

Resolution amending the Declaration of Protective Covenants for the La Crosse International Business Park with respect to Lot 4.

RESOLUTION

WHEREAS, the City of La Crosse received a request from Justin and Heather Yahnke, property-owners for Lot 4, to amend the Declaration of Protective Covenants in regards to Section 4, Item C, BUILDING SETBACKS; and

WHEREAS, the Wisconsin Department of Transportation (WisDOT) has a 50ft setback from the North property line on Lot 4 and this setback requires that no improvements be made to the property in that area; and

WHEREAS, given the WisDOT's 50ft setback on the North property line combined with the current 40ft setback on the South property line required by the Covenants, the developable land on Lot 4 is very limited; and

WHEREAS, the City exhausted all means to reduce WisDOT's 50ft setback; and

WHEREAS, the City approved Resolution 21-1583 adding .3 acres to Lot 4 from the neighboring outlot to make Lot 4 more viable for development; and

WHEREAS, the Lot 4 property-owners have redrafted site plans to accommodate the WisDOT setback, incorporating the additional land in the outlot but have found it challenging without some further allowance on the setback from Berlin Drive; and

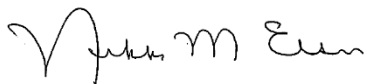
WHEREAS, the process for amending the covenants is in Section 14B, Amendment of Covenants and is outlined in the attached letter dated November 16, 2011 from the City Attorney to the International Business Park Owners; and

WHEREAS, in addition to receiving written approval from the International Business Park Owners' agents and the County of La Crosse, the vote of the City shall be determined by this resolution of the Common Council.

BE IT RESOLVED by the Common Council of the City of La Crosse that it hereby approves the amendment to the use restrictions contained in the covenants of the International Business Park with respect to Lot 4.

BE IT FURTHER RESOLVED that the Director of Planning, Development and Assessment is hereby authorized to take any and all steps to implement this resolution.

I, Nikki M. Elsen, certify that this resolution was duly and officially adopted by the Common Council of the City of La Crosse on March 10, 2022.



*Nikki M. Elsen, WCMC, City Clerk
City of La Crosse, Wisconsin*