

CONCORDIA TRUST PROPERTY
For: THE FOREST COUNTY POTAWATOMI
COMMUNITY OF WISCONSIN

DETAILED PLAN OF DEVELOPMENT
PROJECT DESCRIPTION AND OWNER'S STATEMENT OF INTENT
June 24, 2010 (Revised as of October 19, 2010)

I. COMPONENTS OF DETAILED PLAN AND SUPPORTING MATERIALS

The Forest County Potawatomi Community of Wisconsin ("FCPC") requests that the zoning of that portion of the Concordia Trust Property at and around 3234 West State Street (the former Concordia College Campus) lying south of West State Street be amended from General Plan Development (GPD) to a Detailed Plan Development (DPD) District in accordance with this submission. The FCPC intends to redevelop this site ("the Site") over the next several years to preserve the existing historic buildings and to reflect market demands for low-impact job-creating uses that fit the requirements of the FCPC and the City of Milwaukee.

This Owner's Statement of Intent, together with the accompanying plan sheets and related materials, identified below, constitutes and supports the detailed development plan:

Plan Sheets

Sheet Index

- DPD-1 Cover Sheet / Vicinity Map/Precinct Plan
- DPD-2 ALTA/ACSM Land Survey
- DPD-3 Proposed Project Boundary Description
- DPD-4 Existing Facilities Site Plan
- DPD-5 Proposed Building and Parking Site Plan
- DPD-6 Proposed Utility Plan
- DPD-7 Proposed Grading Plan
- DPD-8 Proposed Landscape Plan
- DPD-9 Proposed Landscape Details (Not Included)
- DPD-10A Existing/Proposed Building Elevations – Wunder Hall
- DPD-10B1 Existing/Proposed Building Elevations – Pritzlaff
- DPD-10B2 Existing/Proposed Building Elevations – Pritzlaff
- DPD-10C1 Existing/Proposed Building Elevations – Gym/Rec Center
- DPD-10C2 Existing/Proposed Building Elevations – Gym/Rec Center

DPD-10D Existing/Proposed Building Elevations – Albrecht Hall

DPD-10E Existing/Proposed Building Elevations – Rincker Library

DPD-10F Refectory

Exhibit A Statistical Sheet

Exhibit B Site Photographs

Exhibit C Traffic Analysis

Exhibit D Signage

Exhibit E Lighting

Exhibit F Fencing

Exhibit G Landscaping

II. OVERALL DEVELOPMENT CONCEPT

Existing Conditions

The Site consists of that part of the land formerly making up the campus of Concordia College which lies south of West State Street. The Site is located in the Concordia Historic District. Used exclusively for institutional purposes, the Site has had no residential use other than college dormitory for decades.

The neighborhood to the east is predominantly single family homes while the neighborhood to the west is a mix of duplexes and commercial structures. The neighborhood to the south is a mixture of multi-family residences and duplexes. The neighborhood to the north is a mixture of commercial structures and residences.

The Concordia Trust Property was originally occupied by Concordia College, and was transferred to the Forest County Potawatomi Community (“FCPC”) immediately prior to entering Trust status in 1990.

The FCPC is a Federally recognized Indian Tribe. The Site, comprised of approximately 8.336 acres of land in the near west side of the City of Milwaukee, is held in trust by the United States of America for the benefit of the FCPC. The FCPC has, since 1990, leased the entire Concordia Trust Property, including the Site, to the Indian Community School of Milwaukee, Inc. (“Indian Community School”) to provide elementary education to Native American students living in the greater Milwaukee area. The Indian Community School built a new school in Franklin, Wisconsin and ceased operating a school on the Site in summer 2007, although the Indian Council for the Elderly and the tenants in several apartment units in a 16-unit building at the corner of West Highland Boulevard and North 33rd Street occupy portions of the Site pursuant to subleases. The Indian Community School’s lease ended on July 19, 2010. FCPC now occupies the Site, and intends to preserve and redevelop it.

As the new occupant of this former school campus, FCPC is working to ensure that this non-reservation trust land is used in the most effective and efficient way possible for the Tribe, the neighboring Community, the City and the State in addition to providing the intended uses and services stated in the FCPC’s application for trust status.

