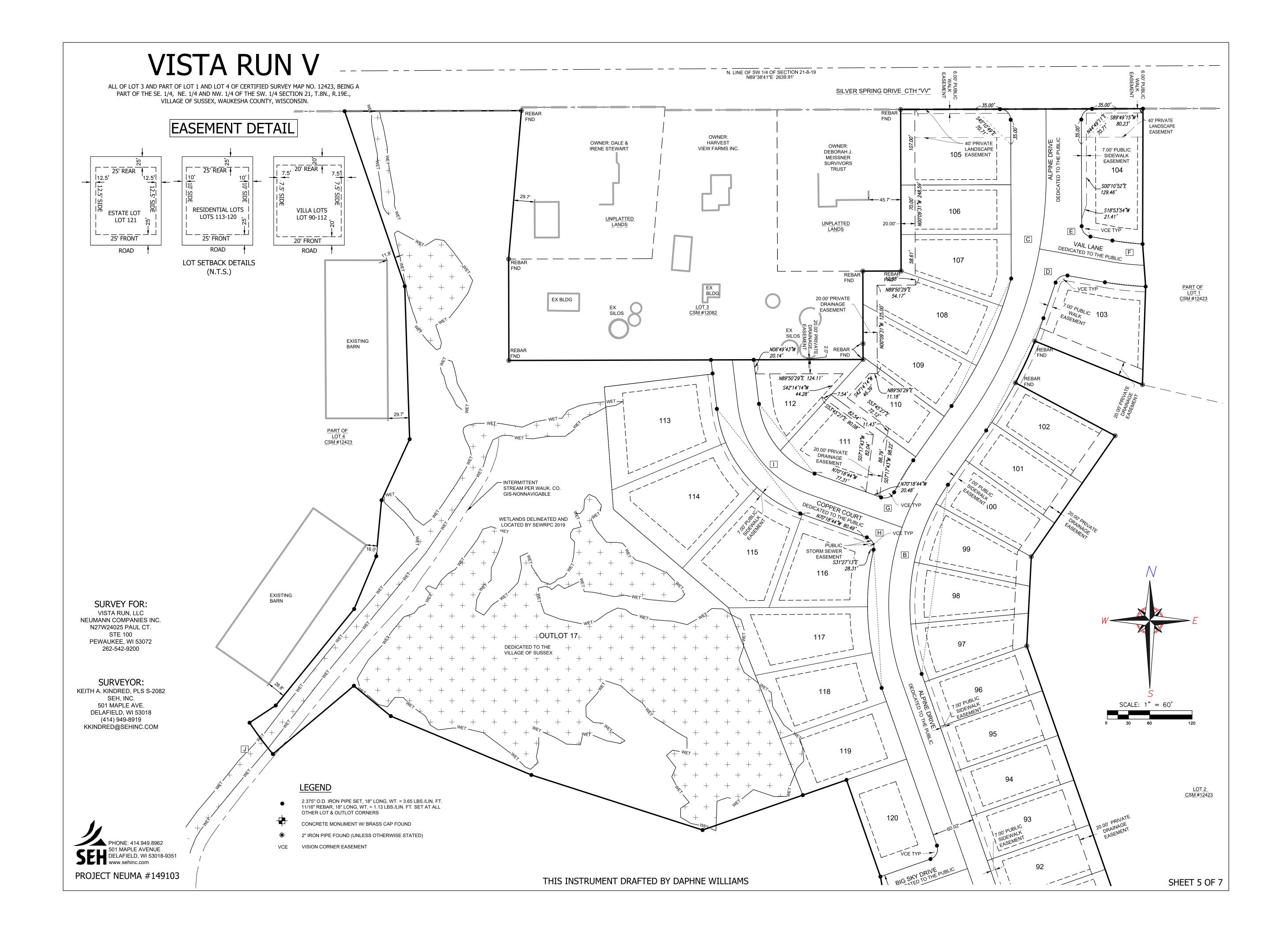
3/12/24 Vista Run LLC N27 W24025 Paul Ct Pewaukee, WI 53072 Village of Sussex N64 W23760 Main Street Sussex, WI 53089 Re: Vista Run Phase 5 Final plat submittal. Vista Run LLC is happy to submit our final plat for the 5th phase of Vista Run Subdivision. This phase consists of 32 lots and will be completed this spring. We are requesting a waiver from 18.0902B of the Village ordinance limiting the maximum number of lots platted in one subdivision to 30. We recorded phase 4 of Vista Run on February 24th, 2023, doc number 4709788. That plat only created 27 lots, with the expectation we could carry 3 lots over to 2024. Due to utility phase lines and construction limits it was difficult to build and plat exactly 30 lots last year, therefore 2 additional lots were created this year. The aggregate amount of lots over the last 2 years is still below the annual threshold of 30. We look forward to working with the Village and the continued success of the project. Thank you, Eric Obarski











VISTA RUN V

ALL OF LOT 3 AND PART OF LOT 1 AND LOT 4 OF CERTIFIED SURVEY MAP NO. 12423, BEING A PART OF THE SE. 1/4, NE. 1/4 AND NW. 1/4 OF THE SW. 1/4 SECTION 21, T.8N., R.19E., VILLAGE OF SUSSEX, WAUKESHA COUNTY, WISCONSIN.

