

*** * * NOTE CHANGE IN DATE, TIME & ROOM * * ***

**AGENDA
PUBLIC SAFETY & WELFARE COMMITTEE MEETING
Kenosha Municipal Building - Room 200
Wednesday, October 12, 2011 - 6:15 pm**

Chairman:	Jesse L. Downing	Vice Chair:	Lawrence Green
Aldersperson:	Anthony Kennedy	Aldersperson:	Michael J. Orth
Aldersperson:	Rocco J. LaMacchia, Sr.		

**Call to Order
Roll Call**

C. REFERRED TO COMMISSION

C-1 Approval of Application of Old Carco Liquidation Trust for Non-Structural Demolition Permit for Property Located at 5555-30th Avenue. *(Back-up provided per Administration)*

CITIZEN COMMENTS/ALDERMEN COMMENTS/OTHER BUSINESS AS AUTHORIZED BY LAW

IF YOU ARE DISABLED AND NEED ASSISTANCE, PLEASE CALL 653-4052 BEFORE THIS MEETING

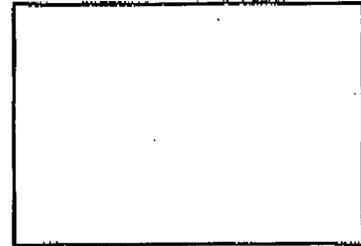
NOTICE IS HEREBY GIVEN THAT A MAJORITY OF THE MEMBERS OF THE COMMON COUNCIL MAY BE PRESENT AT THE MEETING, AND ALTHOUGH THIS MAY CONSTITUTE A QUORUM OF THE COMMON COUNCIL, THE COUNCIL WILL NOT TAKE ANY ACTION AT THIS MEETING.

C-1



City of Kenosha - Department of Community Development
625 52nd Street, Room 100, Kenosha, WI 53140
Phone: 262.653.4263, Fax: 262.653.4254

Office Use Only:



APPLICATION FOR
NON-STRUCTURAL DEMOLITION PERMIT

This document must be legible or will be returned.

Property Owner Old Carco Liquidation Trust Suite RJM I, LLC
Project Address 5555 30th Avenue, Kenosha, WI Applicant/Permittee Robert J. Manzo, Sole Manager
Project Name Kenosha Engine Plant Mailing Address 250 Pehle Avenue, Suite 105
Mailing Address c/o Capstone Advisory Group City Saddle Brook State NJ Zip 07663
250 Pehle Avenue, Suite 105
City Saddle Brook State NJ Zip 07663 Phone (201) 587-7121
Phone (201) 587-7121 Applicant/Permittee e-mail jrooney@capstoneag.com

Project Contact Person John Rooney Project Phone (201) 587-7121

Estimated cost of work to be done: N/A - Work to be done by contractors of Buyers
Project Description: Owner to auction equipment at the site and allow buyers to remove equipment purchased.

Security:

- Letter of Credit (attached hereto); or
Alternate Security (attach description of extraordinary circumstances to consider and alternate security proposed).

Proof of Insurance: attach hereto to be submitted by Licensee's Contractor(s) See Attachment

Mechanized Reduction Process Exemption Yes No

Initials

Permittee must provide to the City, and must maintain, a list of initial contractors doing work that is subject to this Non-Structural Demolition Permit, which list of contractors shall include proof of valid and subsisting policies of insurance in satisfaction of the General Operating Requirements specified in § 13.0112 of the Code of General Ordinances.

For Office Use Only:

Plan File # Zoning Review Chapter
Application Date:
Approval Date:
Date Issued: (Valid 180 days from date issued.)
Expiration Date:

I agree to comply with all applicable codes, statutes, and ordinances, and with the conditions of this permit; understand that the issuance of the permit creates no legal liability, express or implied, on the state or municipality; and, certify that all the above information is accurate. I expressly grant the building inspector, or the inspector's authorized agent, permission to enter the premises for which this permit is sought at all reasonable hours and for any proper purpose to inspect the work which is being done. See Attachment 10/3/11 Applicant Signature: [Signature]

Table with 6 columns: DESCRIPTION, PRICE PER UNIT, QTY, PLAN REVIEW SQUARE FEET, FEE, QTY. Rows include NON-STRUCTURAL DEMOLITION FEE and PLAN REVIEW FEE.



City of Kenosha
Department of Community Development
625 52nd Street, Room 100, Kenosha, WI 53140
Phone: 262.653.4263, Fax: 262.653.4254

**APPLICATION
FOR
NON-STRUCTURAL DEMOLITION PERMIT**

Project Address 5555 30th Avenue, Kenosha, WI

Please complete and submit the following:

- Non-Structural Demolition Permit application
- One (1) List of salvageable materials to be removed (See attached auction brochure)
- Plan of Activities (attach hereto)
- Project Narrative
- Identify location(s) and material for mechanized processes (i.e. shredders, grinders, crushers, etc.)
- Identify locations of dumpsters, stockpiles, or other containments (if stockpiling soil refer to Ch. 33) Land-Disturbing Erosion And Sediment Control Ordinance)
- Identify location(s) of Non-Structural Demolition Activities
- Will asbestos be disturbed or removed? Yes _____ No
- _____ If yes, documentation from Wisconsin-licensed inspection firm is required.

