



City of West Allis

Legislation Text

File #: R-2007-0073, **Version:** 1

Resolution to approve a Third Amendment to the Declaration of Covenants and Restrictions for properties generally located north of W. Washington St. and east of S. 70 St. including City Right-of-Way (W. Washington St.).

WHEREAS, the Common Council of the City of West Allis (the “City”) has heretofore recorded that certain Declaration of Covenants and Restrictions executed by the City dated September 7, 1993, and recorded on September 9, 1993, in the Register of Deeds Office of Milwaukee County, Wisconsin, (the “Declaration”); and,

WHEREAS, the City has previously recorded that certain First Amendment to Declaration of Covenants and Restrictions executed by the City dated October 4, 1995, and recorded on October 4, 1995, in the Register of Deeds Office of Milwaukee County, Wisconsin; and

WHEREAS, CJF2, LLC now requests a third amendment to modify the Declaration pursuant to Section 9.6 of the Declaration of Covenants and Restrictions to state that all property within the Center may be used for any use permitted under the current M-1 Manufacturing Zoning Code of the City of West Allis, Wisconsin.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of West Allis that certain Third Amendment to Declaration of Covenants and Restrictions, a copy of which is attached hereto and made a part hereof, be and is hereby approved.

BE IT FURTHER RESOLVED that the Mayor and City Clerk/Treasurer be and are hereby authorized and directed to execute this amendment as an owner. By executing this amendment the City of West Allis is hereby evidencing its consent to the Third Amendment.

cc: Dept. of Development

Dev-R-465-3-6-07/dlm