



# City of West Allis

## Legislation Text

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**File #:** R-2004-0258, **Version:** 1

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Resolution Authorizing the Acceptance of Lands and Interests for Storm Sewer Improvements for Mutual Benefit for parcel of land at 7128 West Kinnickinnic River Parkway.

WHEREAS, the owners of the lands and interests shown and described on Engineering Drawing File No. Y-1143, dated August 18, 2004, which is attached hereto as Exhibit "A" and made a part hereof, have requested the City to proceed with the installation of a backyard storm drainage system to alleviate local flooding problems (the "Project"); and,

WHEREAS, the City of West Allis is willing to proceed with the Project provided the property owners agree to Mutual Benefit for compensation of the necessary lands and interests for the Project and pay the cost for installation of the Project; and,

WHEREAS, there would be no displacement of persons or property as a result of the Project.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of West Allis that the City Attorney be and is hereby authorized and directed to acquire, by Mutual Benefit, the lands and interests set forth in Exhibit "A" from the record owners thereof and from any and all other persons or entities which may have an interest in said lands.

BE IT FURTHER RESOLVED that the Common Council hereby declares its intent not to proceed with acquisition of the aforesaid lands and interests under the eminent domain procedures of Chapter 32 of the Wisconsin Statutes.

BE IT FURTHER RESOLVED that the Common Council recognizes the City's responsibilities to make such payments for expenses incidental to the dedication of lands and interests hereunder, as may be required pursuant to Section 32.195 of the Wisconsin Statutes, and, therefore, directs compliance therewith in all respect.

ATTR-Lands&Interests-7128WKK