



Legislation Text

File #: 971398, Version: 1

971398

SUBSTITUTE 1

THE JUDICIARY AND LEGISLATION COMMITTEE

Substitute resolution authorizing the return of real estate located at 3346 N. 15th Street, in the 10th Aldermanic District of the City of Milwaukee to its former owner upon payment of all city and county tax liens and any special improvement bonds, with all interest and penalty thereon and all costs as sustained by the City in foreclosing and managing said real estate.

Permits return of property owned by the City under conditions imposed by Ordinance File Number 901739, passed by the Common Council on July 28, 1992.

Whereas, The property located 3346 N. 15th Street, tax key number 284-2108-5 previously owned by Robert P. Davis, has delinquent taxes for 1994 through 1997 and Bond TL08003 and was foreclosed upon pursuant to Sec. 75.521, Wis. Stats., and a fee simple absolute was obtained in favor of the City of Milwaukee dated November 10, 1997; and

Whereas, Robert P. Davis would like to reclaim said property by paying all City and County real estate taxes, and Bond TL08003, plus accrued interest and penalties to date of payment, and all costs as sustained by the City in the foreclosing and management of said property since November 10, 1997; and

Whereas, The Department of Building Inspection indicates currently no unabated orders exist on this property but objects to its return until all of this owner's properties have been properly recorded as required by M.C.O. 200-51.5; and

Whereas, The City Treasurer's records show outstanding 1994 through 1997 taxes, Bond TL08003, plus interest, penalties and costs; and

Whereas, The Department of City Development reports that this property is not suitable for use by a public agency or community based organization. Said property is occupied and rent has been collected and administrative costs have been incurred; and

Whereas, The Health Department reported no outstanding orders or notices, and no clean up notices have been issued against this property under Section 80-8 or 17- in 1997 or thus far in 1998. A record check of Environmental Health Technology Division files revealed outstanding lead paint abatement orders involving interior and exterior violations for both 3346 and 3346A N. 15th St. These units should not be occupied or visited by children unless the lead paint hazards have been eliminated and an inspection has been conducted by the Environmental Health Technology Division; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that in order to return the property at 3346 N. 15th Street, a cashier's check must be submitted in the amount indicated in the coordinated report summary attached to this file to the City Treasurer within forty-five (45) calendar days of the adoption of this resolution; and, be it

Further Resolved, That the City Attorney is then authorized to enter into a stipulation with the former owner to reopen and vacate the City's judgment in Milwaukee County Circuit Court Case No. 97-CV-004757 known as the 1997-2, In Rem, Parcel 45, securing the court's order and recording said order with the Milwaukee County Register of Deeds; and, be it

Further Resolved, That if the above delinquent taxes, interest, and penalties are not paid within forty-five (45) calendar days of the adoption of this resolution, this process becomes null and void.

CC CC

kmm

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