



City of Milwaukee
Text File
Ordinance

200 E. Wells Street
Milwaukee, Wisconsin
53202

Introduced: 11/22/2016

File Number: 160994

Status: In Committee

Version: 0

Sponsors: THE CHAIR

..Number
160994
..Version
ORIGINAL
..Reference

..Sponsor
THE CHAIR
..Title

An ordinance relating to board of zoning appeals findings with respect to special use permit applications.

..Sections
295-311-2-d-4 rp
295-311-2-j cr

..Analysis

This ordinance repeals the requirement that the board of zoning appeals, prior to the granting of a special use permit, make a finding that the special use will be designed, located and operated in a manner consistent with all applicable elements of the city's comprehensive plan. This ordinance also creates a provision stating that the board may, in its sole discretion, consider the applicable elements of the city's comprehensive plan in making its determination with respect to a special use permit application, but is not required to do so.

..Body

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 295-311-2-d-4 of the code is repealed.

(Note: The provision being repealed reads as follows:

295-311. Appeals.

2. SPECIAL USE PERMITS.

d. Findings.

d-4. Consistency With Comprehensive Plan. The special use will be designed, located and

operated in a manner consistent with all applicable elements of the city's comprehensive plan.)

Part 2. Section 295-311-2-j of the code is created to read:

j. Effect of Comprehensive Plan. The board may, in its sole discretion, consider the applicable elements of the city's comprehensive plan in making its determination with respect to a special use permit application, but is not required to do so.

..LRB

APPROVED AS TO FORM

Legislative Reference Bureau

Date:_____

..Attorney

IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

Office of the City Attorney

Date:_____

..Requestor

City Attorney

..Drafter

LRB166301-1

Jeff Osterman

09/13/2016