The Site is located in the Historic Concordia Neighborhood and is designated as an Historic District under a City of Milwaukee designation and is listed on the National Register of Historic Places. Five buildings are designated as Contributing Structures to the Historic District by the City of Milwaukee and the National Park Service (Albrecht Hall, Rincker Library, Wunder Hall, Gymnasium, and Refectory).

The existing buildings, except for a small part of the Rincker Library and the Gymnasium, are currently unused.

Prior to rezoning the Site to General Planned Development, and, as requested in this application, to Detailed Planned Development, the zoning was RT2, which is focused on one- and two-family residential use. This zoning *never* corresponded to actual use of the Site, and is an historic oddity of unknown origin. Use of the Concordia Trust Property in a manner consistent with RT2 zoning is impossible, given that the land is Federal Trust land, which cannot be sold to potential homeowners. Rezoning thus is imperative for any redevelopment to occur.

Unfortunately, many of the existing buildings have fallen into an advanced state of disrepair. Renovation of the buildings will require extensive investment just to bring them to a condition where they might be occupied. Further expense will be required to bring the buildings up to current building code standards and to retrofit them for modern-day use. The former Administration Building for Concordia College is not a contributing building to the historic district, does not fit the needs of the Site, and will be demolished.

Proposed Site Renovation:

Four major forces influence redevelopment plans for the Site and cause the need for a Planned Unit Development approach to rezoning:

- Help strengthen and revitalize the neighborhood
- Find viable uses for historic and usable buildings
 - accommodate current tenants
 - bring Tribal Government offices on site
 - Locate headquarters of the Potawatomi Business Development Corporation on site.
- Maximize opportunities for economic development
- Develop both a short-term and long-term strategy for the Site that provide immediate stability, serve the needs of the FCPC, fit into and complement the neighborhood and bring jobs and life back to the Site

The redevelopment included in this Detailed Planned Development involves the following actions:

Renovate existing buildings to create an historic campus:

Wundar Hall, Albrecht Hall, Rincker Library, The Refectory, and the Gymnasium are contributing historic structures, to be rehabilitated as such. Improvements to the buildings are anticipated to include, but are not limited to; repaired or new mechanical systems, repaired or new roofing, masonry cleaning and pointing, repaired or new windows systems and glazing. All improvements will be designed and constructed with the intent to comply with the Secretary of the Interior's Standards for Historic Rehabilitation. At the same time, FCPC also is strongly committed to sustainable and environmentally sensitive design. (FCPC strongly supported the City's recent successful effort to obtain \$20 million in Federal energy efficiency funding for the Better Buildings program to facilitate energy-efficient improvements to residential and commercial buildings.) Design and implementation of the work will be carried out in a fashion which respects and accommodates both objectives.

- Albrecht Hall - Relocate Tribal Government Offices, Corporate Headquarters for the Potawatomi Business Development Corporation (PBDC) and the FCPC Foundation. This building will require extensive restoration, which will be undertaken with full respect for applicable historic preservation standards.

- Pritzlaff Hall –Renovate and relocate the existing Spotted Eagle High School, Spotted Eagle Inc., and Urban Indian Community Services, including the Indian Council for the Elderly. Work on this building, which is not a contributing structure in the Historic District, will be limited to general refurbishment and such internal changes as are necessary to fitting it for modern-day school and office use.
- Wunder Hall – Renovate existing building to house PBDC owned businesses and/or Business Accelerator. This building will require extensive restoration, which will be undertaken with full respect for applicable historic preservation standards. With respect to sustainability, FCPC already has been awarded a U.S. Department of Energy grant to assist it in renovating this structure in an environmentally sound manner. Externally, visual impacts will be minimized. Significant internal changes will be required to accommodate the needs of tenants in the current environment.
- Rincker Library – Tribal functions including potential expansion space for Business Accelerator. This building will require extensive restoration, which will be undertaken with full respect for applicable historic preservation standards. Externally, visual impacts will be minimized. Significant internal changes will be required to accommodate modern-day requirements and expectations for office use..
- Refectory – Ancillary use to support Spotted Eagle High School and other Site Tenants. This building will require significant restoration, which will be undertaken with full respect for applicable historic preservation standards. Externally, visual impacts will be minimized. Significant internal improvements will be required to render the building suitable for modern-day use, particularly on the second floor, which has not been used or maintained for decades.
- Gymnasium/Recreation Center – Renovation to provide ancillary use by Spotted Eagle High School and other Site Tenants. This building will require significant restoration, which will be undertaken with full respect for applicable historic preservation standards. Externally, visual impacts will be minimized. The gymnasium portion of this building is historic, while the recreation center portion is newer, and with less historic value. Significant internal improvements will be required to render the building suitable for modern-day use. This is particularly true regarding the Recreational Center portion of the building, where a damaged and unusable swimming pool will have to be removed.

