



## Legislation Text

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**File #: 170036, Version: 0**

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170036  
ORIGINAL

THE CHAIR

Resolution authorizing the Commissioner of Public Works to execute a Maintenance Covenant document between the City of Milwaukee and Milwaukee Metropolitan Sewerage District requiring the City of Milwaukee to keep, preserve, and maintain the green infrastructure located along South Kinnickinnic Avenue between East Lincoln Avenue and East Morgan Avenue, in the 14<sup>th</sup> Aldermanic District.

This resolution authorizes the Commissioner of Public Works to execute a Maintenance Covenant document titled Green Infrastructure Ten-Year Maintenance Covenant for Trees and Silva Cells® at Multiple Locations along Kinnickinnic Avenue. The Maintenance Covenant requires the City of Milwaukee to keep, preserve, and maintain green infrastructure along South Kinnickinnic Avenue between East Lincoln Avenue and East Morgan Avenue.

Whereas, Stormwater pollution control is an important component of the City of Milwaukee's (City) storm water management regulations and the City's stormwater permit with the Wisconsin Department of Natural Resources (DNR); and

Whereas, Nonpoint sources such as roadways have been recognized as the primary source of environmental pollution by discharging polluted runoff directly into the local streams and water bodies, threatening natural habitat and species; and

Whereas, In 2013, the City was awarded a Green Infrastructure Partnership Program Grant from Milwaukee Metropolitan Sewerage District (MMSD); and

Whereas, In 2016 the City was awarded a Green Solutions for Separate Infrastructure and Sewer Separation Grant from MMSD; and

Whereas, The grant funds allowed green infrastructure consisting of stormwater trees and proprietary sub-surface storm water management systems (Silva Cells®) to be installed at various locations along South Kinnickinnic Avenue; and

Whereas, The funding agreements for said grants stipulated that, in order for the MMSD to reimburse the City of the cost of the project, the City shall execute a maintenance covenant in favor of MMSD; and

Whereas, MMSD has drafted said covenant which shall be in effect for a period of ten years; now, therefore, be it

Resolved, That the Commissioner of the Department of Public Works is authorized to execute Green Infrastructure Ten-Year Maintenance Covenant in favor of Milwaukee Metropolitan Sewerage District for the maintenance of green infrastructure along South Kinnickinnic Avenue between East Lincoln Avenue and East Morgan Avenue, said Covenant being attached to this Common Council Resolution File Number 170036 and incorporated in this resolution by reference as though set forth in full.

Department of Public Works  
Infrastructure Services Division  
Environmental Engineering Section  
Anthony Jazdyk  
April 6, 2017