



Legislation Text

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080261
SUBSTITUTE 1

THE CHAIR

Substitute resolution to vacate the platted right-of-way of North 27th Street from West Greves Street to Interstate Highway 94, in the 8th Aldermanic District.

This substitute resolution vacates the above right-of-way 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 will establish title of this land to the applicant.

Whereas, It is proposed that the platted right-of-way of North 27th Street from West Greves Street to Interstate Highway 94 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 62.73, 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 right-of-way as indicated by Exhibit A and bound and described by:

That part of North 27th Street in the Southeast 1/4 of Section 25, Township 7 North, Range 21 East, described as follows: Commencing at the point of intersection of the north line of West Greves Street and the west line of North 27th Street; thence Northerly, along said west line, to its point of intersection with the present southerly line of Interstate Highway 94; thence Northeasterly, along the northeasterly extension of said present southerly line, to its point of intersection with the east line of North 27th Street, said point also being in the east line of said 1/4 Section; thence Southerly, along said east line, to its point of intersection with the north line of West Greves Street; thence Southwesterly to the point of commencement is 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 the Department 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 when a money deposit is required, it must be deposited prior to implementing said actions; and, be it

Further Resolved, That as provided by Section 62.73, 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 right-of-way had not been vacated.

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07/11/08