The FCPC has determined that there should be renovation of existing historic buildings (Albrecht Hall, Wunder Hall, Refectory, Rincker Library and the Gymnasium) to achieve a Certificate of Appropriateness from the National Park Service signifying the buildings have been restored to historic status in accordance with the highest standards.

The Administration Building, which has no historic designation and is not suitable for any productive reuse, will be demolished.

A total of 112 spaces of surface parking will be developed as shown on Sheet DPD-5.

Any activities likely to cause significant noise audible beyond property lines will be limited generally to the hours of 7:00 am to 7:00 pm. All new transformers, substations, power driven rotating equipment, and HVAC equipment will be screened, sound proofed and located in such a manner that the noise from this equipment is limited to Noise Rating Numbers of 55 during the day (7 am-9 pm) and 45 during the night (9 pm-7 am), as measured at any existing residential property line adjacent to or across the street from the site.

The Site for this DPD necessarily includes the entire parcel of the Concordia Trust Property lying south of West State Street, because City zoning ordinances require that zoning district boundaries coincide with parcel boundaries and the Concordia Trust Property south of West State Street is a single parcel. However, for a variety of reasons not within FCPC's control, current plans for the area of the Site lying south of vacated West Kilbourn Avenue are not advanced to the point where a high level of detail can be provided. Putting all development on the Site on hold until market conditions clarify would not be feasible or desirable for FCPC, the City, or the neighborhood. Therefore, this DPD shows what is in effect a near-term holding plan for the area south of vacated West Kilbourn Avenue. FCPC's general intentions for long-term development of this area are shown in

the General Planned Development District Application filed on or about the date of filing of this DPD application. An application to amend this DPD, which will contain detailed information on improvements to the part of the Site lying south of vacated West Kilbourn Avenue, will be filed when appropriate.

Land Use Plan for Near West Side:

The Department of City Development has created the Near West Side Comprehensive Plan (the “Plan”) which identifies this parcel as a catalytic project. The Owner’s intent carries out portions of the Plan by creating opportunity for commercial and cultural investment bringing vitality and jobs to the neighborhood.

The Plan was adopted by the Common Council of the City of Milwaukee on March 19, 2004. The plan identified eight (8) catalytic projects, which were further described in the Plan as follows:

“Catalytic projects implement key aspects of the plan and spur activity, investment, and redevelopment. Because these projects are expected to produce these effects in the area surrounding the projects as well as in the projects themselves, they are called catalytic.” (Near West Side Comprehensive Plan – Page 70)

Redevelopment of the “Indian Community School Property” is identified in the Plan as one of the eight catalytic projects. (Near West Side Comprehensive Plan – Page 84):

Project goal: Redevelopment of the Site

Objectives of the project:

- ***Obtain compatible reuse of a soon to be unoccupied property***
- ***Attract development that will have a positive impact on the community***

Recommendations:

- ***Work with the Forest County Potawatomi to achieve appropriate redevelopment of the Site after the Indian Community School relocates***

This DPD clearly advances the goals of the Near West Side Comprehensive Plan.

Storm Water Management

The quantity and quality of storm water drainage from the Site will be addressed through the use of existing City infrastructure, in compliance with City requirements. The use of “Green Infrastructure”, such as pervious pavements, rain gardens, and bio-infiltration basins, will be evaluated for applicability during the site design process. Other measures, such as underground detention may be utilized to address the impacts of additional impervious surfaces on the storm water runoff from the Site, in accordance with City requirements. There will be no open detention ponds.

