



October Board Cycle

Milwaukee County Parks

9480 Watertown Plank Rd.

Wauwatosa, WI 53226

(414) 257-PARK

Date: September 17, 2018

To: Theodore Lipscomb, Sr., Chairman, County Board of Supervisors

From: Guy Smith, CPRP, Parks Director

Subject: **Requesting authorization to deny an easement that was previously approved for a residence at 2994 S. Root River Parkway in the City of West Allis and to refund the easement payment (ACTION)**

Policy

Parks requests authorization to deny an easement that was previously approved for a residence at 2994 S. Root River Parkway in the City of West Allis and to refund the easement payment.

Background

In February 2005, Mr. Paul Konkol contacted the Department of Parks, Recreation and Culture (DPRC) to request permission to construct a driveway approach upon the Root River Parkway. At that time, for unknown reasons, he was told he needed an easement and that the cost was \$10,000. The easement request presented to the Milwaukee County Board of Supervisors and was approved at an amended amount of \$5,000 in April 2005 (File No. 05-207). The easement was never completed, but Mr. Konkol did pay Milwaukee County \$5,000 for the easement and built the driveway.

This is the only instance DPRC knows of where an easement was granted for a single family home to a Milwaukee County Parkway. Typically, when a person builds a home on a County Parkway the homeowner requests a driveway permit and pays a fee of \$250. Mr. Konkol has contacted DPRC and has requested that he be treated like other homeowners on the parkway. He is requesting a refund of \$4,750 and asking to receive a driveway permit instead of an easement.



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DPRC believes that it is preferable to give Mr. Konkol a driveway permit thus treating him like other homeowners on County Parkways while at the same time retaining all property rights for Milwaukee County by not granting the permanent easement.

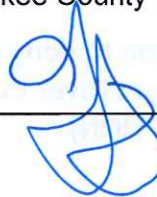
Because the easement was granted by County Board action in 2005 it is necessary to undo the prior action in order to move forward with the refund.

Recommendation

Authorize Parks to deny an easement that was previously approved for a residence at 2994 S. Root River Parkway in the City of West Allis and to refund the easement payment.

Prepared By: Erica Hayden, Contracts Manager, Milwaukee County Parks

Approved By: Guy Smith, Parks Director



Attachments:

- Attachment 1 – Fiscal Note
- Attachment 2 – Resolution
- Attachment 3 – File No 05-207

Copy:

- Chris Abele, County Executive
- Raisa Koltun, Chief of Staff, County Executive's Office
- Jason Haas, Parks, Energy & Environment Chair, Supervisor District 14
- Sheldon Wasserman, Parks, Energy & Environment Vice-Chair, Supervisor District 3
- Marcelia Nicholson, Parks, Energy & Environment Committee Member, Supervisor District 5
- Felesia Martin, Parks, Energy & Environment Committee Member, Supervisor District 7
- Steven Shea, Parks, Energy & Environment Committee Member, Supervisor District 8
- Kelly Bablitch, Chief of Staff, County Board of Supervisors
- Kelsey Evans, Committee Coordinator, Office of the County Clerk
- Emily Peterson, Research & Policy Analyst, Office of the Comptroller
- Jeremy Lucas, Fiscal Mgt. Analyst, Admin & Fiscal Affairs/DAS



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