



Legislation Details (With Text)

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**Title:** Resolution releasing the maintenance easement located at 601 West St. Paul Avenue, 335 North 6th Street, and 315 North 6th Street in the 4th Aldermanic District.

**Sponsors:** THE CHAIR

**Indexes:** EASEMENTS, VIADUCTS, WISCONSIN DEPARTMENT OF TRANSPORTATION

**Attachments:** 1. Infrastructure Services Division Cover Letter.pdf, 2. Plat Map.PDF, 3. Fiscal Note.pdf

Date	Ver.	Action By	Action	Result	Tally
11/14/2006	0	COMMON COUNCIL	ASSIGNED TO		
11/15/2006	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
11/21/2006	0	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	5:0
12/12/2006	0	COMMON COUNCIL	ADOPTED	Pass	15:0
12/21/2006	0	MAYOR	SIGNED		

060941  
ORIGINAL  
THE CHAIR

Resolution releasing the maintenance easement located at 601 West St. Paul Avenue, 335 North 6<sup>th</sup> Street, and 315 North 6<sup>th</sup> Street in the 4<sup>th</sup> Aldermanic District.

This resolution releases the maintenance easement located at 601 West St. Paul Avenue, 335 North 6<sup>th</sup> Street, and 315 North 6<sup>th</sup> Street. The easement was recorded on September 8, 1965, Document Number 4205397, in conjunction with the construction of the former Sixth Street Viaduct and gave the City of Milwaukee rights of entry across lands owned by the Chicago, Milwaukee, St. Paul and Pacific Railroad Company (now owned by the Wisconsin Department of Transportation and Soo Line Railroad).

Whereas, Maintenance easement, Document Number 4205397, was recorded on September 8, 1965, in conjunction with the construction of the former Sixth Street Viaduct, granting the City of Milwaukee the right of entry to construct, operate, and maintain, said structure; and

Whereas, The maintenance easement is located on land currently owned by the Wisconsin Department of Transportation at 601 West St. Paul Avenue and 315 North 6<sup>th</sup> Street, and the Soo Line Railroad at 335 North 6<sup>th</sup> Street, described in detail as follows:

That part of vacated West Hinman Street, vacated Menomonee Street, Block 151, Block 141 and the vacated alley in said Block 141, of East Half of the South West Quarter of Section 29, a recorded subdivision, in the Southwest ¼ of Section 29, Township 7 North, Range 22 East, described as follows: Commencing at a point in the dock line of the left bank of the Menomonee River, established per Ordinance 702, Common Council File No. 67-2150, adopted on November 14, 1967, said point

lying 35.00 feet west of, as measured normal to, the east line of said ¼ Section; thence North 86° 44' 42" West, along said dock line, 3.79 feet to a point; thence North 4° 58' 54" West 140.66 feet to a point; thence North, parallel to the east line of said ¼ Section, 171.27 feet to a point; thence North 6° 49' 19" West 110.02 feet to a point in the present south line of West St. Paul Avenue; then South 89° 54' 43" East, along said present south line, 7.00 feet to a point in the northwesterly extension of the westerly line of Lot 4 in Block 141 of said subdivision; thence Southwesterly, along said northwesterly extension, to a point in the southerly line of vacated West Hinman Street; thence Northeasterly, along said southerly line to a point lying 35.00 feet west of, as measured normal to, the east line of said ¼ Section; thence Southerly, parallel to said east line, to a point of commencement.

; and

Whereas, The former Sixth Street Viaduct no longer exists and the City, therefore, has no need to retain the maintenance easement; and

Whereas, Milwaukee Intermodal Partners, LLC has requested that this maintenance easement be released so that the Amtrak Station redevelopment can proceed at this location without any unnecessary encumbrances on the land; and

Whereas, Maintenance easements for the new Sixth Street Viaduct have already been acquired and recorded against the adjacent lands; now, therefore, be it

Resolved, That the Common Council of the City of Milwaukee, hereby releases the maintenance easement, Document Number 4205397, as recorded on September 8, 1965, located at 601 West St. Paul Avenue, 335 North 6<sup>th</sup> Street, and 315 North 6<sup>th</sup> Street as described above; and, be it

Further Resolved, That the City Engineer is hereby authorized and directed to have a certified copy of this resolution recorded in the office of the Milwaukee County Register of Deeds.

Department of Public Works  
Infrastructure Services Division  
CSL:CTC:amh  
November 6, 2006

Reso Rleas Maintnc Agrem W St. Pau & N 6th 11-2006 .rtf