



Legislation Details (With Text)

File #: 080740 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 9/16/2008 **In control:** ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE

On agenda: **Final action:** 12/16/2008

Effective date:

Title: Substitute ordinance relating to a change in zoning from Local Business to General Planned Development on land located on the South Side of West Lincoln Avenue and East of South 5th Place, for affordable housing with supportive services, in the 14th Aldermanic District.

Sponsors: ALD. ZIELINSKI

Indexes: HOUSING, ZONING DISTRICT 14

Attachments: 1. City Plan Commission Letter.pdf, 2. Exhibit A as of 10-13-08.pdf, 3. Proposed Zoning Change Map.jpg, 4. Affidavit for Zoning Change.pdf, 5. Support - National Alliance on Mental Illness, 6. Support - Greater Milwaukee Foundation, 7. Support - Greater Milwaukee Foundation, 8. Support - Archdiocese of Milwaukee Supporting Fund, 9. Support - Transitional Living Services, Inc., 10. Support - Medical College of Wisconsin, 11. Support - Milwaukee County Behavioral Health Providers Group, 12. Support - Supportive Housing Commission, 13. Support - Supportive Housing Commission, 14. Hearing Notice List, 15. Notice Published 11-03-08 and 11-10-08, 16. Notice Published on 11-24-08 and 12-1-08, 17. Notice Published on 1-7-09

| Date | Ver. | Action By | Action | Result | Tally |
|------------|------|---|---------------------------|--------|-------|
| 9/16/2008 | 0 | COMMON COUNCIL | ASSIGNED TO | | |
| 9/19/2008 | 0 | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | REFERRED TO | | |
| 10/28/2008 | 1 | CITY CLERK | DRAFT SUBMITTED | | |
| 11/3/2008 | 1 | CITY CLERK | PUBLISHED | | |
| 11/5/2008 | 1 | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | HEARING NOTICES SENT | | |
| 11/5/2008 | 1 | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | HEARING NOTICES SENT | | |
| 11/6/2008 | 1 | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | HEARING NOTICES SENT | | |
| 11/18/2008 | 1 | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | HELD TO CALL OF THE CHAIR | Pass | 5:0 |
| 11/24/2008 | 1 | CITY CLERK | PUBLISHED | | |
| 12/3/2008 | 1 | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | HEARING NOTICES SENT | | |
| 12/4/2008 | 1 | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | HEARING NOTICES SENT | | |
| 12/4/2008 | 1 | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | HEARING NOTICES SENT | | |
| 12/9/2008 | 1 | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | RECOMMENDED FOR PASSAGE | Pass | 5:0 |
| 12/16/2008 | 1 | COMMON COUNCIL | PASSED | Pass | 15:0 |
| 12/22/2008 | 1 | MAYOR | SIGNED | | |

1/7/2009

1

CITY CLERK

PUBLISHED

080740

SUBSTITUTE 1

THE CHAIR

Substitute ordinance relating to a change in zoning from Local Business to General Planned Development on land located on the South Side of West Lincoln Avenue and East of South 5th Place, for affordable housing with supportive services, in the 14th Aldermanic District.

This zoning change was requested by Cardinal Capital Management, Inc. and will allow for the construction of 30 units of affordable housing with supportive services and related common areas.

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).0049.

(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 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 is amended to change the zoning for the area bounded and described as follows:

Lots 4 and 5 in Block 3 in T. Kuczynsky's Subdivision No. 2 being a subdivision of a part of Block 3 in Dr. E. Chase's Subdivision of part of the Northeast 1/4 of Section 8, Township 6 North, Range 22 East, in the City of Milwaukee, County of Milwaukee and State of Wisconsin.

(3) The requirements set forth in said 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 general plan is that such plan shall limit and control construction, location, use and operation of all land and structures included within the general plan to all conditions and limitations set forth in such 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

10/28/08

