

CITY OF MILWAUKEE

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RONALD D. LEONHARDT  
CITY CLERK

October 23, 2002

Deborah C. Tomczyk, Esq.  
Direct Dial: 414-298-8331  
dtomczyk@reinhartlaw.com

DELIVERED BY MESSENGER

Ronald D. Leonhardt, City Clerk  
City of Milwaukee  
200 East Wells Street, Room 205  
Milwaukee, WI 53202

Dear Mr. Leonhardt:

Re: Common Council File No. 020785

I enclose a petition executed on behalf of 525 Properties Limited Partnership protesting adoption of Common Council File No. 020785, a substitute ordinance relating to zoning regulations for existing television towers. If adopted, this file would allow the height of all towers used for television broadcasting on October 1, 2002 to be increased under certain circumstances without approval from the Board of Zoning Appeals or the Department of City Development. Most immediately, the file would permit Hearst-Argyle to extend its tower height to add antenna capacity without even investigating co-location opportunities on other existing towers, much less making "every reasonable effort" to co-locate as required under Milwaukee Code of Ordinances section 295-413.

The purpose of submitting the enclosed petition (as well as petitions submitted on September 20, 2002) is to require a three-fourths vote of the Common Council to approve File No. 020785, pursuant to Milwaukee Code of Ordinances section 295-307 (formerly 295-61-2). 525 Properties Limited Partnership owns the television tower located at 3950 North Holton Street. Together with the petitions from MATC and CBS 58 submitted on September 20, 2002, the enclosed petition brings to three the total number of towers objecting to the file. Objection by three out of the seven towers affected by the proposed ordinance constitutes objection by 42.29% of the affected property owners, which exceeds the 20% threshold required by section 295-307.

Ronald D. Leonhardt, City Clerk  
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Please transmit these protests to the Common Council in advance of their vote on File No. 020785. Thank you.

Yours very truly,

  
Deborah C. Tomczyk

MW\913661DCT:CMW

Encs.

cc Mr. Thomas Gartner  
Mr. Michael Rosen  
Mr. Norman Shapiro

**PETITION IN PROTEST  
OF ZONING REGULATIONS FOR  
EXISTING TRANSMISSION TOWERS  
SET FORTH IN FILE NO. 020785**

October 9, 2002

DELIVERED BY MESSENGER

To: Ronald D. Leonhardt, City Clerk  
City of Milwaukee  
200 East Wells Street, Room 205  
Milwaukee, WI 53202

Mr. Leonhardt:

The undersigned is the owner of property located at 3950 North Holton Street in the City of Milwaukee. Such property is affected by the proposed change in zoning regulations for existing television towers used to transmit or receive television signals set forth in File No. 020785.

The undersigned is submitting this protest petition to object to adoption of the proposed changes in zoning regulations for existing television towers set forth in File No. 020785. Accordingly, the undersigned is submitting this petition pursuant to Milwaukee Code of Ordinances Section 295-307 (formerly 295-61-2) to require a favorable vote of at least three-fourths of the members of the Common Council voting on any such proposed change.

Respectfully submitted,

525 PROPERTIES LIMITED PARTNERSHIP

BY 

Its Gen'l Partner

State of Wisconsin )  
                                  : SS  
Orange County )

This instrument was acknowledged before me on October \_\_\_\_\_, 2002  
by Lloyd Levin as Genl Partner of 525 Properties  
Limited Partnership.

[Seal]

**Susan Ann S. Martin**  
**Notary Public**  
**State of Wisconsin**



Notary Public, State of Wisconsin

My commission 10-30-05