GENERAL NOTES:

1) EACH INDIVIDUAL LOT OWNER SHALL HAVE AN UNDIVIDED FRACTIONAL OWNERSHIP IN OUTLOT 4 OF VISTA RUN AND OUTLOT 18 OF VISTA RUN V. WAUKESHA COUNTY SHALL NOT BE LIABLE FOR ANY FEES OR SPECIAL ASSESSMENTS IN THE EVENT THEY BECOME THE OWNER OF ANY LOT IN THE SUBDIVISION BY REASON OF TAX DELINQUENCY. THE INDIVIDUAL HOME OWNERS ARE RESPONSIBLE FOR MAINTENANCE OF SAID OUTLOT.

2) OUTLOT 17 TO BE ENCOMPASSED BY A DRAINAGE EASEMENT AND DEDICATED TO VILLAGE OF SUSSEX. SEE STORMWATER MANAGEMENT PRACTICES NOTES. PROPERTY OWNERS ARE RESPONSIBLE FOR GENERAL MAINTENANCE SUCH AS MORE MOWING, IF DESIRED, AND GARBAGE PICK-UP AROUND THE OUTLOT.

3) LOTS 90 THROUGH 120 ARE ZONED RS-2 PUD. PLANNED DEVELOPMENT OVERLAY-

VILLA LOT-LOTS 90-112 RESIDENTIAL LOT-LOTS 113-120 ESTATE LOT-LOT 121

4) ALL EASEMENTS ARE GRANTED TO THE VILLAGE OF SUSSEX UNLESS OTHERWISE STATED.

5) ALL ROADS WITHIN THE SUBDIVISON ARE DEDICATED TO THE PUBLIC.

6) NO POLES, PADS BOXES OR BURIED CABLES ARE TO BE PLACED SUCH THAT THE INSTALLATION WOULD DISTURB ANY SURVEY STAKE. THE DISTURBANCE OF A SURVEY STAKE BY ANYONE IS A VIOLATION OF SECTION 236.32 OF WISCONSIN STATUTES.

7) THE SITE FALLS WITHIN ZONE X, AREA OF MINIMAL FLOODING PER FLOOD INSURANCE RATE MAP, COMMUNITY PANEL NUMBER 55133C0069G, EFFECTIVE DATE NOVEMBER 5, 2014.

8) THE OVERALL AREA OF THIS PLAT IS 913,651 S.F. OR 20.975 AC.

STORM WATER MANAGEMENT NOTES:

THERE ARE ONE OR MORE SEPARATE DOCUMENTS RECORDED ON THE PROPERTY TITLE THROUGH THE WAUKESHA COUNTY REGISTER OF DEEDS ENTITLED "STORM WATER MANAGEMENT PRACTICE MAINTENANCE AGREEMENT" ("MAINTENANCE AGREEMENT") THAT APPLY TO OUTLOT 2, OUTLOT 7, OUTLOT 11 AND OUTLOT 14 OF VISTA RUN AND OUTLOT 17 OF VISTA RUN V. THE MAINTENANCE AGREEMENT SUBJECTS THIS SUBDIVISION PLAT, AND ALL LOT OWNERS THEREIN, TO COVENANTS, CONDITIONS AND RESTRICTIONS NECESSARY TO ENSURE THE LONG-TERM MAINTENANCE OF THE STORM WATER MANAGEMENT PRACTICE. THE AGREEMENT ALSO OUTLINES A PROCESS BY WHICH THE VILLAGE OF SUSSEX MAY LEVY AND COLLECT SPECIAL ASSESSMENTS OR CHARGES FOR ANY SERVICES THE COMMUNITY MIGHT PROVIDE RELATING TO ENFORCEMENT OF THE MAINTENANCE AGREEMENT.

IN ACCORDANCE WITH CHAPTER 14 - OF VILLAGE OF SUSSEX CODE OF ORDINANCES ("STORMWATER MANAGEMENT ORDINANCE"), THE STORM WATER PERMIT HOLDER IS RESPONSIBLE FOR CONSTRUCTING THE STORM WATER MANAGEMENT PRACTICES FOLLOWING PLANS APPROVED BY VILLAGE AND IS RESPONSIBLE FOR MAINTAINING THE STORM WATER PRACTICES UNTIL PERMIT TERMINATION BY THE VILLAGE. UPON TERMINATION OF THE STORM WATER PERMIT, THE OWNERS OF LOTS 1-30 OF VISTA RUN, THE OWNERS OF LOTS 31-42 OF VISTA RUN II, THE OWNERS OF LOTS 43-62 OF VISTA RUN III, THE OWNERS OF LOTS 68-69 OF VISTA RUN IV AND THE OWNERS OF LOTS 90-121 OF VISTA RUN V SHALL BE RESPONSIBLE FOR MAINTENANCE OF THE STORM WATER MANAGEMENT PRACTICES IN ACCORDANCE WITH THE MAINTENANCE AGREEMENT.

