



## Legislation Text

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**File #: 000271, Version: 1**

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000271  
SUBSTITUTE 1

### THE CHAIR

Substitute resolution to vacate approximately 140.5 feet of the Eastern leg of alley and approximately 120 feet of the Southern leg of alley in the block bounded by West Historic Mitchell Street, West Maple Street, South 8th Street and South 9th Street, in the 12th Aldermanic District.

This substitute resolution vacates the above portions of alley in accordance with vacation proceedings under power granted to the City of Milwaukee by Section 66.297(1), Wisconsin Statutes, and Section 81-308-28, Milwaukee Code of Ordinances. This vacation was requested by Palermo Villa for expansion of their current facility.

Whereas, It is proposed that approximately 140.5 feet of the Eastern leg of alley and approximately 120 feet of the Southern leg of alley in the block bounded by West Historic Mitchell Street, West Maple Street, South 8th Street and South 9th Street, be vacated pursuant to the provisions of Section 66.297, 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 this proposed vacation; and

Whereas, This proposed vacation has been reviewed in accordance with Section 81-308-28, Milwaukee Code of Ordinances; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that said portions of alley, as indicated by Exhibit A, that part of the North-South 20 foot alley as platted in Block 4 of Mitchell's Subdivision, a recorded subdivision, in the Northwest 1/4 of Section 5, Township 6 North, Range 22 East, described as follows:

Commencing at the Southeast corner of Lot 20 in said Block; thence Northerly along the East Line of Lot 20, to the Northeast corner of Lot 20; thence Easterly to the Northwest corner of Lot 21 in said Block; thence Southerly, along the West Line of Lot 21, to the Southwest corner of Lot 21; thence Westerly to the point of commencement, and

All that part of the East leg of the Southerly East-West 12-foot wide alley as platted in Block 4 of Mitchell's Subdivision, a recorded subdivision, in the Northwest 1/4 of Section 5, Township 6 North, Range 22 East, described as follows:

Commencing at the Northwest corner of Lot 21 in said Block 4; thence Easterly, along the North Line of Lots 21 through 25 inclusive in Block 4, to the Northeast corner of Lot 25; thence Northerly to the Southeast corner of Lot 26 in said Block 4; thence Westerly, along the South Line of Lot 26, to the Southwest corner of Lot 26; thence Southerly to the point of commencement, are vacated; and, be it

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

Further Resolved, That as provided by Section 80.32(4), Wisconsin Statutes, such 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 portions of alley had not been vacated.

DCD:JRH:vlk

10/12/00