


**City  
of  
Milwaukee**

**MEMORANDUM**

**To:** Ald. Marvin Pratt, Council President  
Ald. Paul Henningsen, Chair  
Zoning, Neighborhoods and Development Committee

**From:** Ronald D. Leonhardt, City Clerk 

**Date:** September 24, 2002

**Re:** Zoning Protest Petition

On Friday, September 24, 2002, the City Clerk's Office received a petition protesting the zoning code change contained in Council File 020785, a substitute ordinance relating to zoning regulations for existing transmission towers used to transmit or receive television signals. The petition has been referred to the City Attorney for an opinion as to its validity. If valid, a three-fourths vote (13 members) of the Common Council would be required for passage of the ordinance (and also to override a veto, if applicable).

Zoning protest petitions are usually filed in cases where specific parcels of property are being rezoned. In this case, the ordinance contains a general zoning regulation, not the rezoning of any individual parcel. The petitioners have taken the position that they have identified the owners of all property that would be affected by this regulation and that the petitioners represent a sufficient percentage of such owners to submit this petition. If the City Attorney agrees with this interpretation and finds the petition valid, it will then be forwarded to the Department of City Development for a determination as to whether the owners meet the required percentage under the ordinance.

**Cc:** Anthony Zielinski  
✓ Robert Harvey  
Thomas Gartner  
John Hyslop

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Council/towerpetition.doc