ALL SIDE AND REAR LOT LINES NOT REGULATED BY THE VILLAGE OF SUSSEX SHALL BE GRADED AND MAINTAINED IN COOPERATION WITH ABUTTING PROPERTY OWNERS SO AS TO NEITHER IMPEDE THE FLOW OF STORMWATER, NOR NEGATIVELY IMPACT ANY ABUTTING PROPERTY, WHILE ALSO ADHERING TO THE ESTABLISHED, APPROVED, AND ACCEPTED STORMWATER MANAGEMENT PLAN.

EASEMENTS

ALL LANDS WITHIN AREAS LABELED "DRAINAGE EASEMENT" ARE RESERVED FOR STORM WATER COLLECTION, CONVEYANCE, TREATMENT OR INFILTRATION. NO BUILDINGS OR OTHER STRUCTURES ARE ALLOWED IN THESE AREAS. NO GRADING OR FILLING IS ALLOWED IN THESE AREAS THAT MAY INTERRUPT STORM WATER FLOWS IN ANY WAY. THE MAINTENANCE AGREEMENT MAY CONTAIN SPECIFIC MAINTENANCE REQUIREMENTS FOR THESE AREAS. THE VILLAGE OF SUSSEX, OR THEIR DESIGNEE ARE AUTHORIZED ACCESS IN THESE AREAS FOR PURPOSES OF INSPECTING THE STORM WATER MANAGEMENT PRACTICES OR ENFORCING THE TERMS OF MAINTENANCE AGREEMENT.

VISION CORNER RESTRICTIONS

WITHIN THE AREA OF THE VISION CORNER EASEMENT (V.C.E.) THE HEIGHT OF ALL PLANTINGS, BERMS, FENCING, SIGNS OR ANY OTHER STRUCTURE WITHIN THE VISION CORNER EASEMENT IS LIMITED TO 24" ABOVE THE INTERSECTION ELEVATION. NO ACCESS TO ANY ROADWAY SHALL BE PERMITTED WITHIN THE VISION CORNER EASEMENT.

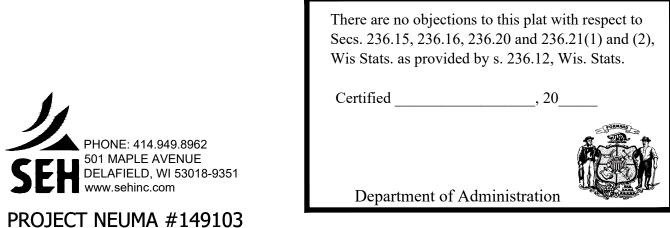
BASEMENT RESTRICTION - BEDROCK NOTE:

ALTHOUGH ALL LOTS IN THE SUBDIVISION HAVE BEEN REVIEWED AND APPROVED FOR DEVELOPMENT WITH SINGLE-FAMILY RESIDENTIAL USE IN ACCORDANCE WITH SECTION 236 WISCONSIN STATUTES, SOME LOTS CONTAIN SOIL CONDITIONS WHICH, DUE TO THE POSSIBLE PRESENCE OF BEDROCK NEAR THE GROUND SURFACE, MAY REQUIRE ADDITIONAL SOIL ENGINEERING AND FOUNDATION DESIGN WITH REGARD TO BASEMENT CONSTRUCTION. IT IS RECOMMENDED THAT EITHER A LICENSED PROFESSIONAL ENGINEER OR OTHER SOILS EXPERT BE CONSULTED REGARDING THE CONSTRUCTION OF BASEMENTS IN THESE AREAS WHERE BEDROCK MAY BE PRESENT NEAR THE GROUND SURFACE. SOIL CONDITIONS SHOULD BE SUBJECT TO EACH OWNER'S SPECIAL INVESTIGATION PRIOR TO CONSTRUCTION AND NO SPECIFIC REPRESENTATION IS MADE HEREIN.

