

October 20, 2004

To the Honorable Common Council
Zoning, Neighborhoods and
Development Committee
City of Milwaukee

Dear Committee Members:

Attached is File No. 040633 being an ordinance relating to the granting of use variances by the board of zoning appeals.

This ordinance creates separate definitions for the zoning terms “dimensional variance and “use variance”. It further creates a fee schedule for use variance applications filed with the board of zoning appeals. This fee schedule is based on the square footage of the lot for which the use variance is requested.

The Zoning Code Technical Committee reviewed this ordinance on September 15, 2004. The committee found that the proposed ordinance met the required standards for legality, enforceability, administrative efficiency and consistency with the zoning code.

This ordinance clarifies the distinction between appeals of administrative decisions of the commissioner of city development relating to interpretation or application of the zoning code and appeals of orders of the commissioner of neighborhood services relating to enforcement of the zoning code.

Since this amendment will allow the fee structure for matters going before the Board of Zoning

Appeals to be adjusted to more closely parallel the processing and review time, the City Plan Commission at its regular meeting on October 18, 2004 recommended the approval of the attached ordinance.

Sincerely,

Rocky Marcoux
Executive Secretary
City Plan Commission of Milwaukee

File