

**CITY OF WEST ALLIS  
RESOLUTION R-2023-0022**

**RESOLUTION TO SCHEDULE A NOTICE OF HEARING FOR THE VACATION AND DISCONTINUANCE OF A PORTION OF PUBLIC RIGHT OF WAY ALONG S. 55TH ST. BETWEEN W. MOBILE ST. (NORTH) AND W. MOBILE ST. (SOUTH).**

**WHEREAS, THE PUBLIC INTEREST REQUIRES THAT REQUEST THAT A PORTION OF CITY RIGHT-OF-WAY SHOWN AND DESCRIBED ON EXHIBIT A MAP, WHICH IS ATTACHED FOR REFERENCE, BE CONSIDERED FOR VACATION AND DISCONTINUANCE; AND,**

**WHEREAS,** the reason to vacate is to reduce the City’s ongoing maintenance and liability expense for this section of public right of way. The WisDOT W. Beloit Rd. reconstruction project from S. 60 St. to W. Lincoln Ave. will bring the at-grade railroad crossing up to current standards including the installation of new railroad signal equipment. The railroad signal equipment cannot accommodate the closely spaced crossings at Beloit, 60th, 57th, and 55th Streets. The railroad property is the only abutting property and will be sent notice of the public hearing.

**WHEREAS,** 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. 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.

**NOW THEREFORE, BE IT RESOLVED,** that the notice of hearing, for the Vacation and Discontinuance of a portion of City right-of-way along S. 55th St. between W. Mobile St. (north) and W. Mobile St. (South) being introduced to the Common Council on January 10th, 2023, if directed, then presented to the City Plan Commission on January 25th, 2023. A Class 3 notice also being published in the official City newspaper on February 10th, 17th, 24th, 2023. A hearing to be scheduled before the Common Council no sooner than March 7th, 2023 at 7:00 p.m. or as soon thereafter as the matter may be heard; that a copy of the aforesaid Notice be served or mailed more than thirty (30) days prior to the Hearing in the manner prescribed by the law on the owners of all of the frontage of the lots and lands abutting upon the said portion of a street proposed to be discontinued.

**SECTION 1:**        **ADOPTION** “R-2023-0022” of the City Of West Allis Municipal Resolutions is hereby *added* as follows:

**ADOPTION**

R-2023-0022(*Added*)

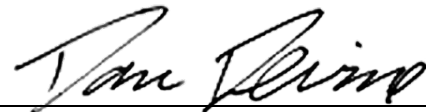
PASSED AND ADOPTED BY THE CITY OF WEST ALLIS COUNCIL JANUARY 10, 2023.

	<b>AYE</b>	<b>NAY</b>	<b>ABSENT</b>	<b>ABSTAIN</b>
Ald. Vince Vitale	_____	_____	<u>  X  </u>	_____
Ald. Ray Turner	<u>  X  </u>	_____	_____	_____
Ald. Tracy Stefanski	<u>  X  </u>	_____	_____	_____
Ald. Marty Weigel	<u>  X  </u>	_____	_____	_____
Ald. Suzzette Grisham	<u>  X  </u>	_____	_____	_____
Ald. Danna Kuehn	<u>  X  </u>	_____	_____	_____
Ald. Thomas Lajsic	<u>  X  </u>	_____	_____	_____
Ald. Dan Roadt	<u>  X  </u>	_____	_____	_____
Ald. Rosalie Reinke	<u>  X  </u>	_____	_____	_____
Ald. Kevin Haass	<u>  X  </u>	_____	_____	_____

Attest

Presiding Officer

  
 \_\_\_\_\_  
 Rebecca Grill, City Clerk, City Of  
 West Allis

  
 \_\_\_\_\_  
 Dan Devine, Mayor, City Of West  
 Allis