BASEMENT RESTRICTION - GROUNDWATER:

ALTHOUGH ALL LOTS IN THE SUBDIVISION HAVE BEEN REVIEWED AND APPROVED FOR DEVELOPMENT WITH SINGLE-FAMILY RESIDENTIAL USE IN ACCORDANCE WITH SECTION 236 WISCONSIN STATUTES, SOME LOTS CONTAIN SOIL CONDITIONS THAT, DUE TO THE POSSIBLE PRESENCE OF GROUNDWATER NEAR THE SURFACE, MAY REQUIRE ADDITIONAL SOIL ENGINEERING AND FOUNDATION DESIGN WITH REGARD TO BASEMENT CONSTRUCTION. IT IS RECOMMENDED THAT A LICENSED PROFESSIONAL ENGINEER DESIGN A BASEMENT AND FOUNDATION THAT WILL BE SUITABLE TO WITHSTAND THE VARIOUS PROBLEMS ASSOCIATED WITH SATURATED SOIL CONDITIONS ON BASEMENT WALLS OR FLOORS OR THAT OTHER SPECIAL MEASURES BE TAKEN. SOIL CONDITIONS SHOULD BE SUBJECT TO EACH OWNER'S SPECIAL INVESTIGATION PRIOR TO CONSTRUCTION AND NO SPECIFIC REPRESENTATION IS MADE HEREIN.

PER THE VILLAGE OF SUSSEX STORM WATER MANAGEMENT ORDINANCE UNDER SUBSURFACE DRAINAGE. BASEMENT FLOOR SURFACES SHALL BE BUILT A MINIMUM OF ONE (1) FOOT ABOVE THE SEASONAL HIGH WATER TABLE ELEVATION, AS DOCUMENTED IN THE SUBMITTED SOIL EVALUATIONS, AND SHALL AVOID HYDRIC SOILS AS MUCH AS POSSIBLE.



REVISED THIS 30TH DAY OF JANUARY, 2023 DATED THIS 5TH DAY OF JANUARY, 2023 DATED THIS 19TH DAY OF OCTOBER, 2022 DATED THIS 3RD DAY OF OCTOBER, 2022

THIS INSTRUMENT DRAFTED BY DAPHNE WILLIAMS

SURVEYOR:
KEITH A. KINDRED, PLS S-2082
SEH, INC.
501 MAPLE AVE.
DELAFIELD, WI 53018
(414) 949-8919
KKINDRED@SEHINC.COM

N34°59'27"W

N58°49'57"W

S36°42'56"E

180.00' | 24°43'25" | 77.67' | 77.07'

470.00' 6°44'42" 55.33' 55.30'

180.00' | 22°57'35" | 72.13'

