

September 28, 2006

To the Public Works Committee

Subject: Common Council Resolution File Number 990179

Dear Honorable Members:

Returned herewith is Common Council Resolution File 990179, which amends a special privilege for change of ownership to Old World Third Street Organization and allows for the placement of benches, trash cans, and moveable planters in the public right-of-way of Old World Third Street between West State Street and West Juneau Avenue.

Downtown Third Street Advancement Association requested a special privilege for moveable planters, waste baskets, aluminum signs, gas lamps and electrical conduits in the right-of-way of Old World Third Street. Permission for these items was granted in 1985 under Common Council Resolution Number 74-512-b. Subsequently, Downtown Third Street Advancement Association became Old World Third Street Organization and several items were removed from the public right-of-way, including the gas lamps, the original moveable planters, and the original wastebaskets. The electrical conduits were included in a special privilege granted to Mader's Restaurant and, thus, are not included in the attached special privilege resolution. The new benches, planters, and trashcans have been installed since 1999, replacing the previously existing items.

Site visits revealed that the aluminum signs have been removed from the public right-of-way and replaced with cloth banners. The Department of Public Works presently has a permit process that allows the hanging of cloth banners on streetlight poles. For this reason, the banners found during site visits to Old World Third Street are not included in the attached special privilege resolution. Old World Third Street Organization has been made aware of the permit process for cloth banners and has been asked to acquire the appropriate permits for said banners.

The petition for this amending special privilege also included a request for installation of brick pavers in the public right-of-way. Research into City records has found that all of the existing brickwork on Old World Third Street between West Juneau Avenue and West State Street, except for two driveways abutting the Usinger's factory, are owned and maintained by the City of Milwaukee. Permission for the two brick driveways,

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which extend into the paved sidewalk area, was granted to Fred Usinger Inc. in 1983 under Common Council Resolution File Number 83-515. For these reasons, brick pavers are not included in the attached special privilege resolution.

We are not aware that the presence of said items has had or will have an adverse effect on the general use of the public right-of-way. We have, therefore, prepared the attached special privilege resolution, which, if adopted, will change the name of the grantee to Old World Third Street Organization and will formally allow new trashcans, benches, and moveable planters.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Jeffrey J. Mantes
Commissioner of Public Works

Martin G. Collins
Commissioner
Department of Neighborhood Services

MDL:lja
Attachment.

c: Alderman Robert Bauman