



Legislation Text

File #: 030443, Version: 2

030443
SUBSTITUTE 2

THE CHAIR

Substitute resolution to vacate a portion of the alley in the block South of West Garfield Avenue between North Bremen Street extended and North Weil Street extended, in the 6th Aldermanic District.

This substitute resolution vacates the above portion of alley in accordance with vacation proceedings under power granted to the City of Milwaukee by Section 62.73, Wisconsin Statutes, and Section 308-28, Milwaukee Code of Ordinances. This vacation was requested by the City of Milwaukee to eliminate encroachments of a shed used by the Children's Outing Association for storage of maintenance equipment for Kilbourn Park.

Whereas, It is proposed that a portion of the alley in the block South of West Garfield Avenue between North Bremen Street extended and North Weil Street extended be vacated pursuant to the provisions of Section 62.73, Wisconsin Statutes; and

Whereas, The Department of Public Works has been authorized and directed to prepare a coordinated report estimating all costs and benefit assessments that will be incurred with said vacation; and

Whereas, Said vacation has been reviewed in accordance with Section 308-28, Milwaukee Code of Ordinances; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that said portion of alley as indicated by Exhibit A and bound and described by:

That part of a Northeast-Southwest 15-foot wide alley as platted in Block 3 of Chas. Quentin's Subdivision, a recorded subdivision, in the Northwest 1/4 of Section 21, Township 7 North, Range 22 East, which lies between the southerly extension of the east line of Lot 11 in said Block 3, and the southerly extension of the east line of Lot 5, in said Block 3, is vacated; and, be it

Further Resolved, That upon deposit of the funds required, the Commissioner of Public Works and/or the City Engineer are authorized to implement the actions listed in the coordinated report relating to said vacation; and, be it

Further Resolved, That as provided by Section 80.32(4), Wisconsin Statutes, said vacation shall not terminate the easements and rights incidental thereto acquired by or belonging to any county, town, village or city, or to any utility or person in any underground structures, improvements or services, as enumerated or otherwise existing in said description of land above described, both easements and rights and all rights of entrance, maintenance, construction and repair with reference thereto shall continue as if said portion of alley had not been vacated.

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05/31/05