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Date: May 27, 2015

To: Public Works and Transportation Committee

From: Rodney Knight
Legal Counsel
Dane County Regional Airport

Subject: Grant of Easement for Sidewalk Purposes
Grantee: City of Madison
Location: Adjacent to the Airport near Lakeland College on Pankratz Street

This Permanent Limited Easement for Public Sidewalk Purposes (the "Easement") involves Dane County owned land adjacent to the Dane County Regional Airport, between Packers Avenue and Pankratz Road (*see*, Exhibit B, attached to the Easement). The sidewalk is on land that is the subject of a long term lease between Corben Land Development, LLC and Dane County. The sidewalk was paid for by Corben Land Development in conjunction with its construction of the building now occupied by Lakeland College.

The Easement addresses the City of Madison's right to access the area of the sidewalk improvements for maintenance purposes, conditioned on restoration of the area in the event of damage due to maintenance activity. The easement provides that the land owner is responsible for snow and ice removal, provides that the cost of repair and replacement will be shared equally by the City and County (the snow removal and repair obligations have, in turn, been delegated to Corben Land Development, LLC, under its lease with the County), and contains airport protection clauses regarding aircraft noise and the proscription of uses that may present a hazard to aviation. Airport staff has determined that approval of this Easement is in the best interest of Dane County.