

RESOLUTION NO. 2017-_____

A RESOLUTION REQUESTING MILWAUKEE COUNTY TO INITIATE THE ROAD DISCONTINUANCE VACATION PROCESS FOR ROADS PLANNED FOR REMOVAL OR RELOCATION WITHIN THE PLANNED DEVELOPMENT DISTRICT NO. 37 (THE ROCK SPORTS COMPLEX) BALLPARK COMMONS DEVELOPMENT AREA, TO WIT: CRYSTAL RIDGE ROAD BETWEEN SOUTH 76TH STREET AND WEST RAWSON AVENUE; AND OLD LOOMIS ROAD BETWEEN WEST RAWSON AVENUE AND APPROXIMATELY 160 FEET SOUTHWEST OF WEST WARWICK WAY; AND ALSO THE JURISDICTIONAL TRANSFER AS REQUESTED BY MILWAUKEE COUNTY OF THE SEGMENT OF CTH K FROM SOUTH 76TH STREET TO 560 FEET NORTHEAST OF HOLLOW LANE, AS IT EXISTS AND RESPECTIVELY WITHIN THE MUNICIPAL BOUNDARIES OF FRANKLIN AND THE VILLAGE OF GREENDALE

WHEREAS, in furtherance of Ordinance No. 2016-2212, An Ordinance to Amend Section 15-3.0442 of the Unified Development Ordinance Planned Development District No. 37 (The Rock Sports Complex) to Revise the District and to Expand the District to Encompass Certain Adjacent Area Lands to Create the “Ballpark Commons” Sports Anchored Mixed-Use Development, and upon the request of Milwaukee County, the Common Council has considered a request to Milwaukee County to initiate the road discontinuance vacation process for roads planned for removal or relocation within the Planned Development District No. 37 (The Rock Sports Complex) Ballpark Commons Development area, to wit: Crystal Ridge Road Between South 76th Street and West Rawson Avenue; and Old Loomis Road Between West Rawson Avenue and approximately 160 feet southwest of West Warwick Way; and also the jurisdictional transfer as requested by Milwaukee County of the segment of CTH K from South 76th Street to 560 feet northeast of Hollow Lane, as it exists and respectively within the municipal boundaries of Franklin and the Village of Greendale; and

WHEREAS, a map of the area with the aforementioned road segments highlighted is annexed hereto and incorporated herein; and

WHEREAS, the Common Council having considered the request and having determined that it is reasonable and necessary for the furtherance of the Ballpark Commons Sports Anchored Mixed-Use Development and the public interest.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Common Council of the City of Franklin, Wisconsin, that request is hereby made to Milwaukee County to initiate the road discontinuance vacation process for roads planned for removal or relocation within the Planned Development District No. 37 (The Rock Sports Complex) Ballpark Commons Development area, to wit: Crystal Ridge Road Between South 76th Street and West Rawson

Avenue; and Old Loomis Road Between West Rawson Avenue and approximately 160 feet southwest of West Warwick Way; and also the jurisdictional transfer as requested by Milwaukee County of the segment of CTH K from South 76th Street to 560 feet northeast of Hollow Lane, as it exists and respectively within the municipal boundaries of Franklin and the Village of Greendale.

BE IT FURTHER RESOLVED, that the request is contingent upon the execution of an agreement between Milwaukee County and the developer of Ballpark Commons that allows development of Ballpark Commons to occur on land currently owned by Milwaukee County (Tax Key Nos.: 744-8985-002, 744-8985-001, 744-8980-001, 744-8989-000, and 744-8988-000); the execution of a development agreement among the City, the developer entities and/or persons and potentially Milwaukee County; the grant of all of the necessary approvals from Milwaukee County and the Wisconsin Department of Natural Resources with regard to any disturbance or development of the landfill area; the satisfaction of all of the applicable conditions set forth in City of Franklin Ordinance No. 2016-2212 Planned Development District No. 37; the determination of the parties to a road discontinuance vacation agreement and the execution of a road discontinuance vacation agreement; and all of the foregoing including the Milwaukee Metropolitan Sewerage District and the Wisconsin Department of Transportation where their respective property interests and/or uses and/or regulatory authority may be involved and/or related.

BE IT FINALLY RESOLVED, that additionally, the City would only assume authority over the referenced CTH K from South 76th Street to 560 feet northeast of Hollow Lane road segment within its municipal boundary when an agreement is in place that includes a full rebuild and potential realignment of the road as approved by the City of Franklin, the City of Franklin’s Engineering Department and the Milwaukee County Department of Transportation. If the referenced contingencies are achieved and the jurisdictional transfer occurs, Milwaukee County will not be responsible for costs associated with the building, reconstruction, or maintenance of the existing or new road segment(s).

Introduced at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2017.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this _____ day of _____, 2017.

APPROVED:

ATTEST:

Stephen R. Olson, Mayor

Sandra L. Wesolowski, City Clerk

AYES _____ NOES _____ ABSENT _____