



# City of West Allis

## Legislation Text

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**File #:** R-2008-0138, **Version:** 1

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Resolution Relative to the Vacation and Discontinuance of an Alley South of West Lincoln Avenue Between South 78<sup>th</sup> Street and South 79<sup>th</sup> Street.

WHEREAS, the public interest requires that an Alley South of West Lincoln Avenue Between South 78<sup>th</sup> Street and South 79<sup>th</sup> Street, shown and legally described on the map of the City of West Allis Engineering Department dated September 28<sup>th</sup>, 1999, File No. Y-1106, which is attached hereto and incorporated herein by reference, be vacated and discontinued; and,

WHEREAS, this Resolution was introduced before the Common Council of the City of West Allis on June 3<sup>rd</sup>, 2008; Notice of Pendency of the Resolution to vacate the aforesaid alley was filed with the Register of Deeds of Milwaukee County on or about June 3<sup>rd</sup>, 2008; and Notice of Hearing was published in the official City newspaper on July 10<sup>th</sup>, 2008, July 17<sup>th</sup>, 2008 and July 24<sup>th</sup>, 2008; and,

WHEREAS, no sufficient written objection to the vacation and discontinuance was filed with the City Administrative Officer, Clerk/Treasurer.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of West Allis, in accordance with the authority vested in the Common Council by Sec. 66.1003, Wisconsin Statutes, that an Alley South of West Lincoln Avenue Between South 78<sup>th</sup> Street and South 79<sup>th</sup> Street, shown and legally described on the map of the City of West Allis Engineering Department dated September 28<sup>th</sup>, 1999, File No. Y-1106, which is attached hereto and incorporated herein by reference, be and the same is hereby vacated and discontinued, as required by the public interest.

BE IT FURTHER RESOLVED that certain public utility easements for gas, water, storm sewer, sanitary sewer and electric, upon, along, through and under the parcel of property shown and legally described on the map of the City of West Allis Engineering Department dated September 28<sup>th</sup>, 1999, File No. Y-1106, which is attached hereto and incorporated by reference, and rights incidental thereto, and all rights of entrance, maintenance, construction and repair of the same, shall continue following the aforesaid vacation pursuant to the provision of Sec. 80.32(4), Wisconsin Statutes.

ATTR-Vac&Discont-Alley S of W Linc Ave Betw S78&79 Sts