LOT 114

OUTLOT 17

SURVEY FOR:
VISTA RUN, LLC
NEUMANN COMPANIES INC.
N27W24025 PAUL CT.
STE 100
PEWAUKEE, WI 53072
262-542-9200

N47°21'09"W

N70°18'44"W

S33°20'35"E

N22°37'44"W

N47°21'09"W

S40°05'17"E

CURVE # C/L R/W EAST	RADIUS 600.00' 570.00'	DELTA 19°50'07"	ARC DIST 207.71'	CHORD DIST 206.68'	CHORD BEARING S28°57'04"E	TAN BEARING 1 S19°02'01"E	TAN BEARING 2
		19°50'07"	207.71'	206.68'	\$28°57'04"E	640°00'04"F	C20°E2100"E
R/W EAST	570.00'				320 37 04 L	319 02 01 E	S38°52'08"E
	370.00	19°47'06"	196.83'	195.85'	S28°55'34"E	S19°02'01"E	S38°49'07"E
R/W EXTERIOR	570.00'	9°22'38"	93.29'	93.18'	N34°07'49"W	S29°26'30"E	S38°49'07"E
R/W EAST-N	570.00'	10°24'28"	103.54'	103.40'	S24°14'15"E	S19°02'01"E	S29°26'29"E
LOT 90	570.00'	8°16'49"	82.38'	82.30'	S25°17'44"E	S21°09'20"E	S29°26'09"E
LOT 91	570.00'	2°07'39"	21.16'	21.16'	S20°07'09"E	S19°03'20"E	S21°10'59"E
R/W WEST	630.00'	28°41'51"	315.55'	312.26'	S33°22'59"E	S19°02'04"E	S47°43'55"E
R/W WEST-N	630.00'	19°52'48"	218.59'	217.50'	S28°58'27"E	S19°02'04"E	S38°54'51"E
R/W WEST-S	630.00'	8°49'03"	96.96'	96.86'	N43°19'23"W	S38°54'51"E	S47°43'55"E
OUTLOT 18	630.00'	21°01'38"	231.21'	229.91'	N37°13'06"W	N47°43'55"W	N26°42'17"W
LOT 121	630.00'	7°40'13"	84.34'	84.28'	N22°52'10"W	N26°42'17"W	N19°02'04"W
C/L	325.00'	54°30'49"	309.22'	297.69'	S07°54'41"W	S35°10'06"W	S19°20'43"E
C/L-S	325.00'	39°01'59"	221.41'	217.15'	S00°10'17"W	S19°41'16"W	S19°20'43"E
C/L-N	325.00'	15°28'50"	87.81'	87.54'	S27°25'41"W	S35°10'06"W	S19°41'16"W
R/W EAST	295.00'	54°30'49"	280.67'	270.21'	S07°54'41"W	S35°10'06"W	S19°20'43"E
LOT 97	295.00'	14°03'23"	72.37'	72.19'	S12°19'01"E	S05°17'20"E	S19°20'43"E
LOT 98	295.00'	17°07'30"	88.17'	87.84'	S03°16'25"W	S11°50'10"W	S05°17'20"E
LOT 99	295.00'	17°07'30"	88.17'	87.84'	S20°23'55"W	S28°57'41"W	S11°50'10"W
LOT 100	295.00'	6°12'25"	31.96'	31.94'	S32°03'53"W	S35°10'06"W	S28°57'41"W
R/W WEST-S	355.00'	32°02'50"	198.56'	195.98'	S03°19'18"E	S12°42'07"W	S19°20'43"E
LOT 116	355.00'	13°08'26"	81.42'	81.24'	N06°07'54"E	N00°26'19"W	N12°42'07"E
LOT 117	355.00'	10°33'16"	65.39'	65.30'	N05°42'57"W	N10°59'35"W	N00°26'19"W
LOT 118	355.00'	8°21'08"	51.75'	51.70'	N15°10'09"W	N19°20'43"W	N10°59'35"W
LOT 111	355.00'	8°29'41"	52.63'	52.58'	N30°55'15"E	N26°40'25"E	N35°10'06"E
C/L	600.00'	35°20'58"	370.18'	364.34'	N17°29'37"E	N35°10'06"E	N00°10'52"W
C/L-S	600.00'	24°59'05"	261.64'	259.57'	N22°40'33"E	N35°10'06"E	N10°11'00"E
C/L-N	600.00'	10°21'53"	108.54'	108.39'	N05°00'04"E	N10°11'00"E	N00°10'52"W
R/W EAST	630.00'	16°16'12"	178.90'	178.30'	N27°02'00"E	N35°10'06"E	N18°53'54"E
LOT 101	630.00'	1°17'07"	14.13'	14.13'	S34°31'32"W	S33°52'59"W	S35°10'06"W
LOT 102	630.00'	5°55'22"	65.13'	65.10'	S30°55'18"W	S27°57'36"W	S33°52'59"W
R/W-EXTERIOR	630.00'	5°55'14"	65.10'	65.07'	N25°00'00"E	N27°57'36"E	N22°02'23"E
LOT 103	630.00'	3°08'29"	34.54'	34.54'	S20°28'09"W	S18°53'54"W	S22°02'23"W
R/W-BLOCK	630.00'	7°12'29"	79.26'	79.21'	N31°33'51"E	N35°10'06"E	N27°57'36"E
