



## Legislation Details (With Text)

<b>File #:</b>	021503	<b>Version:</b>	1
<b>Type:</b>	Ordinance	<b>Status:</b>	Passed
<b>File created:</b>	1/22/2003	<b>In control:</b>	PUBLIC WORKS COMMITTEE
<b>On agenda:</b>		<b>Final action:</b>	7/15/2003
<b>Effective date:</b>			
<b>Title:</b>	A substitute ordinance to grant an airspace lease to Gaslight Square Apartments, LLC for portions of three buildings to extend over the lot lines at 425 East Menomonee Street, 136 North Milwaukee Street and 141 North Jefferson Street, and to declare that such an airspace lease is in the public interest.		
<b>Sponsors:</b>	THE CHAIR		
<b>Indexes:</b>	AIR SPACE LEASES		
<b>Attachments:</b>	1. Letter from the Milwaukee Development Center.PDF, 2. Petition for Air Space Lease.PDF, 3. Drawing.PDF, 4. Same Drawing different portion.PDF, 5. Air Space Lease.PDF, 6. Air Space Committee Letter.PDF, 7. Fiscal Review Analysis.pdf, 8. CPC letter.pdf		

Date	Ver.	Action By	Action	Result	Tally
1/22/2003	0	COMMON COUNCIL	ASSIGNED TO		
1/22/2003		PUBLIC WORKS COMMITTEE	REFERRED TO		
1/22/2003		PUBLIC WORKS COMMITTEE	REFERRED TO		
6/24/2003	1	CITY CLERK	DRAFT SUBMITTED		
6/27/2003	1	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
6/27/2003	1	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
6/27/2003	1	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
6/27/2003	1	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
7/2/2003	1	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
7/15/2003	1	COMMON COUNCIL	PASSED	Pass	16:0
7/24/2003	1	MAYOR	SIGNED		
7/31/2003	1	CITY CLERK	PUBLISHED		

### 021503 SUBSTITUTE 1

#### THE CHAIR

A substitute ordinance to grant an airspace lease to Gaslight Square Apartments, LLC for portions of three buildings to extend over the lot lines at 425 East Menomonee Street, 136 North Milwaukee Street and 141 North Jefferson Street, and to declare that such an airspace lease is in the public interest.

In accordance with state law, this ordinance will grant an airspace lease to Gaslight Square Apartments, LLC for portions of three buildings to extend over the lot lines at 425 East Menomonee Street, 136 North Milwaukee Street and 141 North Jefferson Street.

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

Part 1: FINDINGS. In accordance with the provisions of s.66.0915(4), Stats., (1999-2000), the Common Council of the City of Milwaukee hereby authorizes, directs and agrees that the City of Milwaukee enter into a lease with Gaslight Square Apartments, LLC for the purpose of enabling Gaslight Square Apartments, LLC to construct and maintain portions of three buildings to extend over the lot lines at 425 East Menomonee Street, 136 North Milwaukee Street and 141 North Jefferson Street with the lowest part of that portion not less than 21 feet above the sidewalk areas consisting of not more than 30 feet in width, 3 feet of projection, and 35 feet in height, and the Common Council of the City of Milwaukee hereby finds that said space above the above-described streets is not needed for street, alley or other public purposes provided that the lessee meet certain conditions by the City of Milwaukee.

Part 2: The Common Council of the City of Milwaukee further finds that the public interest will be served by such leasing inasmuch as the building will continue to aid in the development of the area and convenience of the public; and that Gaslight Square Apartments, LLC will at its own expense bear the cost of any relocating, reconstructing and abandonment of private and public improvements in the street as may become necessary.

Part 3: A copy of such lease is attached to the file and is made part of Common Council File No. 021503.

Part 4: All ordinances or parts of ordinances contravening the provisions of this ordinance are hereby repealed.

Part 5: This ordinance shall take effect and be in full force from and after its passage and publication.

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  
LUB:bl:69243  
6/24/03  
1050-2003-235