



Legislation Text

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File #: 141331, Version: 0

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141331  
ORIGINAL

ALD. MURPHY

An ordinance relating to requirements for vacation of an in rem judgment.

304-50-1-0 am

304-50-2 am

This ordinance amends current code requirements for submitting a written request for vacation of an in rem judgment by requiring that a request submitted by any person other than the former owner of record be consented to by the former owner. The common council may, in its discretion, waive the requirement that the former owner of record consent to the applicant's request if the common council finds that it is in the city's best interest to do so.

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

Part 1. Section 304-50-1-0 and 2 of the code is amended to read:

**304-50. Vacation of In Rem Judgment.**

1. The former owner of record >>\_<< or any person having any interest of record >>with the consent of the former owner of record<< has submitted a written request to the city treasurer on a form provided by the city treasurer to have the in rem judgment vacated. No written request to proceed under this section may be submitted for consideration to the common council ~~[[where]]~~ >>if<< any of the following ~~[[are]]~~ >>is<< true:

2. The written request ~~[[must]]~~ >>shall<< identify the property address, the property's tax key number, the name and mailing address of the applicant, and the applicant's interest in the property. >>The written request shall be consented to and signed by the former owner of record if the requester is not the former owner, unless the former owner is deceased or cannot be located following diligent search and inquiry.<< It ~~[[must]]~~ >>shall<< also include a list of all other real property in the city >>in<< which the former owner has an ownership interest. >>The common council may, in its discretion, waive the requirement that the former owner of record consent to the applicant's request if the common council finds that it is in the city's best interest to do so.<<

APPROVED AS TO FORM

Legislative Reference Bureau

Date: \_\_\_\_\_

IT IS OUR OPINION THAT THE ORDINANCE  
IS LEGAL AND ENFORCEABLE

\_\_\_\_\_  
Office of the City Attorney

Date: \_\_\_\_\_

City Attorney's Office

LRB156802-1

Teodros W. Medhin:lp

11/19/2014