R/W-WEST	570.00'	20°07'36"	200.23'	199.20'	N25°06'18"E	N35°10'06"E	N15°02'29"E
LOT 107	570.00'	4°08'34"	41.21'	41.20'	N17°06'46"E	N19°11'03"E	N15°02'29"E
LOT 108	570.00'	9°12'55"	91.68'	91.58'	N23°47'31"E	N28°23'59"E	N19°11'03"E
LOT 109	570.00'	6°46'07"	67.34'	67.30'	N31°47'02"E	N35°10'06"E	N28°23'59"E
LOT 103	15.00'	81°17'06"	21.28'	19.54'	S59°32'27"W	N79°49'00"W	S18°53'54"W
LOT 104	15.00'	79°38'07"	20.85'	19.21'	S39°59'56"E	S00°10'52"E	S79°49'00"E
		7°49'17"					S87°38'17"E
R/W-SOUTH							N79°49'00"W
R/W-NORTH							S87°04'01"E
							N26°40'25"E
							N70°18'44"W
						-	S70°18'44"E
R/W EAST	120.00'	63°29'01"	132.96'	126.26'	S38°34'14"E	S06°49'43"E	S70°18'44"E
1777 LAOI		28°07'34"	58.91'	58.32'	S56°14'57"E	S42°11'10"E	S70 1644 E S70°18'44"E
LOT 111	1 120 00'			JU.UL	300 1401 E	UTZ 1110 E	010 1044 E
LOT 111	120.00'			72 88'	\$24°30'27"E	S06°40'43"E	S42°11'10"E
LOT 111 LOT 112 R/W-WEST	120.00' 120.00' 180.00'	35°21'27" 63°29'01"	74.05' 199.44'	72.88' 189.39'	S24°30'27"E S38°34'14"E	S06°49'43"E S06°49'43"E	S42°11'10"E S70°18'44"E
	LOT 91 R/W WEST-N R/W WEST-N R/W WEST-S OUTLOT 18 LOT 121 C/L C/L-S C/L-N R/W EAST LOT 97 LOT 98 LOT 99 LOT 100 R/W WEST-S LOT 116 LOT 117 LOT 118 LOT 111 C/L C/L-S C/L-N R/W EAST LOT 101 LOT 102 R/W-EXTERIOR LOT 103 R/W-BLOCK R/W-WEST LOT 108 LOT 109 LOT 109 LOT 100 LOT 101 LOT 102 R/W-SOUTH	LOT 91 570.00' R/W WEST 630.00' R/W WEST-N 630.00' OUTLOT 18 630.00' LOT 121 630.00' C/L 325.00' C/L-S 325.00' C/L-N 325.00' R/W EAST 295.00' LOT 97 295.00' LOT 98 295.00' LOT 99 295.00' R/W WEST-S 355.00' LOT 116 355.00' LOT 117 355.00' LOT 118 355.00' LOT 111 355.00' C/L 600.00' C/L-S 600.00' C/L-N 600.00' R/W EAST 630.00' LOT 101 630.00' R/W-EXTERIOR 630.00' R/W-BLOCK 630.00' R/W-WEST 570.00' LOT 103 15.00' LOT 109 570.00' LOT 103 15.00' R/W-SOUTH 400.00' R/W-SOUTH	LOT 91 570.00' 2°07'39" R/W WEST 630.00' 28°41'51" R/W WEST-N 630.00' 19°52'48" R/W WEST-S 630.00' 8°49'03" OUTLOT 18 630.00' 21°01'38" LOT 121 630.00' 54°30'49" C/L 325.00' 54°30'49" C/L-S 325.00' 54°30'49" LOT 97 295.00' 15°28'50" R/W EAST 295.00' 54°30'49" LOT 97 295.00' 17°07'30" LOT 98 295.00' 17°07'30" LOT 100 295.00' 17°07'30" LOT 101 355.00' 32°02'50" LOT 116 355.00' 32°02'50" LOT 117 355.00' 32°21'08" LOT 118 355.00' 35°20'58" C/L-S 600.00' 24°59'05" C/L-S 600.00' 24°59'05" C/L-N 600.00' 10°21'53" R/W EAST 630.00' 10°10'21'53" R/W-EXTERIO	LOT 91 570.00' 2°07'39" 21.16' R/W WEST 630.00' 28°41'51" 315.55' R/W WEST-N 630.00' 19°52'48" 218.59' R/W WEST-S 630.00' 8°49'03" 96.96' OUTLOT 18 630.00' 21°01'38" 231.21' LOT 121 630.00' 7°40'13" 84.34' C/L 325.00' 54°30'49" 309.22' C/L-S 325.00' 15°28'50" 87.81' R/W EAST 295.00' 14°03'23" 72.37' LOT 97 295.00' 14°03'23" 72.37' LOT 98 295.00' 17°07'30" 88.17' LOT 100 295.00' 17°07'30" 88.17' LOT 100 295.00' 13°08'26" 81.42' LOT 116 355.00' 32°02'50" 198.56' R/W WEST-S 355.00' 32°02'50" 198.56' LOT 111 355.00' 8°21'08" 51.75' LOT 118 355.00' 8°21'08" 51.75'	LOT 91	LOT 91	LOT 91

