



## Legislation Text

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**File #:** 210821, **Version:** 1

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210821  
SUBSTITUTE 1

### THE CHAIR

A substitute ordinance granting an air space lease to the Wisconsin Center District for a building overhang on North Vel R. Phillips Avenue for the premises at 405 West Kilbourn Avenue. In accordance with state law, this ordinance grants an air space lease to the Wisconsin Center District for the purpose of constructing and maintaining a building overhang over North Vel R. Phillips Avenue for the premises at 405 West Kilbourn Avenue (4th Aldermanic District). The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1: In accordance with the provisions of s. 66.0915(4), Wis. Stats., (2019-2020), the Common Council of the City of Milwaukee authorizes, directs and agrees that the City of Milwaukee, through the proper City officers, enter into an air space lease with the Wisconsin Center District for a term of 99 years for the purpose of allowing Lessee to construct and maintain a building overhang over North Vel R. Phillips Avenue for the premises at 405 West Kilbourn Avenue, as described in the lease. The Common Council further finds that the area described in the lease is not needed for street, alley or other public purposes and that the public interest will be served inasmuch as the leasing of the air space will promote the development of the downtown and the city's tourism industry.

Part 2. Attached and made part of Common Council File No. 210821 is a copy of such lease in substantially the same form as the lease that will be signed.

Part 3. All ordinances or parts of ordinances contravening the provisions of this ordinance are hereby repealed.

Part 4. The Department of City Development, through its real estate section, shall process, at the expense of the Lessee, the recording of this ordinance and the executed lease with the Milwaukee County Register of Deeds and shall forward the recording information, along with a final copy of this ordinance and the lease, to the City Engineer and the City Comptroller.

Part 5. This ordinance shall take effect and be in force from and after its passage and publication.

IT IS OUR OPINION THAT THE ORDINANCE  
IS LEGAL AND ENFORCEABLE

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Office of the City Attorney

Date: \_\_\_\_\_

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1/19/2022