

**CITY OF WEST ALLIS
RESOLUTION R-2023-0013**

**RESOLUTION TO SCHEDULE A NOTICE OF HEARING FOR THE VACATION
AND DISCONTINUANCE OF A PORTION OF PUBLIC RIGHT-OF-WAY NEAR
THE INTERSECTION OF S. 92ND ST. AND W. CLEVELAND AVE.**

WHEREAS, the public interest requires that request that a portion of City right-of-way shown and described on Exhibit A map (Y-1201) of the City of West Engineering Department dated December 28, 2022, which is attached for reference, be considered for vacation and discontinuance; and,

WHEREAS, the reason to vacate is to assemble lands for private ownership. This is a small portion of right of way, of about 20x118-ft along S. 92 St. and about 315-ft along W. Cleveland Ave. (width varying between 30-ft and 50-ft). The beginning and the end are within proximity as measured from the corner of 9131 W. Cleveland Ave. The properties abutting the subject area include: 9131 W Cleveland Ave., 9119-21 W. Cleveland Ave. and 9109-11 W. Cleveland Ave. Said property owners 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 near S. 92 St. and W. Cleveland Ave. abutting frontages along 9131 W Cleveland Ave., 9119-21 W. Cleveland Ave. and 9109-11 W. Cleveland Ave. being introduced to the Common Council on January 10, 2023, if directed, then presented to the City Plan Commission on January 25, 2023. A Class 3 notice also being published in the official City newspaper on February 10, 17, 24, 2023. A hearing to be scheduled before the Common Council no sooner than March 7, 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-2023-0013” of the City Of West Allis Municipal Resolutions is hereby *added* as follows:

ADOPTION

R-2023-0013(*Added*)

PASSED AND ADOPTED BY THE CITY OF WEST ALLIS COUNCIL

_____.

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

Attest

Presiding Officer

Rebecca Grill, City Clerk, City Of
West Allis

Dan Devine, Mayor, City Of West
Allis