



## PUBLIC WORKS

*Richard Paul, Jr.*  
*Director of Public Works*

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August 9<sup>th</sup>, 2024

RE: Request for ROW Indemnification Agreement for 830 Morningside Lane

To: Public Works Utilities Committee

As a result of the large snow storm event, we had this past January, the Village sustained a sizable loss of trees both in the ROW and private residences. One such area happened to be along the roadside at 830 Morningside Lane. The Village DPW removed the damaged ROW trees that were present, and in spring, the resident hired a landscape company to restore the yard and make improvements. Some of the improvements were made in the ROW and unfortunately were not compliant with the ordinance governing ROW.

As a result, a letter was sent to the resident to meet compliance with the ordinance. There was no intention on behalf of the resident to violate the ordinance but they were unaware at the time that it would be an issue based upon some existing conditions.

An onsite meeting with myself, the resident and their representative, along with the landscaper produced a reasonable solution to the move forward in order to handle grading issues, stormwater conveyance and safety.

Included with the packet is an application for a ROW Indemnification Agreement from 830 Morningside Lane. The improvements highlighted would satisfy the operations of the DPW, utilities and impact on the resident.

The resident was understanding and willing to work with the Village in a solution even though they purchased the property with the existing conditions.

Sincerely,

Richard Paul, Jr.  
Director of Public Works  
Village of Elm Grove