



Legislation Text

File #: 090464, **Version:** 1

090464

SUBSTITUTE 1

503587

Special Privilege 369

THE CHAIR

A substitute ordinance granting a subterranean space lease to MillerCoors, LLC to occupy and maintain an existing underground tunnel across and beneath West State Street in the vicinity of 4002 W. State Street in the 15th Aldermanic District in the City of Milwaukee, replacing and superseding existing Special Privilege No. 369 (Common Council File No. 503587).

In accordance with state law, this ordinance will grant a subterranean space lease to MillerCoors, LLC to continue occupying and maintaining an existing underground tunnel across and beneath West State Street in the vicinity of 4002 W. State Street, approximately 116 feet east of North 41st Street. The lease will replace and supersede Special Privilege No. 369 (Common Council File No. 503587) previously granted for this tunnel.

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

Part 1. FINDINGS. In accordance with the provisions of § 66.0915(4), 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 officials, enter into a lease with MillerCoors, LLC for an underground tunnel across and beneath West State Street in the vicinity of 4002 W. State Street consisting of a tunnel approximately six feet wide and seven feet high, approximately 116 feet east of North 41st Street, and the Common Council of the City of Milwaukee hereby finds that such subterranean space is not needed for street, alley or other public purposes and that the underground tunnel will continue to serve the public interest in promoting industry in the City of Milwaukee.

Part 2. Attached and made part of Common Council File No. 090464 is a copy of the 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 All ordinances or parts of ordinances contravening the provisions of this ordinance are hereby repealed.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
1029-2008-2423:148505
7/29/2009