

C. NO. 7
FILE NUMBER 230101
OFFICIAL NOTICE

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Common Council of the City of
Milwaukee

Office of the City Clerk
Notice is hereby given that an
ordinance that was introduced at
the May 9, 2023 meeting of the
Milwaukee Common Council, the
essence of which is as follows:

An ordinance relating to regula-
tions for food peddler vehicle parks
and restaurant collectives.

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

Part 1 Sections 200-42-3-a-0
and b-0 of the code are amended
to read:

**200-42. Certificate of Occu-
pancy.**

3. **WHEN ISSUED.** a. In the case
of a proposed use, as described
in ch SPS 362, Wis. Adm. Code,
as amended, that is not within the
same group of uses as the prior
use, and where the proposed use
is as hazardous or more hazard-
ous, based on life and fire risk,
than the prior use, or whenever
the proposed use is an elementary
or secondary school, or a daycare
or a rooming house, or a tavern, ~~[[fast food/carryout restaurant]]~~
~~or a restaurant with drive-through~~
~~facility, as defined under s. 295-~~
~~201-499, or a [[sit-down restaur-~~
~~ant]] restaurant without drive-~~
~~through facility, as defined under~~
~~s. 295-201-501, or where otherwise~~
~~requested, the commissioner shall~~
~~issue a certificate of occupancy;~~

b. Unless otherwise required by
law, in the case of a proposed use,
as described in ch SPS 362, Wis.
Adm. Code, as amended, that is
within the same group of uses as
the prior use, or in the case of a
proposed use that is not within the
same group of uses as the prior
use and that is less hazardous,
based on life and fire risk, than
the prior use, except whenever the
proposed use is an elementary
or secondary school, a daycare,
a rooming house, a tavern, ~~[[fast~~
~~food/carryout restaurant as defined~~
~~under s. 295-20-449]] a restaur-~~
~~ant with drive-through facility, as~~
~~defined under s. 295-201-499, or~~
~~a [[sit-down restaurant]] restaurant~~
~~without drive-through facility, as~~
~~defined under s. 295-201-501, or~~
~~if otherwise requested, the com-~~
~~missioner of city development shall~~
~~issue a certificate of occupancy~~
~~indicating conformance with the~~
~~use requirements set forth in ch~~
~~295 and.~~

Part 2, Section 295-201-501 of
the code is amended to read:

295-201. Definitions.
501. **RESTAURANT WITH-
OUT DRIVE-THROUGH FACILITY**
means a restaurant where food
is prepared and sold for on-site
or off-site consumption, or both,
but where no food is dispensed to
customers in motor vehicles. This
definition shall include a private
property that hosts one or more
~~food peddler vehicles, as defined~~
~~in s. 68-1-24, or a building that~~
~~hosts two or more licensed food~~
~~dealers that share common kitchen~~
~~facilities.~~

Part 3, Section 295-203-9-g of
the code is amended to read:

295-203. Use Definitions.
9. **ACCOMMODATION AND
FOOD SERVICE USES**

g. "Restaurant without drive-
through facility" means a restau-
rant where food is prepared and
sold for on-site or off-site con-
sumption, or both, but where no
food is dispensed to customers
in motor vehicles. This definition
shall include a private property that
hosts one or more ~~food peddler~~
~~vehicles, as defined in s. 68-1-24,~~
~~or a building that hosts two or more~~
~~licensed food dealers that share~~
~~common kitchen facilities.~~

This ordinance can also be
obtained at the Office of the City
Clerk, Room 205, City Hall, 200 E.
Wells Street, Milwaukee, WI 53202.

Notice is hereby further given
that the foregoing matter will be
given a public hearing by the City
Planning Commission in 809 North
Broadway, First Floor Board Room,
Milwaukee, Wisconsin, on Monday,
June 5, 2023 at 2:30 P.M., pursuant
to the provision of Sub-Section (7)
(d) of Section 62.23 of the Revised
Statutes of the State of Wisconsin.
Those wishing to attend the meet-
ing virtually are able to do so by
registering with the following link at

the City Plan Commission website
(<https://city.milwaukee.gov/CPC/>)

PLEASE NOTE: a) Members of
the Common Council and mem-
bers of its Standing Committees
who are not members of either
Committee, may attend this meet-
ing to participate or to gather infor-
mation. Therefore, notice is given
that either meeting may constitute
a meeting of the Common Council
or any of its Standing Commit-
tees, and must be noticed as such,
although they will not take any for-
mal action at this meeting.

b) If you have difficulty with the
English language, you may bring
an interpreter with you, at your own
expense, so that you can answer
questions and participate in the
hearing.

c) Upon reasonable notice,
efforts will be made to accommo-
date the needs of disabled individ-
uals through sign language, inter-
preters or other auxiliary aids. For
additional information or to request
this service, contact the Council
Services Division ADA Coordina-
tor at 286-2998, (FAX) 286-3456,
(TDD) 286-2025 or by writing to
the ADA Coordinator at Room 205,
City Hall, 200 E. Wells Street, Mil-
waukee, WI 53202.

d) Limited parking for persons
attending meetings in City Hall is
available at reduced rates (5 hour
limit) at the Milwaukee Center on
the southwest corner of East Kil-
bourn and North Water Street.
Parking tickets must be validated
in Room 205, (City Clerk's Office)
or the first floor Information Booth
in City Hall.

e) This meeting will be web-cast
live at www.milwaukee.gov/channel25.

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