



**Office of the City Manager**

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September \_\_, 2023

Becker & Bolton, LLC  
Attention: Ben Bolton  
3649 Westminster Road  
Janesville, WI 53546

Re: Property Located at 501 Prospect Drive, City of Whitewater (Tax Parcel 292-0515-3434-001)

Dear Mr. Bolton:

Pursuant to the terms of the Development Agreement entered into by and between Becker & Bolton, LLC (Developer) and the City of Whitewater (City) dated May 22, 2023 (Agreement), Developer is required to commence construction of commercial buildings to provide leasable spaces for local business tenants (Project) of not less than 1,100 square feet each upon the property located at 501 Prospect Drive in the City of Whitewater (Facility) with actual development commencing July 31, 2023 and reaching full completion and issuance of final occupancy no later than December 31, 2025.

As of this date, the City finds no evidence of any construction on the property other than installation of a silt fence. Further, the City finds no evidence that any permits have been requested from either the City of Whitewater or the State of Wisconsin Department of Safety and Building Services – Division of Industry Services. The incentives you received from the City under the terms of the Agreement are directly tied to performance thereunder.

The City considers you to be in default under the Agreement and is requesting that you submit a letter at your earliest convenience updating the status of the Project specifying a date on which you expect to commence construction, including a request for an extension of the construction deadline for consideration by the Common Council.

If you have any questions regarding the above, please contact the undersigned.

Sincerely,

John Weidl  
City Manager