

MEMORANDUM

To: Patty Meroni, Roads & Bridges Chair
Robert Kosin, Village Administrator

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Date: December 14, 2012

Re: 3 Braeburn Lane Easement

At the Village Board meeting of Wednesday, December 19, 2012 consideration will be given to authorize acceptance of a drainage easement covering a portion of the property at 3 Braeburn Lane, located at the southwest corner of Spring Creek Road and Braeburn Lane. This property was formerly owned by Bud Klein, a former Village trustee in charge of Roads & Bridges. A storm sewer was constructed running through the property from north to south to address frequent flooding issues at the adjacent intersection. In 1993 the ten acres at this location were part of a two lot subdivision. A formal easement was not created at that time, but in recognition of the importance of the storm sewer to the drainage of the Spring Creek- Braeburn Road intersection, a notation was placed on the plat that reads as follows: *“The current drainage patterns, including the storm sewer on Lot 1 cannot be changed without review and approval by the Village engineer.”*

In 2007 the property at 3 Braeburn Lane (Lot 1) was purchased by Matt & Carol Gensburg and they applied for a site development permit to construct a barn. Due to various site limitations, the location of the proposed barn necessitated a relocation of a portion of the storm sewer. At that time it was agreed that a drainage easement would be provided upon completion of the improvements to formalize the Village’s interest in the storm sewer. Construction was completed and an as-built engineering plan was provided earlier this year. In addition, the storm sewer has been televised to confirm that the pipe is in serviceable condition and that there is no accumulation of sediment within the line. The easement agreement has been reviewed by the Village Attorney and is being provided for execution by the Village President.

cc: Board of Trustees