

**CITY OF WEST ALLIS
RESOLUTION R-2023-0728**

**RESOLUTION GRANTING A PRIVILEGE TO GREBES' BAKERIES, INC. FOR
PROPERTY LOCATED AT 5132-5202 W. LINCOLN AVE. TAX KEY NO. 474-0008-003**

WHEREAS, Grebes' Bakeries, Inc. 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 a "Cruller Crossing" sign posted on the paved median within the crosswalk perpendicular to subject property located at 5132-5202 W. Lincoln Ave., 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 this law or the amount of compensation charge; and

WHEREAS, the applicant is not required to 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 to file a bond of \$500.00 that runs to the City and to third 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, 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 Grebes' Bakeries, Inc. a privilege to place an obstruction beyond a lot line within a highway as described above and located adjacent to 5132-5202 W. Lincoln Ave., in the City of West Allis, WI.

SECTION 1: **ADOPTION** "R-2023-0728" of the City Of West Allis Municipal Resolutions is hereby *added* as follows:

ADOPTION

R-2023-0728(Added)

PASSED AND ADOPTED BY THE CITY OF WEST ALLIS COUNCIL DECEMBER 12, 2023.

	AYE	NAY	ABSENT	ABSTAIN
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

