



Legislation Details (With Text)

**File #:** 021739      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**File created:** 3/25/2003      **In control:** PUBLIC WORKS COMMITTEE

**On agenda:**      **Final action:** 12/1/2009

**Effective date:**

**Title:** A substitute ordinance to grant an airspace lease to Milwaukee School of Engineering for an existing elevated running track overhang extending over the lot line of East Knapp Street, between North Market Street and North Broadway, and to declare that such an airspace lease is in the public interest.

**Sponsors:** THE CHAIR

**Indexes:** AIR SPACE LEASES

**Attachments:** 1. Air Space Lease Drawing.PDF, 2. Air Space Lease Petition.PDF, 3. Development Center Cover Letter.PDF, 4. Plat Map.PDF, 5. Fiscal note, 6. Agreement, 7. City Plan Commission Letter, 8. Letter from Special Committee on Air and Subterranean Lease Structures, 9. Hearing Notice List, 10. Notice Published on 12-17-09

Date	Ver.	Action By	Action	Result	Tally
3/25/2003	0	COMMON COUNCIL	ASSIGNED TO		
3/26/2003		PUBLIC WORKS COMMITTEE	REFERRED TO		
3/26/2003		PUBLIC WORKS COMMITTEE	REFERRED TO		
1/31/2006	0	PUBLIC WORKS COMMITTEE	REFERRED TO		
10/20/2009	1	CITY CLERK	DRAFT SUBMITTED		
11/10/2009	1	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
11/10/2009	1	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
11/10/2009	1	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
11/18/2009	1	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
12/1/2009	1	COMMON COUNCIL	PASSED	Pass	14:0
12/4/2009	1	MAYOR	SIGNED		
12/17/2009	1	CITY CLERK	PUBLISHED		

021739  
SUBSTITUTE 1

THE CHAIR

A substitute ordinance to grant an airspace lease to Milwaukee School of Engineering for an existing elevated running track overhang extending over the lot line of East Knapp Street, between North Market Street and North Broadway, and to declare that such an airspace lease is in the public interest.

In accordance with state law, this ordinance will grant an airspace lease to Milwaukee School of Engineering for an existing overhang extending over the lot line of East Knapp Street, between North Market Street and North Broadway.

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1: FINDINGS. In accordance with the provisions of s.66.0915(4), Stats., (2007-2008), the Common Council of the City of Milwaukee hereby authorizes, directs and agrees that the City of Milwaukee enter into a lease with Milwaukee School of Engineering for the purpose of enabling Milwaukee School of Engineering to use and maintain an existing elevated running track overhang extending over the lot line of East Knapp Street, between North Market Street and North Broadway, with the lowest part of that portion not less than 25.90 feet above the sidewalk area bordering East Knapp Street, and consisting of not more than 11.00 feet in width and 74.00 feet in length, and the Common Council of the City of Milwaukee hereby finds that said space above the above-described streets is not needed for street, alley or other public purposes and that the public interest will be served by such leasing inasmuch as the overhang will continue to aid in the development of the downtown area and convenience of the public.

Part 2: A copy of such lease is attached hereto and is made part of Common Council File No. 021739.

Part 3: All ordinances or parts of ordinances contravening the provisions of this ordinance are hereby repealed.

Part 4: Department of City Development, through its real estate section, shall process, with City department funds, the recording of this ordinance with the Milwaukee County Register of Deeds and shall forward the recording information complete with a final copy of the ordinance and lease to the City Engineer and the City Comptroller.

Part 5: This ordinance shall take effect and be in full force from and after its passage and publication.

TDM/tdm  
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