III. COMPLIANCE WITH STANDARDS

The proposed DPD development rezoning complies with, or varies from, the standards prescribed by Section 295-907 of the Milwaukee Code of Ordinances in the following respects:

A. Size (295-907.2.c-1-a.)

See Exhibit A

B. Density (295-907.3.c.)

Not applicable.

C. Space Between Structures (295-907.3.d.)

The location of structures in the DPD complies with the applicable provisions of 2006 IBC 702.1 as amended by COMM 62.0702, Wisconsin Administrative Code.

D. Setbacks (295-907.3.e.)

No new building will be constructed pursuant to this DPD phase. Setbacks will not be changed.

Building facades will be designed and constructed with the intent to comply with the Secretary of the Interior's Standards for Historic Rehabilitation.

E. Screening (295-907.3.f.)

Urban Landscape Treatment will be used as a landscape buffer along all streets. New landscaping will conform to City of Milwaukee requirements. Screening of surface parking and circulation facilities will be comprised of regularly spaced trees and continuous base shrubs, and may include fencing that will create a barrier, but not be a visual screen. Plantings will create a continuous edge of plants, but the eye level zone will be mostly open, to allow for surveillance between parking lots and streets. Facilities such as mechanical equipment or enclosures, dumpsters, and other trash collection equipment, will be screened per Section 295-405.1.b-7, Type "G" Landscaping (object screening), wherever these facilities are visible to the public. Fencing and walls will be in accordance with Table 295-405.1-c, Fence/Wall and Landscaping Requirements for Landscape Types, and Section 295-405.1.c-5. Landscaping around surface parking lots will comply with the landscaping requirements shown on Exhibit G.

F. Open Spaces (295-907.3.g.)

Open spaces that will be improved in this DPD phase are those located in the historic core of the Campus (between vacated Kilbourn Avenue and State Street), and are shown on Sheet DPD-8. Open spaces will include facilities for storm water management, pedestrian circulation, including paved paths and seating areas; landscaped and garden areas with walls and fencing; information features such as signs or kiosks; lighting, shielded so as to not cause glare on adjoining streets and residences; and decorative enhancements, such as flagpoles, artwork, or water features. Landscaping and screening in open spaces will be maintained so as not to create a nuisance or hazardous condition.

G. Circulation Facilities (295-907.3.h.)

The general location of circulation facilities, including pedestrian and vehicle ingress and egress, as well as dropoff and loading facilities, and elevated pedestrian and vehicular bridges, are identified on Sheet DPD-5. Adequate access for pedestrians and private vehicles will be provided. Parking and loading facilities will be located near the uses they support and will be adequately screened.

H. Landscaping (295-907.3.i.)

Site landscaping standards will conform to Section 295-405, Milwaukee Code of Ordinances; and will be of a quality consistent with the standards of the American Association of Nurserymen (ANSI 260.1). Surface parking and circulation facilities will be landscaped and screened as specified in III.E above. Open spaces will include the uses and related landscape standards as specified in III.F, above. Landscaping will meet or exceed the requirements of Section 295-405.1.c, for planting materials, fencing and walls, and berms. Landscape features may encroach into the public right-of-way, with City approval, in accordance with Section 295-405.1.c-8.

Currently, much of the Site is surrounded by a chain link security fence that provides perimeter security for the buildings. It is the intention of the FCPC to remove this fence and replace it with decorative fencing as depicted in Exhibit F (except privacy fencing, also depicted on Exhibit F, may be used where required between parking lots and adjacent residences) that provides for the security interests of persons working in or visiting buildings on the Site, and to do it in such a way that the Site will be accessible to the rest of the neighborhood during normal business hours.

I. Lighting (295-907.3.j.)

New building lighting will conform to the Illuminating Engineering Society Standards and City of Milwaukee Ordinances. All exterior lighting will be shielded so as not to cause glare on adjoining streets, or light escape to nearby residences. Site lighting will be as shown on Exhibit E.

