



**STAFF REPORT
WEST ALLIS PLAN COMMISSION
Wednesday, March 22, 2023
6:00 PM**

Watch: <https://www.youtube.com/user/westalliscitychannel>

9. Vacation of part of the alley North of the 7400 Block of W. Greenfield Ave.

The City has begun a process for consideration to vacate a portion public Right of Way (RoW) being part of the alley north of the 7400 block of W. Greenfield Ave. shown and legally described and identified as a map exhibit of the City of West Allis Engineering Department file no. Y-1203, which is attached hereto and incorporated within this notice.

A resolution (R-2023-0136) introducing said request was presented to the Common Council of the City of West Allis on March 7, 2023.

Prior to the public hearing scheduled for April 18, 2023, State Statutes requires publishing a class 3 notice and personal service on abutting landowners at least 30 days before a public hearing or, if they can't be personally served, the notice needs to be mailed to them at least 30 days ahead of time.

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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 decide to vacate this portion of public right-of-way, the abutting property owners would receive an abutting portion of land, and that land would be taxable.

Purpose: The vacation of RoW is being considered to reduce city maintenance and liability expense of these lands. Of note, the public derives no benefit for the land area immediately behind 7412 and 7420 W. Greenfield Ave. Nor to the west of the 7400 W Greenfield Ave. property. These private property owners have benefitted from utilizing the RoW area for storage, refuse areas and parking. At least two of the three property owners have expressed interest in the vacation. The third, Noble, has not responded to inquiries from our City Attorney's Office.

A new alley way around the part being vacated will be dedicated on or about the same time as the April 18, 2023 public hearing for the alley vacation. The city will also have also prepared a resolution dedicating a new alley way for the benefit of the public.

