



Legislation Text

File #: 951042, Version: 0

951042
ORIGINAL
941119
THE CHAIR

Resolution to vacate a portion of the alley in the block bounded by South Clement Avenue, East Russell Avenue, East Seeley Street and the Chicago and Northwestern Transportation Company right-of-way, which is proposed to be vacated, in the 14th Aldermanic District. (Department of City Development)
- Analysis -

Passage of this resolution will vacate a portion of an improved street needed for the Lake Parkway freeway construction.

Whereas, A resolution directing a report on the proposed vacation was presented to the Common Council of the City of Milwaukee by the City of Milwaukee on the 7th day of November, 1994 for the vacation of Parcel No. 213, the eastern portion of the alley bounded by East Russell Avenue, South Clement Avenue, East Seeley Street and the Chicago and Northwestern Transportation Company (CNW) tracks approximately 60 feet more or less to the west of the CNW right-of-way line, in the 14th Aldermanic District (17-326); and

Whereas, A resolution directing a report on the proposed vacation was passed by the Common Council on December 20, 1994 under File No. 941119; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that the fee of \$218.00 otherwise required to be paid to the City Treasurer be and hereby is waived, and the City Treasurer be and hereby is authorized to waive said fee pursuant to Ordinance 234 of the City of Milwaukee, passed July 11, 1961; and, be it

Further Resolved, By the Common Council of the City of Milwaukee that the following described alley to-wit:

That part of the 18 foot wide alley as platted in Block 25 of Milwaukee Iron Co's. Addition, a recorded subdivision, in the Northeast 1/4 of Section 9, Township 6 North, Range 22 East, described as follows: Commencing at the Southwest corner of Lot 8 in said Block 25; thence Northeasterly, along the Southerly line of Lot 8, 56 feet to a point in the Westerly line of the Chicago and Northwestern Transportation Company right-of-way; thence Southeasterly, along said Westerly right-of-way line, to its point of intersection with the Northerly line of Lot 8 in Block 6 of Subdivision of Block 6 and Reserved Lots 1, 2 and 3 of D. S. Pryor's Addition, a recorded subdivision in said 1/4 Section; thence Southwesterly along said Northerly line, 53.96 feet to the Northwest corner of Lot 8 in said Block 6; thence Northwesterly to the point of commencement

be and the same is hereby vacated for the reason that the same is of no public utility and the public interest requires the same to be vacated; and, be it

Further Resolved, That as provided by Section 80.32(4) of the 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 street and in said description of land above described, both easements and rights and all rights of entrance, maintenance, construction and repair of entrance, maintenance, construction and repair with reference thereto shall continue as if such street had not been vacated; and, be it

Further Resolved, By the Common Council of the City of Milwaukee that the Commissioner of Public Works be and hereby is directed, within two months from the date of the adoption of this resolution, to view the aforesaid portion of said street vacated, and assess the benefits and damages accruing or arising from said vacation, and to make his report of his assessment of such benefits and damages to the Common Council of the City of Milwaukee.

DCD:BWL:mer
11/06/95/G