

July 6, 2005

To the Public Improvements Committee

Subject: Common Council Resolution File Number 050121

Dear Honorable Members:

Returned herewith is Common Council Resolution File Number 050121, being a petition from Caffeine Factory, LLC for a special privilege to keep and maintain three moveable planters in the public right-of-way of North 5th Street for the building at 422 North 5th Street.

The applicant is requesting permission to keep and maintain three moveable planters in the east, 15-foot wide sidewalk area to beautify the area in front of its building. Said planters are all 4 feet long, 1 foot wide and 2 feet 6 inches tall and project approximately 1 foot 2 inches into the public right-of-way. The planters are centered approximately 10, 19 and 35 feet south of the southline of the east-west alley in the block bounded by West Clybourn Street, West St. Paul Avenue, North 4th Street and North 5th Street.

A site visit revealed the main entrance to the building at 422 North 5th Street has an excess door swing projection that, when fully open, projects 3 feet into sidewalk area of North 5th Street, which is in excess of the 12 inches allowed per Sec. 245-4-8 of City of Milwaukee Code of Ordinances. Said door swing is centered approximately 27 feet south of the southline of the east-west alley in the block bounded by West Clybourn Street, West St. Paul Avenue, North 4th Street and North 5th Street.

We are not aware that said planters and excess door swing projection has had 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 allow said planters and excess door swing to continue to occupy the public right-of-way.

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:cjt
Attachment