

**CITY OF WEST ALLIS
RESOLUTION R-2022-0274**

**RESOLUTION RELATIVE TO THE NOTICE OF HEARING FOR THE VACATION
AND DISCONTINUANCE OF A PORTION OF PUBLIC RIGHT OF WAY NORTH OF
W. NATIONAL AVENUE AND SOUTHWEST OF S. WAUKESHA ROAD**

WHEREAS, David Schneck and Joan Sternweis have requested that a portion of unimproved City right-of-way shown and described on Exhibit A map (Y-1200) of the City of West Engineering Department dated January 11, 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 very small portion of an right of way, 60-ft x 115-ft, where the beginning and the end are just over 100-ft of each other.

WHEREAS, a resolution introducing said request was presented to the Common Council of the City of West Allis on February 1, 2022. Notice of Pendency of the resolution to vacate the aforesaid portion of right-of-way was filed with the Register of Deeds of Milwaukee County on February 11, 2022; and,

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. Should the Council decide to vacate this portion of unimproved public right-of-way, the abutting property owners would receive an abutting portion of land.

NOW THEREFORE, BE IT RESOLVED, that the notice of hearing, for the Vacation and Discontinuance of a portion of unimproved City alley right-of-way north of W. National Ave. and southwest of S. Waukesha Rd. requested by David Schneck and Joan Sternweis, was presented to the City Plan Commission on January 26, 2022 and introduced to the Common Council on February 1, 2022. Class 3 notice has been published in the official City newspaper on February 18, 25 and March 4, 2022, and that the Hearing being conducted on April 7, 2022 at 7:00 p.m. before the Common Council.

A copy of the aforesaid Notice was 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.

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of West Allis, that the Notice of Hearing, for the Vacation and Discontinuance of a portion of unimproved City right-of-way shown and described on Exhibit A map (Y-1200) of the City of West Engineering Department dated January 11, 2022, which is attached for reference, be vacated and discontinued.

SECTION 1: **ADOPTION** “R-2022-0274” of the City Of West Allis
Municipal Resolutions is hereby *added* as follows:

ADOPTION

R-2022-0274(*Added*)

PASSED AND ADOPTED BY THE CITY OF WEST ALLIS COUNCIL

_____.

	AYE	NAY	ABSENT	ABSTAIN
Ald. Angelito Tenorio	_____	_____	_____	_____
Ald. Vince Vitale	_____	_____	_____	_____
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