



Legislation Text

File #: 990653, **Version:** 1

990653
SUBSTITUTE 1

THE CHAIR

Substitute resolution to vacate a 3-foot wide portion of right-of-way on the South Side of East Park Place, located East of North Newhall Street, in the 3rd Aldermanic District.

- Analysis -

This substitute resolution vacates the above portion of public right-of-way 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 is necessary to eliminate the encroachment of porches into the right-of-way for a 6-unit condominium development. This substitute resolution changes the request from a 4-foot wide section to a 3-foot wide section of right-of-way.

Whereas, It is proposed that a 3-foot wide portion of right-of-way on the South Side of East Park Place, located East of North Newhall Street, be vacated pursuant to the provisions of Section 66.297, Wisconsin Statutes; and

Whereas, This proposed vacation has been reviewed in accordance with Section 81-308-28, Milwaukee Code of Ordinances; now, therefore, be it

Resolved, By the Common Council of the City of Milwaukee that said portion of public right-of-way as described by:

That part of East Park Place in the Southeast 1/4 of Section 16, Township 07 North, Range 22 East, described as follows: Commencing at the Northeast corner of Lot 20 in Block 2 of The Daisy Field, a recorded subdivision, in said 1/4 Section; thence Westerly, along the north line of Lot 20, to the Northwest corner of Lot 20; thence Northerly, along the Northerly extension of the west line of Lot 20, to a point 3.00 feet Northerly of, as measured normal to, said north line; thence Easterly, parallel to said north line, to a point in the Northerly extension of the east line of Lot 20; thence Southerly, along said Northerly extension, to the point of commencement is vacated; and, be it

Further Resolved, That as provided by Section 80.32(4), Wisconsin Statutes, such 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 of entrance, maintenance, construction and repair with reference thereto shall continue as if such portion of public right-of-way had not been vacated.

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