



Legislation Text

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020833
SUBSTITUTE 1

THE CHAIR

Substitute resolution to vacate the East-West leg of alley in the block bounded by West Brown Street, West Lisbon Avenue, North 35th Street and North 36th Street, in the 17th Aldermanic District.

This substitute resolution vacates the above 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 Milwaukee Public Schools to support the expansion of the Westside Academy School.

Whereas, It is proposed that the East-West leg of alley in the block bounded by West Brown Street, West Lisbon Avenue, North 35th Street and North 36th 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 alley, as indicated by Exhibit A and bound and described by:

All of the alleys, as presently laid out, in the block bounded by West Brown Street, West Lisbon Avenue, North 35th Street and North 36th Street, in the Northwest 1/4 of Section 24, Township 07 North, Range 21 East, more particularly described as the South 18 feet of Lot 10 in Block 8 of Grand View Park, a recorded subdivision; the South 14 feet of Lot 17 in said Block 8; and that part of the North-South 18-foot wide alley, as platted in said Block 8, which lies between and adjacent to said portions of Lots 10 and 17, 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 alley had not been vacated.

DCD:JRH:vlk
11/07/02