

1981 Assembly Bill 884

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CHAPTER 234 , Laws of 1981

AN ACT to amend 20.395 (9) (qd) of the statutes, relating to transferring the designation as a state trunk highway from the Lake Freeway South in Milwaukee county to an alternate location in Milwaukee county, disposing of certain lands and property and making an appropriation.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 20.395 (9) (qd) of the statutes is amended to read:

20.395 (9) (qd) (title) *Freeway land disposal reimbursement clearing account*. All moneys received from the disposition of interests in lands and property previously acquired and held in trust for the state for the ~~Park West freeway development~~ for the purpose of reimbursing federal and local governments for expenses incurred by them for such acquisition ~~in accordance with the disposition plan made and approved under chapter 418, laws of 1977.~~

SECTION 2. Nonstatutory provisions; freeway lands. (1) CHANGE OF LOCATION ON THE STATE TRUNK HIGHWAY SYSTEM. Notwithstanding any other provision of law, the department of transportation is directed to change the location of the state trunk highway in the county of Milwaukee extending from the intersection with Car Ferry Drive southerly along the proposed route of the Lake Freeway to the intersection with Layton Avenue to a new location extending from the southerly terminus of the Daniel Webster Hoan Memorial Bridge southerly on or, if necessary, adjacent to the Chicago and Northwestern Railroad right-of-way to the intersection with East Layton Avenue, a total of approximately 3.0 miles.

(2) DISPOSITION OF FREEWAY LANDS. (a) Notwithstanding any other provision of law, the county of Milwaukee, acting as agent for the state, shall dispose of interests in lands and property previously acquired and held in trust for the state for the Lake Freeway South in the Milwaukee County Expressway System, except those lands and property which may be necessary for a surface arterial highway of not more than 60-feet in surface width at the new location designated under subsection (1), by conveyance or otherwise under such terms as the county of Milwaukee, with the approval of the secretary of transportation, deems reasonable and in the public interest. As used in this paragraph, "surface width" means that portion of the highway, exclusive of shoulders, for the movement of vehicles. The lands and property to be retained shall be determined by the county of Milwaukee and the department of transportation.

(b) Any proceeds received from the disposition of interests in lands and property under this subsection shall be deposited in the state transportation fund. Any reimbursement from those proceeds to federal and local governments for expenditures incurred in acquiring such interests shall be made from the appropriation under section 20.395 (9) (qd) of the statutes.

(3) FURTHER LAND ACQUISITION. After the effective date of this act, no lands or property may be acquired for the development of a highway at the new location under subsection (1), nor may any changes in preparation for the development of a highway be made on lands and property retained under subsection (2) unless the legislature by law approves such action.