CURVE TABLE

SURVEYOR'S CERTIFICATE:

I, Keith A. Kindred, Professional Land Surveyor hereby certify;

the Southeast 1/4, Northeast 1/4 and Northwest 1/4 of the Southwest 1/4 Section 21, T.8N., R.19E., Village of Sussex, Waukesha County, Wisconsin bounded and described as follows; Commencing at the South 1/4 corner of Section 21; thence North 00°22′15" East along the East line of the Southwest 1/4 of said Section 21 a distance of 2004.64 feet to the South line of Lot 1 of Certified Survey Map No. 12423; thence South 86°49′16" West along said South line 31.42 feet to the Westerly line of Lot 1 of Certified Survey Map No. 12423; thence North 09°31′49" West along said Westerly line 57.07 feet to the South line of Lot 1 of Certified Survey Map No. 12423; thence North 76°56′40" West along said South line 539.60 feet to the point of beginning of the lands to be described; thence North 01°52′38" East, 138.90 feet; thence North

That I have surveyed, divided and mapped all of Lot 3 and part of Lot 1 and Lot 4 of Certified Survey Map No. 12423, being a part of

said Westerly line 57.07 feet to the South line of Lot 1 of Certified Survey Map No. 12423; thence North 76°56'40" West along said 04°04'41" West, 60.38 feet; thence North 00°09'38" East, 191.41 feet to the South line of Silver Spring Drive, CTH VV; thence South 89°49'15" West along said South line 343.02 feet to the East line of Lot 3 of Certified Survey Map No. 12082; thence South 00°09'31" East along said East line 228.59 feet to the Southerly line of Lot 3 of Certified Survey Map No. 12082; thence South 89°50'29" West along said Southerly line 54.17 feet to the Easterly line of Lot 3 of Certified Survey Map No. 12082; thence South 00°09'31" East along said Easterly line 125.00 feet to the South line of Lot 3 of Certified Survey Map No. 12082; thence South 89°50'29" West along said South line 501.35 feet to the West line of Lot 3 of Certified Survey Map No. 12082; thence North 00°09'31" West along said West line 143.43 feet; thence North 04°56'41" East along said West line 210.80 feet to the South line of Silver Spring Drive, ČTH VV; thence South 89°49'15" West along said South line 250.30 feet; thence South 18°58'27" East, 261.85 feet; thence South 01°49'54" East, 216.53 feet; thence South 24°42'39" West, 95.10 feet; thence South 05°24'41" West, 79.57 feet; thence South 22°44'27" West, 80.99 feet; thence South 39°07'52" West, 175.88 feet; thence South 56°39'25" West, 44.35 feet; thence Southeasterly 55.33 feet along the arc of a curve to the left, whose radius is 470.00 feet and whose chord bears South 36°42'56" East, 55.30 feet; thence North 49°54'43" East, 149.88 feet; thence South 50°38'06" East, 67.57 feet; thence South 67°17'14" East, 215.65 feet; thence South 72°10'16" East, 254.60 feet; thence North 70°48'18" East, 215.69 feet; thence South 19°20'43" East, 145.04 feet; thence South 09°56'39" East, 60.82 feet; thence South 19°20'43" East, 178.93 feet; thence South 63°17'47" West, 56.51 feet to the extension of the West line of Lot 3 of Certified Survey Map No. 12423; thence South 56°20'28" East along said West line and the extension thereof 91.89 feet; thence South 22°30'41" East along the West line of Lot 3 of Certified Survey Map No. 12423 distance of 85.31 feet; thence South 57°50'27" East along said West line 49.80 feet; thence South 76°29'07" East along said West line 78.35 feet to the Southerly line of Lot 3 of Certified Survey Map No. 12423; thence North 41°21'31" East along said Southerly line 85.96 feet to the Easterly line of Lot 3 of Certified Survey Map No. 12423; thence Northwesterly 96.96 feet along the said Easterly line and the arc of a curve to the right, whose radius is 630.00 feet and whose chord bears North 43°19'23" West, 96.86 feet to the Southerly line of Lot 3 of Certified Survey Map No. 12423; thence North 50°10'35" East along said Southerly line 60.01 feet to the Westerly line of Lot 2 of Certified Survey Map No. 12423; thence Northwesterly 93.29 feet along said Westerly line and the arc of a curve to the right, whose radius is 570.00 feet and whose chord bears North 34°07'49" West, 93.18 feet; thence North 60°33'30" East along said Westerly line 146.95 feet; thence North 19°20'39" West along said Westerly line, 458.11 feet; thence North 02°54'05" East along said Westerly line 126.51 feet; thence North 34°43'27" East along said Westerly line 208.27 feet; thence North 62°02'24" West along said Westerly line 159.73 feet to the Easterly line of Lot 1 of Certified Survey Map No. 12423; thence Northeasterly 65.10 feet along said Easterly line and the arc of a curve to the left, whose radius is 630.00 feet and whose chord bears North 25°00'00" East, 65.07 feet to the South line of Lot 1 of Certified Survey Map No. 12423; thence South 67°56'23" East along said South line 164.25 feet to the point of beginning.

Said lands contain 913,651 square feet or 20.975 acres

That such plat is a correct representation of all the exterior boundaries of the lands surveyed and the division thereof made.

That I have fully complied with the provisions of Chapter 236 of the Wisconsin State Statutes and the subdivision regulations of the Village of Sussex in surveying, dividing and mapping the same.

Dated this day of December, 2023.

Keith A Kindred, PLS 2082

UTILITY EASEMENT PROVISIONS

An easement for electric, natural gas, and communications service is hereby granted by

VISTA RUN LLC, Grantor, to

WISCONSIN ELECTRIC AND POWER COMPANY and WISCONSIN GAS, LLC, Wisconsin corporations doing business as We Energies, Grantee SPECTRUM MID-AMERICA, LLC, Grantee

WISCONSIN BELL, INC, doing business as AT&T Wisconsin, a Wisconsin corporation, Grantee

their respective successors and assigns, to construct, install, operate, repair, maintain and replace from time to time, facilities used in connection with overhead and underground transmission and distribution of electricity and electric energy, natural gas, telephone and cable TV facilities for such purposes as the same is now or may hereafter be used, all in, over, under, across, along and upon the property shown within those areas on the plat designated as "Utility Easement Areas" and the property designated on the plat for streets and alleys, whether public or private, together with the right to install service connections upon, across, within and beneath the surface of each lot to serve improvements, thereon, or on adjacent lots; also the right to trim or cut down trees, brush and roots as my be reasonably required incident to the rights herein given, and the right to enter upon the subdivided property for all such purposes. The Grantees agree to restore or cause to have restored, the property, as nearly as is reasonably possible, to the condition existing prior to such entry by the Grantees or their agents. This restoration, however, does not apply to the initial installation of said underground and/or above ground electric facilities, natural gas facilities, or telephone and cable TV facilities or to any trees, brush or roots which may be removed at any time pursuant to the rights herein granted. Buildings shall not be placed over Grantees' facilities or in, upon or over the be property within the lines marked "Utility Easement Areas" without prior written consent of Grantees. After installation of any such facilities, the grade of the subdivided property shall not be altered by more than four inches without written consent of grantees.