Note: You will be notified when your permits are ready; please do not submit payment with permit applications.

OLD CARCO LIQUIDATION TRUST

ATTACHMENT TO APPLICATION FOR NON-STRUCTURAL DEMOLITION PERMIT

1. Old Carco Liquidation Trust (as the successor in interest to Old Carco LLC (f/k/a Chrysler LLC) and its affiliated debtors and debtors in possession (collectively, the "Debtors") in cases commenced under chapter 11 of title 11 of the United States Code) (the "Liquidation Trust") will be conducting an auction (the "Auction") of the equipment and other personal property (collectively, the "Personal Property") located at the Debtors' former "Kenosha Engine Plant" located at 5555 30th Avenue, Kenosha, Wisconsin 53140 and certain related real property (the "Kenosha Engine Plant"). The Personal Property to be auctioned is described in the attached brochure.
2. The Liquidation Trust submits this attachment in support of its application (the "Permit Application") for an "umbrella permit" under Section 13.0112 of the City of Kenosha's ("Kenosha") Code of General Ordinances (as amended, the "Salvage Ordinance") and in accordance with the terms of the Stipulation and Agreed Order By and Between Old Carco Liquidation Trust, the State of Wisconsin, the City of Kenosha, Wisconsin, the United States of America and the First Lien Agent Resolving Disputes Related to the Debtors' Former Kenosha Engine Plant and Certain Related Real Property" (the "Stipulation"). Nothing in the Permit Application or this attachment is intended to, or shall, amend, modify or otherwise alter the terms of the Stipulation or the obligations of the parties thereto.
3. The Liquidation Trust will conduct (a) all commercially reasonable and customary actions necessary to market, sell, deliver and/or salvage the Personal Property (including, but not limited to, preparing for, and conducting, the Auction; and (b) any decommissioning activities necessary to prepare the Personal Property for an Auction in accordance with all applicable public health, safety, welfare, environmental and other similar laws, regulations and ordinances (including the requirements of any permits issued thereunder) of the United States, Wisconsin and Kenosha in effect from time to time (collectively, "Applicable Laws"). To the extent required by Applicable Laws, the Liquidation Trust shall protect against any additional discharges of hazardous substances or solid or hazardous waste as defined in Wis. Stats. §§ 289, 291 or 292 resulting from any Auction preparation or implementation activities.
4. Consistent with Section 13.0112.G of the Salvage Ordinance and the Stipulation, prior to any party removing Personal Property from the Kenosha Engine Plant (any such party other than the Liquidation Trust, a "Salvager") (other than the Liquidation Trust), the Liquidation Trust shall provide proof that such Salvager maintains insurance policies as provided by that Section, as amended, to Kenosha, provided that, consistent with Subparagraph 13.0112.G.5.c of the Salvage Ordinance, and the Stipulation any Salvager of Personal Property shall not be required to maintain any insurance coverage of the type described in such Subparagraph. Consistent with Section 13.0112.G of the Salvage Ordinance and the Stipulation, the Liquidation Trust shall maintain, keep current and provide to Kenosha a list of all Salvagers doing work subject to the permit sought in this application.
5. In light of the extraordinary circumstances set forth in the Stipulation (among other things, the agreement to abandon the Kenosha Engine Plant to Kenosha or other Transferee), the Liquidation Trust submits that an alternate form of security to the letter of credit required by the Salvage Ordinance is appropriate. The Liquidation Trust submits that the alternate security specified in

the Stipulation (i.e., the creation of a salvage reserve, initially in the amount of \$500,000, and then increased to \$1 million, to secure the compliance of the Liquidation Trust and all Salvagers with Applicable Laws) satisfies the requirements of the Salvage Ordinance under such circumstances.

6. Consistent with the Salvage Ordinance and the terms of the Stipulation, the Liquidation Trust shall grant Kenosha reasonable access to the Kenosha Engine Plant for the sole purpose of monitoring the compliance of the Liquidation Trust, a Salvager and/or their respective agents and contractors with the Salvage Ordinance, provided that (a) Kenosha shall cooperate with the Liquidation Trust to ensure that the timing of such access to the Kenosha Engine Plant shall not conflict with, interfere with or delay the salvage actions contemplated by this application and (b) Kenosha shall provide the Liquidation Trust with no less than five business days' notice of any such proposed access.
7. The Liquidation Trust anticipates that that the Personal Property removal process will require trucks and cranes and other such equipment throughout the Kenosha Engine Plant. The Liquidation Trust does not anticipate that equipment such as shredders, grinders, crushers will be utilized in connection with the removal of the equipment.
8. The Liquidation Trust does not anticipate the salvage actions described in this application will require the use of dumpsters, stockpiles or other containments beyond those currently in use at the Kenosha Engine Plant.