



Legislation Details (With Text)

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File created:	4/17/2007	In control:	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE
On agenda:		Final action:	5/30/2007
Effective date:			
Title:	Substitute ordinance relating to the Sixth Amendment to the General Planned Development known as Milwaukee Metro Center, on land located South of West Good Hope Road between West Fond du Lac Avenue and U.S. Highway 41 and 45, in the 5th Aldermanic District.		
Sponsors:	THE CHAIR		
Indexes:	PLANNED UNIT DEVELOPMENTS, ZONING, ZONING DISTRICT 05		
Attachments:	1. City Plan Commission Letter.pdf, 2. Exhibit A as of 5-14-07.pdf, 3. Proposed Zoning Change Map.jpg, 4. Notice Published on 5-07-07 and 5-14-07.PDF		

Date	Ver.	Action By	Action	Result	Tally
4/17/2007	0	COMMON COUNCIL	ASSIGNED TO		
4/18/2007	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	REFERRED TO		
5/1/2007	1	CITY CLERK	DRAFT SUBMITTED		
5/7/2007	1	CITY CLERK	PUBLISHED		
5/15/2007	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
5/15/2007	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
5/15/2007	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
5/22/2007	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	3:0
5/30/2007	1	COMMON COUNCIL	PASSED	Pass	14:0
6/8/2007	1	MAYOR	SIGNED		
6/15/2007	1	CITY CLERK	PUBLISHED		

070065
SUBSTITUTE 1
060035
THE CHAIR

Substitute ordinance relating to the Sixth Amendment to the General Planned Development known as Milwaukee Metro Center, on land located South of West Good Hope Road between West Fond du Lac Avenue and U.S. Highway 41 and 45, in the 5th Aldermanic District. This substitute ordinance permits a second light motor vehicle sales facility, Smart Car, to be constructed on the current Hummer property. The Mayor and Common Council of the City of Milwaukee ("Common Council"), do ordain as follows:

Part 1. There is added to the Milwaukee Code of Ordinances ("Code") a new section to read as follows:

Section 295-907(2) (a).0033.

(1) In accordance with the provisions of Section 295-907(2) of the Code relating to the procedures and establishment of planned development districts, the Common Council approves the subject amended General Planned Development, a copy of which is attached to this Common Council File as Exhibit A which is on file in the office of the City Clerk and made a part as though fully set forth herein.

(2) The zoning map reaffirms the zoning for the following area bounded and described by Lot 1 of Metro Auto Park, Lots 1 and 2 of Certified Survey Map No. 7026, and lands in the Northeast 1/4, Southeast 1/4, Southwest 1/4 and Northwest 1/4 of the Northeast 1/4 of Section 19, Township 8 North, Range 21 East, in the City of Milwaukee, Milwaukee County, Wisconsin, which is bounded and described as follows:

Commencing at the Northwest corner of said Northeast 1/4 Section; thence South 00 deg. 49 min. 45 sec. East along the west line of said 1/4 Section 1122.01 feet to a point; thence North 82 deg. 01 min. 15 sec. East 226.76 feet to a point on the east line of U.S. Highway 41 and 45 and the point of beginning of this description; thence North 09 deg. 27 min. 15 sec. East 100 feet to a point; thence South 80 deg. 32 min. 45 sec. East 40 feet to a point; thence North 09 deg. 27 min. 15 sec. East 100 feet to a point; thence North 80 deg. 32 min. 45 sec. West 40 feet to a point; thence North 09 deg. 27 min. 15 sec. East 80 feet to a point; thence North 31 deg. 43 min. 43 sec. East 225.30 feet to a point; thence North 77 deg. 49 min. 15 sec. East 598.61 feet to a point; thence South 88 deg. 34 min. 45 sec. East 151.76 feet to a point; thence South 57 deg. 13 min. 19 sec. East 815.02 feet to a point; thence South 45 deg. 11 min. 45 sec. East 444.66 feet to a point; thence Southeasterly 296.91 feet along the arc of a curve whose center lies to the Southwest whose radius is 494.16 feet whose chord bears South 62 deg. 28 min. 12 sec. East 292.46 feet to a point; thence South 45 deg. 15 min. 29 sec. East 49.65 feet to a point; thence South 43 deg. 15 min. 15 sec. West 375.98 feet to a point; thence South 00 deg. 53 min. 19 sec. East 155.31 feet to a point; thence North 87 deg. 10 min. 09 sec. East 496.40 feet to a point on the centerline of North 107th Street; thence South 00 deg. 53 min. 19 sec. East along said centerline 267.99 feet to a point; thence South 87 deg. 10 min. 09 sec. West 1893.19 feet to a point; thence South 00 deg. 49 min. 45 sec. East 28.73 feet to a point; thence South 87 deg. 10 min. 09 sec. West 564.89 feet to a point; thence North 00 deg. 49 min. 45 sec. West 366.21 feet to a point; thence North 12 deg. 45 min. 03 sec. East 199.02 feet to a point; thence North 05 deg. 36 min. 21 sec. West 200.92 feet to a point; thence North 00 deg. 49 min. 45 sec. West 396.86 feet to the point of beginning.

(3) The requirements set forth in said amended general plan attached to this Common Council File as Exhibit A, constitute the zoning regulations for the area contained in such planned development district described, provided further, that the effect of the approval of such amended general plan is that such plan shall limit and control construction, location, use and operation of all land and structures included within the amended general plan to all conditions and limitations set forth in such amended general plan.

Part 2. Any persons, firm, company or corporation owning, controlling, or managing any building or premises wherein or whereon there shall be placed or there exists anything in violation of the terms of this ordinance; or who shall build contrary to the plans or specifications submitted to and approved by the Commissioner of the Department of City Development, or any person, firm, company or corporation who shall omit, neglect or refuse to do any act required in this ordinance shall be subject to the penalties provided in Section 200-19 of the Code.

Part 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions. The

Common Council declares that it would have passed this ordinance and each section, subsection, sentence, clause, phrase or portion irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases or other portions be declared void or invalid.

DCD:AJF:ajf

05/01/07

Technical correction made to the analysis on 5/7/07 - LME