



## Legislation Details (With Text)

**File #:** 000269      **Version:** 1

**Type:** Resolution      **Status:** Passed

**File created:** 6/13/2000      **In control:** PUBLIC WORKS COMMITTEE

**On agenda:**      **Final action:** 10/10/2000

**Effective date:**

**Title:** Substitute resolution to vacate excess right-of-way between the property line and sidewalk in the block bounded by North 4th Street, West Vine Street, North 5th Street and West Reservoir Avenue, in the 6th Aldermanic District.

**Sponsors:** THE CHAIR

**Indexes:** STREET VACATIONS

**Attachments:** 1. 000269A0.DOC

Date	Ver.	Action By	Action	Result	Tally
6/13/2000	0	COMMON COUNCIL	ASSIGNED TO		
6/14/2000	0	PUBLIC WORKS COMMITTEE	REFERRED TO		
9/8/2000	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
9/12/2000	1	CITY CLERK	DRAFT SUBMITTED		
9/14/2000	0	PUBLIC WORKS COMMITTEE	HELD TO CALL OF THE CHAIR	Pass	5:0
9/25/2000	1	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
9/26/2000	1	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
9/27/2000	1	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	5:0
10/10/2000	1	COMMON COUNCIL	ADOPTED	Pass	17:0
10/19/2000	1	MAYOR	SIGNED		

000269  
SUBSTITUTE 1

### THE CHAIR

Substitute resolution to vacate excess right-of-way between the property line and sidewalk in the block bounded by North 4th Street, West Vine Street, North 5th Street and West Reservoir Avenue, in the 6th Aldermanic District.

This substitute resolution vacates the above excess right-of-way 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 Redevelopment Authority of the City of Milwaukee to allow decorative fencing and monument signage for a condominium development.

Whereas, It is proposed that excess right-of-way between the property line and sidewalk in the block bounded by North 4th Street, West Vine Street, North 5th Street and West Reservoir Avenue, be vacated pursuant to the provisions of Section 66.297, Wisconsin Statutes; 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 excess right-of-way, as indicated by Exhibit "A", bounded and described as follows:

Those parts of West Reservoir Avenue and North 5th Street in the Northeast 1/4 of Section 20, Township 07 North, Range 22 East, described as follows: Commencing at the Northeast corner of Lot 2 in Block 39 of Sherman's Addition, a recorded subdivision, in said 1/4 Section; thence Westerly, along the North Line of Lot 2, to the Northwest corner of Lot 2; thence Southerly, along the West Line of Lot 2, to the Southwest corner of Lot 2; thence Westerly, along the Westerly extension of the South Line of Lot 2, to a point lying 4 feet West of, as measured normal to, said West Line; thence Northerly, parallel to said West Line, to a point lying 4 feet North of, as measured normal to, the North Line of Lot 2; thence Easterly, parallel to said North Line, to a point in the Northerly extension of the East Line of Lot 2; thence Southerly, along said Northerly extension, to the point of commencement; and

Those parts of West Vine Street and North 5th Street in the Northeast 1/4 of Section 20, Township 07 North, Range 22 East, described as follows: Commencing at the Southeast corner of Lot 15 in Block 39 of Sherman's Addition, a recorded subdivision, in said 1/4 Section; thence Westerly, along the South Line of Lot 15, to the Southwest corner of Lot 15; thence Northerly, along the West Line of Lots 15 and 14 in said Block, to a point in the North Line of the South 1/2 of Lot 14; thence Westerly, along the Westerly extension of said North Line, to a point lying 4 feet West of, as measured normal to, said West Line; thence Southerly, parallel to said West Line, to a point lying 4 feet South of, as measured normal to, the South Line of Lot 15; thence Easterly, parallel to said South Line, to a point in the Southerly extension of the East Line of Lot 15; thence Northerly, along said Southerly extension, to the point of commencement; and

Those parts of West Reservoir Avenue, West Vine Street and North 4th Street in the Northeast 1/4 of Section 20, Township 07 North, Range 22 East, described as follows: Commencing at the Northwest corner of Lot 1 in Block 39 of Sherman's Addition, a recorded subdivision, in said 1/4 Section; thence Easterly, along the North Line of Lot 1, to the Northeast corner of Lot 1; thence Southerly, along the East Line of said Block, to the Southeast corner of Lot 16 in said Block; thence Westerly, along the South Line of Lot 16, to the Southwest corner of Lot 16; thence Southerly, along the Southerly extension of the West Line of Lot 16, to a point lying 4 feet South of, as measured normal to, said South Line; thence Easterly, parallel to said South Line, to a point lying 4 feet East of, as measured normal to, the East Line of said Block; thence Northerly, parallel to said East Line, to a point lying 4 feet North of, as measured normal to, the North Line of Lot 1; thence Westerly, parallel to said North Line, to a point in the Northerly extension of the West Line of Lot 1; thence Southerly, along said Northerly extension, to the point of commencement; and

Those parts of West Vine Street and North 4th Street in the Northeast 1/4 of Section 20, Township 07 North, Range 22 East, described as follows: Commencing at the Southwest corner of Lot 1 in Block 43 of Subdivision into Lots of Lots 1 and 4 in Block 42 and Lots 2 and 3 in Block 43 in Sherman's Addition, a recorded subdivision, in said 1/4 Section; thence Northerly, along the West Line of Lot 1, to the Northwest corner of Lot 1; thence Easterly, along the North Line of Lots 1 and 2 in said Block, to the Northeast corner of Lot 2; thence Northerly, along the Northerly extension of the East Line of Lot 2, to a point lying 4 feet North of, as measured normal to, said North Line; thence Westerly, parallel to said North Line, to a point lying 4 feet West of, as measured normal to, the West Line of Lot 1; thence Southerly, parallel to said West Line, to a point in the Westerly extension of the South Line of Lot 1; thence Easterly, along said Westerly extension, to the point of commencement, are vacated; 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 of entrance, maintenance, construction and repair with reference thereto shall continue as if said excess right-of-way had not been vacated.

DCD:JRH:vlk

09/12/00