



City of West Allis

Legislation Details (With Text)

File #: R-2020-0521 **Version:** 1

Type: Resolution **Status:** Adopted

File created: 9/15/2020 **In control:** Public Works Committee

On agenda: 9/15/2020 **Final action:** 9/15/2020

Title: Resolution for the vacation and discontinuance of a portion of public alley way between S. 71 and S. 70 St. north of W. National Ave. submitted by Max Meinerz, of GG 003 LLC

Sponsors: Public Works Committee

Indexes:

Code sections:

Attachments: 1. R-2020-0521, 2. Exhibit A - Area Map & Y-Drawing, 3. Letter of Concern - Cecelia M. Lively, 4. Res_R-2020-0521 signed

Date	Ver.	Action By	Action	Result
9/15/2020	1	Public Works Committee		Pass
9/15/2020	1	Common Council		
9/15/2020	1	Common Council	Adopted	Pass
9/15/2020	1	Common Council		
9/15/2020	1	Public Works Committee		

Resolution for the vacation and discontinuance of a portion of public alley way between S. 71 and S. 70 St. north of W. National Ave. submitted by Max Meinerz, of GG 003 LLC

WHEREAS, Max Meinerz d/b/a GG 003 LLC is requesting that a portion of City alley right-of-way between S. 71 St. and S. 70 St. north of W. National Ave., shown and described on Exhibit A area map of the City of West Development Department dated July 27, 2020, and Engineering Y-Drawing No 1198 dated August 28, 2020 which is attached hereto and incorporated herein by reference, be considered for vacation and discontinuance; and,

WHEREAS, the Common Council of the City of West Allis will hold a public hearing on September 15, 2020, at 7:00 P.M., or as soon thereafter as the matter may be heard, in the Common Council Chambers of the City Hall, 7525 W. Greenfield Ave., West Allis, WI, upon a resolution herein described and will act upon said resolution at said time and place; and,

WHEREAS, a resolution introducing said request was presented to the Common Council of the City of West Allis on August 4, 2020. Notice of Pendency of the resolution to vacate the aforesaid portion of right-of-way was filed with the Register of Deeds of Milwaukee County on September 2, 2020; and,

WHEREAS, State Statutes requires publishing a class 3 notice and personal service on abutting landowners at least 30 days before a public hearing or, if they can't be personally served, the notice was mailed to them at least 30 days ahead of time. Notice of hearing was published in the official City newspaper on August 19, August 26 and September 2, 2020, and the hearing was scheduled before the Common Council on September 15, 2020 at 7:00 P.M.; and,

WHEREAS, any abutting owner can object to discontinuance by filing a written objection; it would then take a 2/3 vote by the Common Council to override that objection. Should the Council decide to vacate this portion of unimproved public right-of-way, the abutting property owners would receive an abutting portion of land.

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 way between S. 71 and S. 70 St. north of W. National Ave. submitted by Max Meinerz, of GG 003 LLC shown and described on Exhibit A area map of the City of West Development

Department dated July 27, 2020, and Engineering Y-Drawing No. 1198 dated August 28, 2020 which is attached hereto and incorporated herein by reference, be vacated and discontinued.

ZON-R-1229-9-15-20

cc: City Administrator
City Engineer
Attorney's Office
Development Department/Planning
GIS
Assessor's Office

Plan Commission recommended approval 8/26/20