

**VILLAGE OF CHENEQUA
RESOLUTION NO. 2023-09-11-01**

**RESOLUTION APPROVING THAT CERTAIN
RELEASE, HOLD HARMLESS AND WAIVER
FOR THE BENEFIT OF THE VILLAGE OF CHENEQUA**

WHEREAS, John Newman and JoJo Gehl (together, Mr. Newman and Mrs. Gehl) own certain property located off of State Highway 83 in Hartland, Wisconsin, commonly known as Tax Key No. CHQV0399994 (the "Property"), and a portion of the private driveway serving the Property lying in the Village of Chenequa (the "Driveway") will not meet the design standards set forth in Section 5.23(4) of the Village of Chenequa Code;

WHEREAS, Section 5.23(4) of the Village of Chenequa Code permits non-compliance with its design requirements where compliance is not practicable or where topography does not permit the same provided that the landowner acknowledges in writing that failure to comply with such requirements may hinder the provision of Village services or emergency access to the property and that the Village shall not be liable as a result thereof; and

WHEREAS, Mr. Newman and Mrs. Gehl and the Village wish to enter into the Release, Hold Harmless and Waiver in substantially the form attached hereto as Exhibit A (the "Release") for the purpose of complying with the Village of Chenequa Code.

NOW THEREFORE, BE IT RESOLVED by the Village Board of the Village of Chenequa, Waukesha County, Wisconsin, that the Village hereby authorizes the Village to enter into the Release for the benefit and protection of the Village.

Adopted this 11th day of September, 2023.

VILLAGE OF CHENEQUA

By: Jo Ann F. Villavicencio
Jo Ann F. Villavicencio
Village President

Attest:

Deanna Braunschweig
Deanna Braunschweig
Village Clerk-Treasurer

Date Adopted: September 11, 2023

Date Posted: September 12, 2023