



## Legislation Text

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**File #: 011553, Version: 1**

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011553  
SUBSTITUTE 1

### THE CHAIR

Substitute resolution to vacate a portion of the North-South alley in the block bounded by West Center Street, West Fond du Lac Avenue, West Hickory Street, West Monroe Street and North 27th Street, in the 7th Aldermanic District.

This substitute resolution vacates the above portion of alley 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 abutting owner, Robert Wellenstein of CFSC Properties, LLC, for future development of the site for commercial use.

Whereas, It is proposed that a portion of the North-South alley in the block bounded by West Center Street, West Fond du Lac Avenue, West Hickory Street, West Monroe Street and North 27th Street be vacated pursuant to the provisions of Section 62.73, Wisconsin Statutes; and

Whereas, The Department of Public Works has been authorized and directed to prepare a coordinated report estimating all costs and benefit assessments that will be incurred with said vacation; and

Whereas, Said vacation has been reviewed in accordance with Sections 81-116-1 and 308-28, Milwaukee Code of Ordinances; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that said portion of alley as indicated by Exhibit A and bound and described by:

That part of the Northwesterly-Southeasterly 15-foot wide alley as platted in Block 4 of Subdivision of Lots 9 and 10 in Williams Subdivision, a recorded subdivision, in the Southwest 1/4 of Section 18, Township 7 North, Range 22 East, described as follows:

Commencing at the northwest corner of Lot 1 in said Block 4; thence Southeasterly along the southwesterly line of Lots 1 through 6 inclusive in said Block 4 to the most southerly corner of Lot 6; thence Southwesterly to the most easterly corner of Lot 25 in said Block 4; thence Northwesterly along the northeasterly line of Lots 25 through 31 inclusive in said Block 4 to the northeast corner of Lot 31; thence Easterly to the point of commencement, is vacated; and, be it

Further Resolved, That upon deposit of the funds required, the Commissioner of Public Works and/or the City Engineer are authorized to implement actions listed in the coordinated report relating to said vacation; and, be it

Further Resolved, That as provided by Section 80.32(4), Wisconsin Statutes, said 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 with reference thereto shall continue as if said portion of alley had not been vacated.

DCD:JRH:vlk

06/26/03