



Legislation Details (With Text)

File #: 181850 **Version:** 1
Type: Resolution **Status:** Passed
File created: 3/26/2019 **In control:** COMMON COUNCIL
On agenda: **Final action:** 9/24/2019
Effective date:

Title: Substitute resolution amending a special privilege to Harley-Davidson Museum LLC to construct and maintain an illuminated monument sign with appurtenant electrical wiring and to keep and maintain previously approved items in the public right-of-way for the premises at 126 North 6th Street, in the 12th Aldermanic District.

Sponsors: THE CHAIR

Indexes: SIGNS, SPECIAL PRIVILEGE PERMITS

Attachments: 1. Petition & Plans, 2. CCF 181850 Photos.pdf, 3. CCF 181850 Map.pdf

Date	Ver.	Action By	Action	Result	Tally
3/26/2019	0	COMMON COUNCIL	ASSIGNED TO		
9/11/2019	1	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	5:0
9/24/2019	1	COMMON COUNCIL	ADOPTED	Pass	15:0
10/4/2019	1	MAYOR	SIGNED		

181850
SUBSTITUTE 1
080173

Substitute resolution amending a special privilege to Harley-Davidson Museum LLC to construct and maintain an illuminated monument sign with appurtenant electrical wiring and to keep and maintain previously approved items in the public right-of-way for the premises at 126 North 6th Street, in the 12th Aldermanic District.

This resolution amends a special privilege to Harley-Davidson Museum LLC to construct and maintain an illuminated monument sign with appurtenant electrical wiring and to keep and maintain private light fixtures, signs, electrical conduits, and a sprinkler pipe, which were previously approved, for the premises at 126 North 6th Street.

Whereas, Harley-Davidson Museum LLC, the applicant, is requesting permission to construct and maintain an illuminated monument sign with appurtenant electrical wiring in front of its facility at 126 North 6th Street; and

Whereas, The applicant had previously requested, and had been granted, permission to keep and maintain several items in the public right-of-way; and

Whereas, Said monument sign with appurtenant electrical wiring may only legally encroach into the public right-of-way by granting of a special privilege resolution adopted by the Common Council; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that Common Council Resolution File Number 080173 is hereby rescinded; and, be it

Further Resolved, By the Common Council of the City of Milwaukee that Harley-Davidson Museum LLC, 500 West Canal Street, Milwaukee, WI 53203 is hereby granted the following special privileges:

- To construct and maintain an illuminated monument sign with appurtenant electrical wiring in the east sidewalk area of South 6th Street. Said 2-foot wide sign is centered approximately 25 feet west of the east line of South 6th

Street. The sign commences at a point approximately 33 feet south of the south line of West Canal Street extended and extends south 26 feet. The sign is 9 feet 4 inches tall.

2. To keep and maintain 6 private light fixtures under the 6th Street Viaduct on the bridge columns located south of the Menomonee River in the vicinity of Tracer Street, a private street. Two light fixtures are attached to each of the southern bridge columns, such that there is one light on the north side and one light on the south side of each column. One light fixture is attached to the south side of each of the northern bridge columns.
3. To keep and maintain ¾-inch steel electrical conduit to provide power to the aforementioned light fixtures. The conduit commences at the southeast bridge column and extends west approximately 54 feet underground; then extends north 67 feet along and attached to the underside of the 6th Street Viaduct; and then extends east approximately 54 feet underground to the northeast bridge column. Total length of said conduit that is attached to the 6th Street Viaduct is approximately 90 feet.
4. To keep and maintain a 1-inch diameter electrical conduit crossing under the 85-foot wide right-of-way of West Canal Street. Said conduit crosses West Canal Street at a point approximately 145 feet west of the west curblineline of North 6th Street.
5. To keep and maintain two signs denoting the clearance height available to vehicles moving under the 6th Street Viaduct. The signs are bolted into the underside of the bridge deck, one each near the east and west edges of the 6th Street Viaduct structure. Said signs are 8 feet long, 7 inches tall, and 4 inches deep.
6. To keep and maintain a 1-inch diameter sprinkler pipe crossing under the 85-foot wide right-of-way of West Canal Street. Said conduit crosses West Canal Street at a point approximately 145 feet west of the west curblineline of North 6th Street.

Said items shall be maintained or removed from the public right-of-way, at such future time as they are no longer needed, to the satisfaction of the Commissioners of Public Works and Department of Neighborhood Services.

; and, be it

Further Resolved, That this special privilege is granted only on condition that by acceptance of this special privilege the grantee, Harley-Davidson Museum LLC, shall:

1. Become primarily liable for damages to persons or property by reason of the granting of this special privilege.
2. File with the Commissioner of Public Works a certificate of insurance indicating applicant holds a public liability policy in the sum of at least \$25,000 covering bodily injury to any one person and \$50,000 covering bodily injury to more than one person in any one accident and \$10,000 covering property damage to any one owner on the area or areas included within the special privilege and naming the City of Milwaukee as an insured. The insurance policy shall provide that it shall not be cancelled until after at least thirty days' notice in writing to the Commissioner of Public Works.
3. Pay to the City Treasurer an annual fee, which has an initial amount of \$395.00. The subsequent annual fee is subject to change pursuant to the annual fee schedule in effect at the time of annual billing.
4. Whenever this special privilege is discontinued for any reason whatsoever, including public necessity whenever so ordered by resolution adopted by the Common Council not only remove all construction work executed pursuant to this special privilege, but shall also restore to its former condition and to the approval of the Commissioner of Public Works and curb, pavement or other public improvement which was removed, changed or disturbed by reason of the granting of this special privilege. Such grantee shall be entitled to no damages due to the alteration or removal for such purposes.
5. Waive the right to contest in any manner the validity of Section 66.0425 of the Wisconsin Statutes (1999), or the amount of the annual fixed fee, payable on or before July 1st of each year.

6. Put this special privilege into use within one year after approval by the Common Council of the City of Milwaukee; failing to do so in the time specified, the Commissioner of Neighborhood Services shall have the authority to seek, by resolution, revocation of said special privilege.

7. Join and continue to be a member of Digger's Hotline, the one call system that operates in the Milwaukee area, as long as there are private underground facilities in the public right-of-way as required in Section 182.0175(lm)(6) of the Wisconsin Statutes.

Department of Public Works

Administration Division

JERREL KRUSCHKE/DAWN SCHMIDT

August 30, 2019

181850