



Legislation Details (With Text)

File #:	161292	Version:	1
Type:	Ordinance	Status:	Passed
File created:	1/18/2017	In control:	COMMON COUNCIL
On agenda:		Final action:	3/1/2017
Effective date:			
Title:	A substitute ordinance granting an air space lease to LKP Walkers LLC for a building facade overhanging the sidewalks for the premises at 324 S. 2nd Street in the 12th Aldermanic District.		
Sponsors:	THE CHAIR		
Indexes:	AIR SPACE LEASES		
Attachments:	1. Air Space Lease Petition, 2. Proposed airspace lease with LKP Walkers LLC, 3. Lease Exhibit A, 4. CPC presentation, 5. 161292 City Plan Commission Letter.pdf, 6. Notice Published on 3-17-17, 7. Letter from the City Plan Commission		

Date	Ver.	Action By	Action	Result	Tally
1/18/2017	0	COMMON COUNCIL	ASSIGNED TO		
2/13/2017	0	CITY PLAN COMMISSION	RECOMMENDED FOR PASSAGE AND ASSIGNED	Pass	5:0
2/13/2017	0	PUBLIC WORKS COMMITTEE	SUBSTITUTED		
2/15/2017	0	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
3/1/2017	1	COMMON COUNCIL	PASSED	Pass	15:0
3/10/2017	1	MAYOR	SIGNED		
3/17/2017	1	CITY CLERK	PUBLISHED		

161292 SUBSTITUTE 1

THE CHAIR

A substitute ordinance granting an air space lease to LKP Walkers LLC for a building facade overhanging the sidewalks for the premises at 324 S. 2nd Street in the 12th Aldermanic District. In accordance with state law, this ordinance will grant an airspace lease to LKP Walkers LLC for the purpose of constructing and maintaining building overhangs that extend over the sidewalk areas bordering South 2nd Street and West Florida Street at 324 South 2nd Street in the City of Milwaukee, 12th Aldermanic District.

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

Part 1: FINDINGS. In accordance with the provisions of sec. 66.0915(4), Wis. Stats., (2013-2014), the Common Council of the City of Milwaukee hereby authorizes, directs and agrees that the City of Milwaukee, through the proper city officers, enter into an airspace lease with LKP Walkers LLC for a term of 99 years for the purpose of allowing Lessee to construct, maintain, and use overhang structures that extend over the sidewalk areas bordering South 2nd Street and West Florida Street at 324 South 2nd Street, as described in the lease, and the Common Council of the City of Milwaukee hereby finds that the area described in the airspace lease is not needed for street, alley or other

public purposes and that the public interest will be served because the leasing of the airspace will aid in the development of the neighborhood.

Part 2. Attached and made part of Common Council File No. 161292 is a copy of such lease in substantially the same form as the lease that will be signed.

Part 3. All ordinances or parts of ordinances contravening the provisions of this ordinance are hereby repealed.

Part 4. The Department of City Development, through its real estate section, shall process, at the expense of the Lessee, the recording of this ordinance and the executed lease with the Milwaukee County Register of Deeds and shall forward the recording information complete with a final copy of the ordinance and lease to the City Engineer and the City Comptroller.

Part 5. This ordinance shall take effect and be in 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: _____

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