

**Town of Liberty Grove
Resolution 1-19
Blight elimination in Ellison Bay**

Resolution approving the blight designation of parcels 018-02-15322813Y, and requesting an exemption pursuant to Wis. Stat. sec. 292.11(9)(e)(1m).

Whereas, the Town of Liberty Grove was authorized to acquire the above-mentioned property for the purpose of public use by its citizens and visitors to the area; and

Whereas, a Phase I environmental site assessment of the Property indicates that portions of the Property present environmental hazards or concerns, due to the presence of fuel storage tanks; the presence of paint cans the contents of which are uncertain; and

Whereas, because of the information provided by the Phase I environmental site assessment, and the fact that the Town is eligible for municipal liability exemptions through Sections 292.11 and 292.23, Wisconsin Statutes, and that the Town has obtained federal liability protection under CERCLA by conducting the Phase I assessment in accordance with U.S. EPA's "all appropriate inquiry" standards, the Town Board desires to purchase the Property from private ownership to facilitate its assessment, remediation and future public use; and

Whereas, the Town is required to hold a public hearing for information purposes to determine if property is blighted and for approval of a redevelopment plan pursuant to Section 66.1331(5)(b), Wisconsin Statutes, and to provide proper notice of this hearing to the property owners and the public; and

Whereas, a public hearing was conducted on April 17, 2019 pursuant to the provisions of Section 66.1331(5)(b) of Wisconsin Statutes; and

Whereas, the property at 11976 STH 42 can be considered blighted due to its environmental condition which impairs the desired improvements and use as public property; and

Whereas, prior to acquisition, Section 66.1331(5)(b), Wisconsin Statutes, requires that the Town Board of the Town of Liberty Grove approve the blight designation and acquisition of the property; and

Whereas, after acquisition, the Town would allow employees from Wisconsin DNR access to inspect the properties and associated records; and

Whereas, The Town recognizes that the assessment and remediation of blighted areas such as this property is an important part of protecting Wisconsin's and Liberty Grove's natural resources and helps the Town to eliminate blight and maintain safe access to its lands; therefore, it is hereby

Resolved, the parcel at 11976 STH 42 is found to be blighted within the meaning of Section 66.1331(3)(a), Wisconsin Statutes, for the following reason:

The present environmental conditions and concerns identified in the Phase I environmental site assessment and vacant and dilapidated status of 11976 STH 42 hinders the desired improvement of this parcel in the forward development of the Town as a prime destination for locals and visitors; and be it

Further resolved, the town shall take action to eliminate the blight situation and acquire the parcel, and it is

Further resolved, the Town requests assistance from Wis. DNR in complying with state and federal rules as it moves forward with the blight elimination; and be it

Further resolved, the Town shall enter into all contracts necessary to accomplish the goal of remediating this parcel.

Adopted at a properly noticed Town Board meeting on April 17, 2019.

Board members voting aye: 5 Board members voting nay: 0

I, Anastasia Bell, Clerk/Treasurer of the Town of Liberty Grove, Door County Wisconsin hereby certify that the above is a true and correct copy of a resolution which was adopted at a properly noticed meeting of the Liberty Grove Town Board on the 17th day of April 2019.

Dated this 17th day of April 2019

Anastasia Bell, Clerk/Treasurer