

October 7, 2003

To the Public Improvements Committee

Subject: Common Council Resolution File Number 021046

Dear Honorable Members:

Returned herewith is Common Council Resolution File Number 021046, being a request by AJM Enterprises, LLC for an amendment to a special privilege granted to Doran Enterprises, Inc. to maintain a 30-foot wide backup driveway (10-foot wide driveway adjacent to a 20-foot wide public alley) on the north side of West Montana Street for the premises at 2779 South 34th Street. The driveway is located approximately 134.5 feet west of the westline of South 34th Street.

During a routine field investigation in 1986, when West Montana Street was being paved, it was discovered that the then driveway was serving Doran Enterprises, Inc. and was being used for the periodic loading and unloading of vehicles, which generally obstructed the 15-foot wide public sidewalk area and on occasion, a portion of the north-south 20-foot wide public alley and a portion of the 30-foot wide roadway of West Montana Street. The existing 30-foot wide backup driveway (10-foot wide private drive adjacent to and abutting a 20-foot wide public alley) is located on the north side of West Montana Street, centered approximately 134.5 feet west of the westline of South 34th Street. While this activity had been carried on in this manner for a number of years and is essential to business operations due to the size and/or weight of some of the delivery items, continued use of the backup driveway was only legally to be permitted by the adoption of a special privilege. As noted at that time it appeared that the continued use of the existing facility would have a minimal effect on the general use of the public way. The then owners were informed and subsequently applied for and obtained said special privilege under Common Council Resolution File Number 86-534, that was adopted on July 29, 1986. The present request is to change the name of the grantee of the special privilege to AJM Enterprises, LLC for the continued existence of the backup driveway in the public right-of-way.

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We are not aware that the use and maintenance of the backup driveway has had an adverse effect upon the pedestrian usage of the public right-of-way in this area. We have, therefore, prepared the attached resolution which, if adopted, would change the name of the grantee of the special privilege and continue to allow the backup driveway to occupy the right-of-way of West Montana Street.

Very truly yours,

Jeffrey S. Polenske, P.E.
City Engineer

Mariano A. Schifalacqua
Commissioner of Public Works

Martin G. Collins
Commissioner
Department of Neighborhood Services

JJM:cjt
Attachment