



Legislation Text

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030386
ORIGINAL
001802

ALD. JOHNSON-ODOM

Resolution removing a deed restriction from a former tax-deed vacant lot at 1839 North 5th Street, in the 6th Aldermanic District. (DCD-Real Estate)

This resolution will remove a deed restriction imposed by the City of Milwaukee that prohibits division of property and construction.

Whereas, Pursuant to Common Council File No. 001802, adopted May 8, 2001, the City of Milwaukee conveyed to Patrick A. Wilber by Quit Claim Deed dated February 18, 2003, a tax-deed vacant lot at 1839 North 5th Street that adjoined his property at 1835 North 5th Street; and

Whereas, The deed of conveyance contained restrictions that "the property herein conveyed shall be joined with the grantee's adjoining property so as to create a single parcel to be used as a unit; that said combined parcel shall not be divided without the approval of the Common Council of the City of Milwaukee; that the land herein conveyed shall be used as open space and no principal building may be erected thereon"; and

Whereas, Patrick A. Wilber conveyed the home located at 1835 North 5th Street to an individual while retaining the vacant lot for combination with 2 additional vacant lots he separately purchased for new residential construction; and

Whereas, Removal of the deed restriction is required to allow Patrick A. Wilber to commission a Certified Survey Map combining land and creating three new parcels for construction of single-family homes for sale to owner-occupants; and

Whereas, Mr. Wilber has offered an amount of \$9,375 for removal of the deed restriction, a fee which reflects the amount that would have originally been charged had the original transaction contemplated development; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee, that the proper City officials are authorized and directed to execute the necessary legal documents to remove the restrictions contained in the deed dated February 18, 2003 to allow for a Certified Survey Map and construction of three single-family homes and that the proceeds from this deed restriction removal, less a 20 percent administrative fee paid to the Redevelopment Authority of the City of Milwaukee, be credited to the Tax Deficit Fund Account No. 0001-334106.

DCD-Real Estate

SS:ss

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