

CITY OF MILWAUKEE

Form CA-43

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September 20, 2004

To the Honorable Common Council
Room 205 - City Hall

Re: CCFN 040464 (An ordinance relating to the procedure for creation of interim study overlay zones)

Dear Council Members:

The above-referenced file has been referred to this office for an opinion as to its legality and enforceability. As this referral was not made until after the Zoning, Neighborhoods & Development Committee had considered and adopted this resolution, we had no opportunity to review it for purposes of legality and enforceability while it was under consideration by that Committee.

This resolution raises a number of significant legal issues that will require extensive research. We estimate that our review will require approximately 6 weeks of time; therefore, we will make every effort to complete that research and come to a conclusion on legality and enforceability of this resolution on or before the regular meeting of the Common Council scheduled for November 3, 2004. We would respectfully request that this file be held for review until that time. Thank you very much for your assistance.

Very truly yours,


GRANT F. LANGLEY
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c: Terry McDonald