

**CITY OF WEST ALLIS
RESOLUTION R-2024-0351**

**RESOLUTION APPROVING THE VACATION AND DISCONTINUANCE OF PART
OF AN ALLEY LOCATED NORTH OF W. HICKS ST. BETWEEN S. 73RD ST. AND
S. 74TH ST.**

WHEREAS, the property owner and applicant, PJF LLC, has petitioned the City and has submitted a request to vacate a portion of City alley right-of-way shown described as a 14-ft wide x 100-ft long portion of right-of-way being located north of W. Hicks St., south of the Union Pacific Rail Road, and between S. 73 St. and S. 74 St. area map attached for reference, to be considered for vacation and discontinuance; and,

WHEREAS, the applicant has indicated the reason to vacate this portion of city right of way is based within the their interest to improve properties they own on both east and west side of the alley at 1900 S. 74 St. and 1909 S. 73 St. with cross access being provided. The vacation would also reduce ongoing city public cost of maintaining an underutilized alleyway, and thereby returning the lands to taxable ownership. This is a small portion of right of way, of about 14x100-ft being located north of W. Hicks St., south of the Union Pacific Rail Road, and between S. 73 St. and S. 74 St. The property owners abutting the subject area will be sent public notice in advance of Common Council action.

WHEREAS, a resolution introducing said request was presented to the Common Council of the City of West Allis on May 7, 2024. Notice of Pendency of the resolution to vacate the aforesaid portion of right-of-way will be filed with the Register of Deeds of Milwaukee County; and,

WHEREAS, a class 3 notice and a mailing or personal service shall be served to the abutting landowner at least 30 days before the Common Council meeting on or about July 30, 2024. Abutting owners may object to discontinuance by filing a written objection; it would then take a 2/3 vote by the council to override that objection.

NOW THEREFORE, BE IT RESOLVED, that the Common Council authorized staff to proceed with publishing notice of public hearing to vacate and discontinue alley right-of-way north of W. Hicks St., south of the Union Pacific Railroad, and between S. 73 St. and S. 74 St. This project was presented to the City Plan Commission on May 29th, 2024. A Class 3 notice published in the official City newspaper on June 28, July 5, July 12, 2024. A meeting before the Common Council on July 30, 2024 at 7:00 p.m. or as soon thereafter as the matter may be heard; that a copy of the aforesaid Notice was mailed more than thirty (30) days prior to the Council meeting in the manner prescribed by the law on the owner of all of the frontage of the lots and lands abutting upon the said portion of a street proposed to be discontinued.

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of West Allis, that the Public Notice, for the Vacation and Discontinuance of a portion of City right-of-way shown and described on Y-1207 Exhibit A, which is attached for reference, be vacated, and discontinued.

SECTION 1: **ADOPTION** “R-2024-0351” of the City Of West Allis Municipal Resolutions is hereby *added* as follows:

ADOPTION

R-2024-0351(*Added*)

PASSED AND ADOPTED BY THE CITY OF WEST ALLIS COUNCIL

_____.

	AYE	NAY	ABSENT	ABSTAIN
Ald. Ray Turner	_____	_____	_____	_____
Ald. Kimberlee Grob	_____	_____	_____	_____
Ald. Chad Halvorsen	_____	_____	_____	_____
Ald. Marissa Nowling	_____	_____	_____	_____
Ald. Suzzette Grisham	_____	_____	_____	_____
Ald. Danna Kuehn	_____	_____	_____	_____
Ald. Dan Roadt	_____	_____	_____	_____
Ald. Patty Novak	_____	_____	_____	_____
Ald. Kevin Haass	_____	_____	_____	_____
Ald. Marty Weigel	_____	_____	_____	_____

Attest

Presiding Officer

Rebecca Grill, City Clerk, City Of
West Allis

Dan Devine, Mayor, City Of West
Allis