The grant of easement shall be binding upon and inure to the benefit of the heirs, successors and assigns of all parties hereto.

VISTA RUN V

ALL OF LOT 3 AND PART OF LOT 1 AND LOT 4 OF CERTIFIED SURVEY MAP NO. 12423, BEING A PART OF THE SE. 1/4, NE. 1/4 AND NW. 1/4 OF THE SW. 1/4 SECTION 21, T.8N., R.19E., VILLAGE OF SUSSEX, WAUKESHA COUNTY, WISCONSIN.

LIMITED LIABILITY OWNER'S CERTIFICATE OF DEDICATION:

Vista Run, LLC, a limited liability company duly organized and existing under and by virtue of the laws of the State of Wisconsin, as owner, does hereby certify that said corporation caused the land described on this plat to be surveyed, divided, mapped and dedicated as represented on this plat.

Vista Run LLC, does further certify that this plat is required by S236.10 or S236.12 to be submitted to the following for approval or objection:

- 1) Department of Administration
- Village of Sussex
- 3) Waukesha County Department of Parks and Land Use

IN WITNESS WHEREOF, said Vista Run LLC, has caused these presents to be signed by Bryan Lindgren, President of Neumann Developments, its sole member, at _______, Wisconsin, and its corporate seal to be hereunto affixed on this ______ day of ______.

In Presence of:

_____ Bryan Lindgren, President

STATE OF WISCONSIN)
_____COUNTY) SS

My commission expires

Personally came before me this _____ day of ______, 20_____, the above named Bryan Lindgren, President of Neumann Developments, its sole member of the above named corporation, to me known to be such member of said corporation, and acknowledged that they executed the foregoing instrument as such officers as the deed of said corporation, by its authority.

Notary Public

County, Wisconsin

My Commission Expires

IN WITNESS WHEREOF, Midland States Bank has caused these presents to be signed by_____

_, Notary Public, _

CONSENT OF CORPORATE MORTGAGEE:

Midland States Bank a Illinois corporation duly organized and existing under and by virtue of the laws of the State of Wisconsin, mortgagee of the above described land, does hereby consent to the surveying, dividing, mapping and dedication as presented on this subdivison and further consents to the above certified owners.

_, and its corporate seal to be hereunto affixed this ____ day of _____

STATE OF ILLINOIS)

COUNTY) SS)

Personally came before me this ____ day of ______, 20 _____, to me known to be the person who executed the foregoing instrument as such,by its authority.

VILLAGE BOARD APPROVAL CERTIFICATE:

Approved that the Plat of VISTA RUN V, in the Village of Sussex,

is hereby approved by the Village Board.

All conditions have been met as of the _____ day of _____, 20___.

Anthony J. LeDonne, Village President

Date:_____ Signed_____

Jennifer Moore, Village Clerk

PLAN COMMISSION APPROVAL CERTIFICATE:

APPROVED, that the Plat of VISTA RUN V, in the Village of Sussex, is hereby approved by the Plan Commission.

Approved as of the ______ day of ______, 20___.

Date:_____ Signed______
Anthony J. LeDonne, Chairperson

Date:_____ Signed______
Jennifer Moore, Village Clerk

CERTIFICATE OF VILLAGE TREASURER:

STATE OF WISCONSIN)
WAUKESHA COUNTY) SS

I, Jennifer Moore, being duly elected, qualified and acting Treasurer of the Village of Sussex, do hereby certify that the records in my office show no unredeemed tax sales and no unpaid taxes or special assessments as of ______ affecting the lands included in the plat of Vista Run V.

ate _____ Treasurer-Jennifer Moore

CERTIFICATE OF COUNTY TREASURER:

STATE OF WISCONSIN)
WAUKESHA COUNTY) SS

I, Pamela Reeves, being duly elected, qualified and acting Treasurer of WAUKESHA County, do hereby certify that the records in my office show no unredeemed tax sales and no unpaid taxes or special assessments as of _____ affecting the lands included in the plat of Vista Run V.

Date _____ Waukehsa County Treasurer - Pamela Reeves

SURVEYOR:
KEITH A. KINDRED, PLS S-2082
SEH, INC.
501 MAPLE AVE.
DELAFIELD, WI 53018
(414) 949-8919
KKINDRED@SEHINC.COM

SURVEY FOR:
VISTA RUN, LLC
NEUMANN COMPANIES INC.
N27W24025 PAUL CT.
STE 100
PEWAUKEE, WI 53072
262-542-9200

