

**CITY OF WEST ALLIS  
RESOLUTION R-2025-0014**

**RESOLUTION GRANTING A PRIVILEGE TO LUTZ LAND MANAGEMENT LLC  
FOR PROPERTY LOCATED AT 6531-33 W. MITCHELL ST. (TAX KEY NO. 454-  
0295-001)**

**WHEREAS**, Lutz Land Management LLC requests from the City of West Allis a Privilege to place an obstruction beyond a lot line within a highway as allowed by Wis. Stat. 66.0425, consisting of the obstruction(s) listed on the application (PRV-22) located at 6531-33 W. Mitchell St., in the City of West Allis, WI ("Privilege"); and

**WHEREAS**, by receiving this Privilege, the Applicant assumes primary liability for damages to person or property by reason of the granting of this Privilege, is obligated to remove an obstruction or excavation upon 10 days' notice by the City and waives the right to contest in any manner the validity of Wis. Stat. 66.0425 or the amount of compensation charged; and

**WHEREAS**, the Applicant will annually submit to the City proof of insurance consistent with coverage amounts required by the City Attorney's office; and

**WHEREAS**, the City requires the Applicant file a bond of \$0 that runs to the City and to 3rd parties that may be injured; and that secures the performance of the conditions specified in this privilege; and

**WHEREAS**, compensation of \$50.00 for this Privilege shall be paid into the general fund; and

**WHEREAS**, the holder of this Privilege is not entitled to damages for removal of an obstruction or excavation, and if the holder does not remove the obstruction or excavation upon due notice, it shall be removed at the holder's expense; and

**WHEREAS**, the cost to remove an obstruction may be collected from Lutz Land Management LLC by placing the cost upon the owned property as a special tax; and

**WHEREAS**, third parties whose rights are interfered with by the granting of this Privilege have a right of action against the holder of this Privilege only;

**NOW THEREFORE**, be it resolved by the Council of the City of West Allis, in the State of Wisconsin, that the City of West Allis grants to Lutz Land Management LLC a Privilege to place an obstruction beyond a lot line within a highway as described above and located adjacent to 6531-33 W. Mitchell St., in the City of West Allis, WI.

**SECTION 1:**            **ADOPTION** “R-2025-0014” of the City Of West Allis  
Municipal Resolutions is hereby *added* as follows:

**ADOPTION**

R-2025-0014(*Added*)

PASSED AND ADOPTED BY THE CITY OF WEST ALLIS COUNCIL

\_\_\_\_\_.

	<b>AYE</b>	<b>NAY</b>	<b>ABSENT</b>	<b>ABSTAIN</b>
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

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Dan Devine, Mayor, City Of West  
Allis