

April 30, 2003

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

Dear Committee Members:

Attached is File No. 970231 being a substitute ordinance relating to zoning regulations for community living arrangements and correctional facilities.

This ordinance prohibits the opening of new community living arrangements and correctional facilities where the density of existing facilities of these types is 4 or more per square mile.

The Zoning Code Technical Committee reviewed this ordinance on January 29, 2003. The committee expressed legal concerns regarding the limitation of these types of facilities based on their density per square mile. This provision is clearly contrary to State Statutes that dictate how local governments may regulate community living arrangements and correctional facilities.

Based on this information, the City Plan Commission, at its regular meeting of April 28, 2003 recommended that the attached substitute ordinance be placed on file.

Sincerely,

Julie A. Penman
Executive Secretary
City Plan Commission of Milwaukee

attachment
File