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4 **A RESOLUTION**

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7 Authorizing the County Executive and the County Clerk to sign the City of  
8 Milwaukee petition on behalf of Milwaukee County for vacating a portion of the  
9 alley at 1726-28 E. North Avenue in the City of Milwaukee, County of Milwaukee,  
10 State of Wisconsin  
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13 WHEREAS, the City of Milwaukee was approached by Robert F. Tambellini  
14 and Jack H. White of 1726-28 E. North Avenue with a request to vacate a portion of  
15 the alley west of their property; and  
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17 WHEREAS, Milwaukee County has been asked to join in the petition to  
18 vacate the alley as, upon completion of the alley vacation, the County will own a  
19 piece of former railroad right-of-way that is adjacent to the Oak Leaf Bike Trail and  
20 under the alley that is proposed to be vacated; and  
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22 WHEREAS, when vacated, ownership of a 7' wide section of the west side of  
23 the alley that is adjacent to the parkland would normally revert back to Milwaukee  
24 County; and  
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26 WHEREAS, because the 7' wide section has long been used as an alley and  
27 was never used for park purposes, the Department of Parks, Recreation and Culture  
28 does not wish to accept this land for park purposes and it is of no other use to  
29 Milwaukee County for now and in the future; and  
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31 WHEREAS, Robert F. Tambellini and Jack H. White wish to own the entire  
32 portion of the alley to be vacated including the 7' section adjacent to the parkland  
33 and have agreed to assume all expenses resulting from the alley vacation; and  
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35 WHEREAS, because the land likely has little or no value and the cost to  
36 prepare the necessary legal documents would cost more than the land is worth,  
37 Milwaukee County agrees to give up ownership of this parcel and will convey by  
38 quit claim deed the land directly to Robert F. Tambellini and Jack H. White  
39 immediately upon its reversion back to Milwaukee County; now, therefore,  
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41 BE IT RESOLVED, that the Milwaukee County Board of Supervisors does  
42 hereby authorize the County Executive and the County Clerk to sign the City of  
43 Milwaukee petition on behalf of Milwaukee County for vacating a portion of the  
44 alley at 1726-28 E. North Avenue in the City of Milwaukee, County of Milwaukee,  
45 State of Wisconsin; and

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BE IT FURTHER RESOLVED, that the County Executive and the County Clerk are hereby authorized to convey by quit claim deed the said land reverting back to Milwaukee County after the alley vacation to Robert F. Tambellini and Jack H. White; and

BE IT FURTHER RESOLVED, that as a condition of Milwaukee County signing the petition for vacating the said alley, Robert F. Tambellini and Jack H. White will be responsible for all costs associated with the alley vacation and quit claim deed.

**FISCAL NOTE:** Vacation of the alley will not require an expenditure of tax levy. The 7' wide section that would revert back to Milwaukee County likely has little or no value and the cost to prepare the necessary legal documents would cost more than the land is worth. Therefore, Milwaukee County will convey the land to Robert F. Tambellini and Jack H. White for only the cost of processing the quit claim deed.

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