

Agent Authorization for a Chapter 30 Permit Application
for the
Burnham Canal Wetland Project
GH 3-25-2021

City of Milwaukee ("**City**") owns the property at 840R W Virginia Street, Milwaukee, WI, 53204 (TIN 427-0103-220), and the City may have ownership interests in and to portions of the bed of the Burnham Canal from the 11th St Right of Way to the east (see recital F to the Easement Agreement recorded in the Milwaukee County Register of Deeds ("**ROD**") Office at ROD Doc. No. 10679255).

As owner of property riparian to the Burnham Canal (840R W. Virginia Street), City understands it may also have rights in and to the bed of the Burnham Canal.

City understand the Milwaukee Metropolitan Sewerage District ("**District**") intends to construct a wetland in Burnham Canal and the first step is to place fill to establish a stable base for the wetland on the bed of the Burnham Canal.

District has explained that construction of the wetland base will require a permit under Wis. Stat. Chapter 30 and only property owners or their agents may apply for this permit.

The City authorizes the District to act as City's agent for the sole and limited purpose of applying to the WI Department of Natural Resources for a permit under Wis, Stat. Chapter 30 for placing fill onto the bed of the Burnham Canal for the wetland base. There will be no expense to City concerning this agent authorization or concerning the District's Burnham Canal Wetland Project.

As a condition of this agency designation, the District will complete the permit application, pay any permit fees, comply with the terms and conditions of the permit, and provide all reports, documents, or data required by the permit, all at District's expense and at no expense to City.

So long as there is no expense to City, City will cooperate with the District concerning District's fulfilling of requirements of the permit, if any, that require input from or action by City. City will not charge District for service associated with this cooperation.

If, within 5 years from the date of this document, City sells or transfers ownership of all or part of the City's property in the Burnham Canal (if any) or in an to 840R W. Virginia Street after the effective date of agency designation, then City will notify the new owner of this agent authorization and notify the District at:

Milwaukee Metropolitan Sewerage District
Attention: Patrick Elliott
260 West Seeboth Street
Milwaukee, WI 53204

District agrees to keep City informed concerning the Chapter 30 Permit application process and progress, and concerning District's Burnham Canal Wetland Project. Upon request by City, District

agrees to provide City with copies of documents associated with the Permit application and with the Project.

Dated as of _____, 2021.

<p>CITY OF MILWAUKEE</p> <p>By: _____ Mayor Tom Barrett</p> <p>CITY CLERK</p> <p>_____</p> <p>James Owczarski, City Clerk</p> <p>Countersigned:</p> <p>_____</p> <p>Aycha Sawa, Comptroller</p> <p>City Common Council Resolution File No.</p> <p>_____</p> <p>Milwaukee City Attorney Approval</p> <p>Gregg Hagopian, a member in good standing of the State Bar of Wisconsin, hereby approves the signatures of the Milwaukee representatives above per MCO 304-21.</p> <p>By: _____ GREGG HAGOPIAN Assistant City Attorney State Bar No. 1007373</p>	<p>MILWAUKEE METROPOLITAN SEWERAGE DISTRICT</p> <p>By: _____ Kevin L. Shafer, P.E., Executive Director</p> <p>APPROVED by District Legal Dept.</p> <p>By: _____</p> <p>Name Printed: _____</p> <p>Title: _____</p> <p>State Bar No. _____</p>