J. Utilities (295-907.3.k.)

New transformers and substations will be installed within buildings or will be otherwise screened from view.

K. Signs (295-907.3.l.)

A signage program will be developed for the Concordia Property Trust site. The signage program will include Entrance signs, directional signs, identification signs, decorative lighting features, and canopy signs.

The Entrance signs to be installed as part of this DPD phase will be monument signs in three locations: the south side of State Street at approximately 33rd street and 32nd street and at 33rd and Highland as well as at the south edge of the Site on 33rd street. They will have an approximate 2-foot tall masonry base, a 10-foot long, 4 foot high sign panel (maximum of 40 square feet), two sided, metal, externally and/or internally lit.

There will be directional monument signs at key locations around the Site. There will be a maximum of 10 primary and secondary directional signs, with a maximum sign area of 24 square feet. These signs may be internally or externally lit and will be used to identify parking lots, materials management and pedestrian entrances.

There will be decorative lighting features, designed as lanterns, installed along internal drives, and within the right-of-way subject to issuance of an appropriate special privilege by the City. There will be a maximum of 30 ground-mounted special lanterns. Maximum height of the lanterns will be 15 feet.

There will be signs for directional and other information, that may serve other functions, such as decorative lighting, flag poles, and displays. There will be a maximum of six signs, with a maximum height of 12 feet. Depictions of the planned signs are shown on Exhibit D.

L. Survey (295-907)

The ALTA/ACSM Land Survey, Sheet DPD-2 shows the property lines. The proposed Project Boundary Description Sheet DPD-3 shows the topography at 1-foot intervals.

IV. MINOR MODIFICATIONS

Section 295-907.2.i. of the Milwaukee Code of Ordinances provides that minor modifications to the general and detailed plans may be allowed, provided that such minor modifications do not result in certain changes to the plan relating to its general character, or such things as land coverage of buildings and parking areas. The Tribe, in generating the plans for the DPD, has attempted to anticipate all factors required to complete the project successfully, and has invested a substantial amount of time and capital in doing so. However, neither the Tribe nor the City of Milwaukee can predict how the plans set forth herein may unfold in their implementation. In recognition of this fact, and acknowledging the need to maintain flexibility of plans to be modified for particular circumstances, the Tribe will retain the right to make minor modifications to the DPD at any time in accordance with applicable provisions in the City zoning code.

V. “STATISTICAL SHEET” INFORMATION

Section 295-907.2.c-1 of the Milwaukee Code of Ordinances provides that this Owner’s DPD Project Description contain a statistical sheet setting forth specific information on the project. The pertinent information required under this Section is set forth on the Statistical Sheet attached hereto as Exhibit A.

EXHIBIT A
DETAILED PLAN DEVELOPMENT STATISTICAL SHEET
CONCORDIA PROPERTY TRUST SITE

2.c-1-a	Gross Land Area	363,121	sf	8.336	ac	
2.c-1-b	Maximum Amount of Land Covered by Principal Buildings	97,467	sf	2.24	ac	26.8 percent of total
2.c-1-c	Maximum Amount of Land Devoted to Parking, Drives and Parking Structures	90,780	sf	2.0	ac	25.0 percent of total
2.c-1-d	Minimum Amount of Land Devoted to Landscaped Green Space	145,248	sf	3.33	ac	40.0 percent of total
2.c-1-e	Total Area Devoted to Non-Residential Uses	363,121	sf	8.336	ac	100 percent of total
2.c-1-f	Proposed Number of Buildings	8	Current Existing			
		- 1	Demolished			
2.c-1-g	Dwelling Units Per Building	Not applicable				
2.c-1-h	Bedrooms per Unit	Not applicable				
2.c-1-i	Parking Spaces Provided	112	Surface			
		0	Structured			
		112	Total			
		1.00	Number of cars/1,000 gsf of building area			

[These statistics reflect only the state of development shown on this Detailed Planned Development application. They do not reflect ultimate development as shown on the General Planned Development application filed on or about the date hereof. This affects primarily the portion of the Site lying south of vacated West Kilbourn Avenue. Details concerning additional improvements for this area will be provided in connection with an application to amend this DPD at an appropriate time.]