

September 4, 2002

To the Public Improvements Committee

Subject: Common Council Resolution File Number 020482

Dear Honorable Members:

Returned herewith is Common Council Resolution File Number 020482, being a request by Larry Pachefsky for a special privilege to install, use and maintain an excessive door swing projection encroaching into the public right-of-way of North Water Street, abutting the building at 767 North Water Street.

The request is to install, use and maintain an excessive door swing encroachment, which is centered approximately 129 feet north of the northline of East Mason Street and that projects, when fully open, 3.5 feet into the 15-foot wide west sidewalk area of North Water Street. This is greater than the 12-inches allowable by Section 245-4-8 of the Milwaukee Code of Ordinances. This building has been vacant for a very long time and is now being renovated apparently for commercial on the first floor with residential on the upper two floors. The plan submitted for the renovation indicates that at the rear of the building there is an existing set of double doors that swing out. The doors are to be replaced with new doors. The rear of the building abuts another public right-of-way called North Front Street. Therefore, these doors have had and will have an excess right-of-way encroachment. Permission for this to continue will be included with the front door encroachment.

During our field viewing, Mr. Pachefsky appeared. He indicated that he had been considering the placement of a small movable planter or similar functioning item on North Water Street abutting the building on either side of the door so as to alert/protect the through pedestrians particularly when the door was being opened from the inside. After being told that if he decided later to do that, that an amending fee would be necessary, he asked that we include permission at this time, which is herewith included.

We are not aware of any adverse effects that the North Water Street door swing projection will have on the general use of the public right-of-way. We are not aware of

any adverse effects that the North Front Street door swing projections have had on the general use of that right-of-way, which up until 2 years ago had a typical 5-foot wide (raised) sidewalk abutting

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the building. Now the roadway pavement and sidewalk pavements are generally on one plane. This roadway is one-way (northbound) and alley type in nature for service access to abutting buildings and 1 small parking structure. Pedestrians generally can and do walk in the roadway as well as the "walks". We have, therefore, prepared the attached special privilege resolution, that, if adopted, would allow the excess of the door swings into the public rights-of-way.

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  
020482