



STAFF REPORT
WEST ALLIS PLAN COMMISSION
Wednesday, January 22, 2020
6:00 PM

Room 128 – City Hall – 7525 W. Greenfield Ave.

10. **Vacation and Discontinuance of a portion of unimproved S. 113 St. City right-of-way between W. Lapham St. and W. Mitchell St. requested by John Nix of Crown Enterprises, Inc.**

Overview & Zoning

The City has received a request from Crown Enterprises, Inc. property owner of land at 11218 W. Mitchell St. to vacate and discontinue a portion of unimproved City right-of-way. The applicant has indicated that the area would be utilized for expansion and other site improvements related to the industrial use on site (motor freight/truck terminal).

The Department of Development and Engineering Department does not support the requested right-of-way discontinuance as it will eliminate future right-of-way improvements for promoting a much needed future north/south (parallel) road within the Hwy 100 corridor. Both Departments would recommend hanging on to this ROW for future use.



On January 21 the Common Council will consider if the requested right-of-way vacation should proceed to a public hearing. If so, a hearing would be scheduled for March 3. Prior to a public hearing, State Statutes requires publishing a class 3 notice and personal service on abutting landowners at least 30 days before a public hearing (potentially March 3) or, if they can't be personally served, the notice needs to be mailed to them at least 30 days ahead of time. Any abutting owner can object to discontinuance by filing a written objection; it would then take a 2/3 vote by the council to override that objection. Should the Council vacate this portion of street, the abutting property owners would receive their abutting portion of land.

Recommendation: Common Council denial of the requested Vacation and Discontinuance of a portion of unimproved S. 113 St. City right-of-way between W. Lapham St. and W. Mitchell St. requested by John Nix of Crown Enterprises, Inc. on the basis that the City may develop the portion of City right-of-way for future use as a road.