



**City of Racine, Wisconsin**

## **AGENDA BRIEFING MEMORADUM**

**AGENDA DATE:** March 4, 2025 – Common Council

**SUBJECT:** Communication sponsored by Mayor Mason, requesting a street privilege for a roof overhang encroachment for the Lincoln King Community Center and Clinic on West Street, between Dr. Martin Luther King Drive and the east property line of 1329 West Street.

**PREPARED BY:** City Attorney Scott R. Letteney

**BACKGROUND & ANALYSIS:**

In other agenda items on the March 4, 2025, Common Council agenda, requests are made to transfer the property at 960 Dr. Martin Luther King, Jr., Drive, and to discontinue the portion of West Street between Dr. Martin Luther King Jr. Drive and the east property line of 1329 West Street, all in furtherance of the Lincoln King Community Center and Clinic project. The design plans for the Lincoln King Community Center and Clinic building call for an overhang that would extend over the current right-of-way of West Street. This street privilege would allow planning for and execution of the design and construction of the Lincoln King Community Center and Clinic building while the process for the discontinuance of this portion of West Street is pending.

Wisconsin Statutes section 66.0425 authorizes a city to grant permission to a person or entity to place an obstruction beyond a lot line, or within a highway, in that city. Because Lincoln King Community Center and Clinic QALICB, Inc., which will operate the Lincoln King Community Center and Clinic, is an instrumentality of the City of Racine, it is appropriate that the City refrain from requiring Lincoln King Community Center and Clinic QALICB, Inc., from executing a hold harmless agreement and paying a processing fee.

**RECOMMENDATION:**

That the Lincoln King Community Center and Clinic QALICB, Inc., be granted permission to install a roof overhang over the City right-of-way on West Street, between Dr. Martin Luther King Drive and the east property line of 1329 West Street, in accordance with Wisconsin Statutes section 66.0425, Privileges in Streets.

**FISCAL NOTE:**

N/A