



City of West Allis

Legislation Text

File #: R-2023-0209, **Version:** 1

Resolution to vacate part of the alley north of the 7400 block of W. Greenfield Ave.

WHEREAS, the public interest requires that request that a portion of City right-of-way shown and described on Exhibit A, 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 small portion of alley right of way, north of West Greenfield Ave. between S. 74th St. and S. 75th St. The properties abutting the subject area include: 7400 W. Greenfield Ave., 7412 W. Greenfield Ave. and 7420 W. Greenfield Ave. Said property owners were sent notice of the public hearing. A new alleyway will be rededicated in place of the existing alleyway.

WHEREAS, the area to be vacated/discontinued is legally described as follows:

A part of Block 9, Otjen, Pullen, and Shenners Subdivision in the Southwest $\frac{1}{4}$ of Section 34, Town 7 North, Range 21 East, in the City of West Allis, Milwaukee County, Wisconsin, described in Exhibit A (Y-1203 dated 3/1/23).

WHEREAS, a resolution introducing said request (R-2023-0136) was presented to the Common Council of the City of West Allis on March 7, 2023. Notice of Pendency of the resolution to vacate the aforesaid portion of right-of-way was filed on or about March 13, with the Register of Deeds of Milwaukee County; and,

WHEREAS, a class 3 notice and personal service was served to abutting landowners at least 30 days before a public hearing. Hearing on or after April 18, 2023. Any abutting owner may object to discontinuance by filing a written objection; it would then take a 2/3 vote by the council to override that objection.

NOW, THEREFORE, BE IT RESOLVED, that the notice of hearing, for the Vacation and Discontinuance of a portion of City right-of-way between S. 74th St. and S. 75 St. north of W. Greenfield Ave. in Downtown West Allis will be presented to the City Plan Commission on or about April 26th 2023. A Class 3 notice published in the official City newspaper on March 17, 24, and 31, 2023. A hearing scheduled before the Common Council on April 18th, 2023 at 7:00 p.m. or as soon thereafter as the matter may be heard; that a copy of the aforesaid Notice was 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 public alley right of way between S. 74th St. and S. 75 St. north of W. Greenfield Ave. in Downtown West Allis shown and described on Exhibit A, which is attached for reference, be vacated and discontinued.