



Legislation Details (With Text)

File #: 150174 **Version:** 1
Type: Resolution **Status:** Passed
File created: 5/12/2015 **In control:** COMMON COUNCIL
On agenda: **Final action:** 6/2/2015
Effective date:

Title: Substitute resolution authorizing partial release of the City of Milwaukee's Slope and Maintenance easement at located on the properties at 2240 N. Commerce Street and 1300 E. Garfield Avenue, in the 3rd Aldermanic District.

Sponsors: THE CHAIR

Indexes: EASEMENTS

Attachments: 1. Easement Release Exhibit, 2. Partial Release Agreement

Date	Ver.	Action By	Action	Result	Tally
5/12/2015	0	COMMON COUNCIL	ASSIGNED TO		
5/20/2015	0	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR ADOPTION	Pass	5:0
6/2/2015	1	COMMON COUNCIL	ADOPTED	Pass	12:0
6/11/2015	1	MAYOR	SIGNED		

150174
SUBSTITUTE 1
Ald. Kovac

Substitute resolution authorizing partial release of the City of Milwaukee's Slope and Maintenance easement at located on the properties at 2240 N. Commerce Street and 1300 E. Garfield Avenue, in the 3rd Aldermanic District.

This resolution authorizes a partial release of a Slope and Maintenance easement in the released area, which area is within parts of 2240 N. Commerce Street and 1300 E. Garfield Avenue, in the 3rd Aldermanic District. Whereas, the RiverCrest II Equity, LLC ("Developer") is undertaking a the redevelopment of the properties located at 2240 N. Commerce Street and 1300 E. Garfield Avenue including the construction of 46 residential apartments and a new location for Adventure Rock indoor rock climbing gymnasium, and in conjunction therewith, Developer has requested that the City of Milwaukee partially release the City's easement rights arising under a 1990 Slope and Maintenance easement, recorded with the Milwaukee County Register of Deeds as on February 7, 1991 document no. 6455948 and

Whereas, the portion of the Easement which the Developer has requested the City release is the portion of the easement upon which the Developer will construct a new structure; and

Whereas, the City, by its Department of Public Works with assistance from the City Attorney's Office, has reviewed the Developer's request and negotiated the Partial Release of Easement that is part of this file to accomplish the partial release of easement; now, therefore, be it

Resolved, by the Common Council of the City of Milwaukee, that the proper City officers, including the DPW Commissioner, are hereby authorized: (i) to sign the Partial Release of Easement document affecting the City's

Slope and Maintenance Easement, in the form and substance submitted to this file (or in substantially the same form and substance as submitted, and to effectuate the intent of this resolution); and (ii) to cause the same to be recorded in the Milwaukee County Register of Deeds Office.

City Attorney
City Attorney
Jeremy R McKenzie
5/12/15