

November 18, 2002

Mr. Ronald Leonhardt  
City Clerk  
Room 205 - City Hall  
City of Milwaukee

Dear Mr. Leonhardt:

The department has reviewed the protest petition relative to Ordinance File Nos. 020643, 020855 and 020856 and the requirements of s. 62.23(7)(d)2m. Wis. Stats.

The opposing property included in the petition represents seven privately owned properties and three signatures with common ownership in a condominium known as the Highlands. All properties are immediately adjacent properties and extending 100 feet from the proposed zoning changes.

In the case of a condominium there are two ways that a valid protest petition can be submitted. The condominium president or other designated officer duly appointed or elected in accordance with the condominium's Articles of Incorporation and By-Laws and authorized by resolution to sign the petition; or a petition may be signed by a majority of the condominium owners. In this instance only three of the seventy condominium owners have signed the petition thus that part of the immediately adjacent land area represented by the Highlands Condominium has not met the statutory requirements to protest the zoning amendments.

The signatures representing seven privately owned properties are valid and represent 38% of the immediately adjacent land.

The petition therefore meets the requirements of s.62.23(7)(d)2m. Wis. Stats. and a  $\frac{3}{4}$  vote of the Common Council to approve the ordinance will be required.

Sincerely,

Julie A. Penman  
Executive Secretary  
City Plan Commission of Milwaukee

cc: Ald. Tom Nardelli  
A. Zielinski  
R. Harvey  
P. Park  
J. Laskowski  
S. Mukamal  
File

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