



## Legislation Details (With Text)

**File #:** 090799 **Version:** 1

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

**File created:** 10/13/2009 **In control:** PUBLIC WORKS COMMITTEE

**On agenda:** **Final action:** 5/25/2010

**Effective date:**

**Title:** A substitute ordinance to grant an airspace lease to RADR Corporation for an existing railroad bridge crossing E. Becher Street between 123 E. Becher Street and 128 E. Becher Street.

**Sponsors:** THE CHAIR

**Indexes:** AIR SPACE LEASES

**Attachments:** 1. Air Space Lease Application, 2. Letter regarding Air & Subterranean Space Leases, 3. City Plan Commission Letter.pdf, 4. Fiscal note, 5. Lease, 6. Hearing Notice List, 7. Notice Published on 6-11-10

Date	Ver.	Action By	Action	Result	Tally
10/13/2009	0	COMMON COUNCIL	ASSIGNED TO		
10/15/2009	0	PUBLIC WORKS COMMITTEE	REFERRED TO		
10/15/2009	0	PUBLIC WORKS COMMITTEE	REFERRED TO		
5/5/2010	1	CITY CLERK	DRAFT SUBMITTED		
5/7/2010	1	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
5/12/2010	1	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
5/25/2010	1	COMMON COUNCIL	PASSED	Pass	14:0
6/1/2010	1	MAYOR	SIGNED		
6/11/2010	1	CITY CLERK	PUBLISHED		

090799  
SUBSTITUTE 1

### THE CHAIR

A substitute ordinance to grant an airspace lease to RADR Corporation for an existing railroad bridge crossing E. Becher Street between 123 E. Becher Street and 128 E. Becher Street.

In accordance with state law, this ordinance will grant an airspace lease to RADR Corporation for an existing railroad bridge crossing E. Becher Street between 123 E. Becher Street and 128 E. Becher Street.

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

Part 1. FINDINGS. In accordance with the provisions of sec. 66.0915(3), Wis. Stats., (2007-2008), the Common Council of the City of Milwaukee hereby authorizes, directs and agrees that the City of Milwaukee, through the proper city officers, enter into an airspace lease with

RADR Corporation for a term of 99 years for the maintenance of an existing railroad bridge crossing E. Becher Street between 123 E. Becher and 128 E. Becher Street, and the Common Council of the City of Milwaukee hereby finds that the area described in the lease is not needed for street, alley or other public purposes and that the public interest will be served by such leasing as the structure will continue to aid in promoting commerce in the City of Milwaukee.

Part 2. Attached and made part of the Common Council File No. 090799 is a copy of such lease in substantially the same form as the lease that will be signed.

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

Part 4. The 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 force from and after its passage and publication.

APPROVED AS TO FORM

\_\_\_\_\_  
Legislative Reference Bureau  
Date: \_\_\_\_\_

Attorney

IT IS OUR OPINION THAT THE ORDINANCE  
IS LEGAL AND ENFORCEABLE

\_\_\_\_\_  
Office of the City Attorney  
Date: \_\_\_\_\_

CA  
TDM/tdm  
1050-2009-2780:155203  
02/17/2010