



Legislation Text

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050179
SUBSTITUTE 1

ALD. PUENTE

Substitute resolution vacating the unimproved streets located generally South of West Bradley Road and East of North Granville Road, in the 9th Aldermanic District. This substitute resolution vacates the herein stated unimproved streets in accordance with vacation proceedings under power granted to the City of Milwaukee by Section 62.73, Wisconsin Statutes, and Section 308-28, Milwaukee Code of Ordinances. This vacation was requested by the Redevelopment Authority of the City of Milwaukee to consolidate land for sale to create a 57-lot single-family subdivision known as River View. Whereas, It is proposed that the unimproved streets located generally South of West Bradley Road and East of North Granville Road 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, That as provided by Section 840.11, Wisconsin Statutes, a lis pendens must be filed with the Milwaukee County Register of Deeds; and

Whereas, Said vacation has been reviewed in accordance with Section 308-28, Milwaukee Code of Ordinances; now, therefore, be it

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

West Lolita Avenue: All of West Lolita Avenue as platted in Calumet Farms Addition No. 2, Calumet Farms Addition No. 5, Calumet Farms Addition No. 6 and Calumet Farms Addition No. 7, recorded subdivisions, in the Northeast 1/4 of Section 17, Township 8 North, Range 21 East, lying between the east line of North Granville Road extended and the centerline of North 96th Court extended.

West Parkland Court: All of West Parkland Court as platted in Calumet Farms Addition No. 5, a recorded subdivision, in the Northeast 1/4 of Section 17, Township 8 North, Range 21 East, from the east line of North 99th Street extended easterly to its terminus.

West Port Avenue: All of West Port Avenue as originally platted as West Fountain Avenue in Calumet Farms Addition No. 4, a recorded subdivision, in the Northeast 1/4 of Section 17, Township 8 North, Range 21 East, from the east line of North 99th Street extended easterly to its terminus.

North 94th Street: All of North 94th Street as platted in Calumet Farms Addition No. 2, a recorded subdivision, in the Northeast 1/4 of Section 17, Township 8 North, Range 21 East, lying between the centerline of North 96th Court extended and the northerly line of said subdivision.

North 96th Street: All of North 96th Street as platted in Calumet Farms Addition No. 2, a recorded subdivision, in the Northeast 1/4 of Section 17, Township 8 North, Range 21

East, from the south lines of West Lolita Avenue and North 94th Street extended southerly to its terminus.

North 96th Court: All of North 96th Court as platted in Calumet Farms Addition No. 2 and Calumet Farms Addition No. 6, recorded subdivisions, in the Northeast 1/4 of Section 17, Township 8 North, Range 21 East, from the north lines of West Lolita Avenue and North 94th Street extended northerly to its terminus.

Pedestrian Way "A": All of a 30-foot wide pedestrian way as platted in Block 6 of Calumet Farms Addition No. 2, a recorded subdivision, in the Northeast 1/4 of Section 17, Township 8 North, Range 21 East, lying between Lots 1 and 2 of said block and from the easterly line of North 94th Street extended to the easterly line of said subdivision.

Pedestrian Way "B": All of a 20-foot wide pedestrian way as platted in Block 6 of Calumet Farms Addition No. 2, a recorded subdivision, in the Northeast 1/4 of Section 17, Township 8 North, Range 21 East, lying between Lots 5 and 6 of said block and from the east line of North 96th Street extended to the easterly line of said subdivision.

, are vacated; and, be it

Further Resolved, That a notice of pendency of said vacation has been recorded at the Milwaukee County Register of Deeds and the Commissioner of City Development may request a release of the lis pendens without Common Council action if said vacation is not approved; and, be it

Further Resolved, That the Commissioner of Public Works and/or the City Engineer are authorized to implement the 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 unimproved streets had not been vacated.

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03/23/06