



Legislation Text

File #: 021421, Version: 1

021421
SUBSTITUTE 1

THE CHAIR

Substitute resolution to vacate a portion of the East-West leg of alley South of West North Avenue between North 35th Street and North 36th Street, in the 17th 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 66.297(1), Wisconsin Statutes, and Section 81-308-28, Milwaukee Code of Ordinances. This vacation was requested by the Department of City Development to consolidate land for future sale and development of housing.

Whereas, It is proposed that a portion of the East-West leg of alley South of West North Avenue between North 35th Street and North 36th Street 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 Sections 81-116-1 and 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 the East-West 15-foot wide alley, as platted in Block 1 of Logan Park, a recorded subdivision, in the Northwest 1/4 of Section 24, Township 7 North, Range 21 East, lying between the west line of North 35th Street extended and the Northerly extension of the west line of Lot 29 in said Block 1, 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 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.

DCD:JRH:vlk
03/28/03