



Legislation Details (With Text)

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Type: Resolution **Status:** Passed
File created: 10/23/2007 **In control:** JUDICIARY & LEGISLATION COMMITTEE
On agenda: **Final action:** 11/21/2007
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Title: Substitute resolution authorizing the return of real estate located at 2035 S. 12th St., in the 12th Aldermanic District to its former owner upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate. (James Olejniczak)

Sponsors: THE CHAIR

Indexes: IN REM JUDGMENTS

Attachments: 1. Fiscal Note, 2. Request for Vacation of In Rem Judgment, 3. Outstanding Taxes Letter, 4. Letter from Department of Neighborhood Services, 5. Response from Dept of City Development

Date	Ver.	Action By	Action	Result	Tally
10/23/2007	0	COMMON COUNCIL	ASSIGNED TO		
10/24/2007	1	CITY CLERK	DRAFT SUBMITTED		
10/29/2007	1	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
11/5/2007	1	JUDICIARY & LEGISLATION COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	4:0
11/21/2007	1	COMMON COUNCIL	ADOPTED	Pass	14:0
12/4/2007	1	MAYOR	SIGNED		

070893
SUBSTITUTE 1
THE CHAIR

Substitute resolution authorizing the return of real estate located at 2035 S. 12th St., in the 12th Aldermanic District to its former owner upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate. (James Olejniczak)

Permits return of property owned by the City under conditions imposed by s. 304-50, Milw. Code of Ordinances

Whereas, The property located at 2035 S. 12th St., previously owned by James Olejniczak, has delinquent taxes for 2005-2006 and was foreclosed upon pursuant to Sec. 75.521, Wis. Stats., and a fee simple absolute was obtained in favor of the City of Milwaukee dated August 13, 2007; and

Whereas, James Olejniczak would like to reclaim said property by paying all City and County real estate taxes, plus accrued interest and penalties to date of payment, and all costs as sustained by the City in the foreclosing and management of said property since August 13, 2007; and

Whereas, James Olejniczak has agreed to pay all related city charges up until the point that the property is returned, as well as all charges and conditions which are detailed in the letters submitted by the Department of

Neighborhood Services, Department of City Development, the Health Department and the Treasurer's Office, as though set forth in this resolution; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that in order to return the property at 2035 S. 12th St., a cashier's check must be submitted in the amount indicated by the City Treasurer within forty-five (45) calendar days of the adoption of this resolution; and, be it

Further Resolved, That the City Attorney is then authorized to enter into a stipulation with the former owner to reopen and vacate the City's judgment in Milwaukee County Circuit Court Case No. 07CV004412 known as the 2007-01 In Rem Parcel 358, securing the court's order and recording said order with the Milwaukee County Register of Deeds; and, be it

Further Resolved, That if the above delinquent taxes, interest, and penalties are not paid within forty-five (45) calendar days of the adoption of this resolution, this process becomes null and void.

CC-CC/LME