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Date: March 23, 2016

To: Public Works and Transportation Committee

From: Rodney Knight
Legal Counsel
Dane County Regional Airport

Subject: Amendment to Easement
Grantee: City of Madison
Location: Adjacent to the Airport near Lakeland College on Pankratz Street

The subject Amendment to Easement involves a City of Madison requested amendment to a Permanent Limited Easement for Public Sidewalk Purposes that was approved by the Public Works and Transportation Committee on November 10, 2015, as 2015 ACT-128. The Amendment to Easement corrects the legal description and depiction of the easement area contained in the original sidewalk easement document, so that the easement accurately reflects the actual as-built location of a sidewalk constructed on land adjacent to the Dane County Regional Airport, between Packers Avenue and Pankratz Road (see, Exhibit B, attached to the Amendment to Easement). A surveyor under contract to the lessee of the County owned property on which the sidewalk is located, Corben Land Development, LLC, prepared the legal description and depiction of the easement area in the original easement document, as well as the description and depiction attached to the Amendment to Easement as Exhibits A and B, respectively.

The Amendment to Easement also clarifies that the City of Madison is responsible for snow and ice removal along the entire section of sidewalk that runs along Packers Avenue (identified as a "Type I Sidewalk" in Exhibit B attached to the Amendment to Lease). As the lessee of the property on which the sidewalk is located, Corben Land Development, LLC is responsible for snow and ice removal on the portion of sidewalk that is not adjacent to Packers Avenue (identified as a "Type IV Sidewalk" in Exhibit B attached to the Amendment to Lease).

There is no consideration involved in this Amendment to Easement. Dane County Regional Airport staff has determined that it is in the best interests of Dane County and the Airport to amend the existing sidewalk easement as requested by the City of Madison.