



Legislation Details (With Text)

File #: 220627 **Version:** 1
Type: Ordinance **Status:** Passed
File created: 9/1/2022 **In control:** COMMON COUNCIL
On agenda: **Final action:** 11/1/2022
Effective date:

Title: A substitute ordinance relating to the First Amendment to the Detailed Planned Development known as River House to allow changes to the previously approved Phase 2 multi-family residential development located at 1801-1881 North Water Street, on the west side of North Water Street, north of East Pearson Street extended, in the 3rd Aldermanic District.

Sponsors: THE CHAIR

Indexes: PLANNED DEVELOPMENT DISTRICTS, ZONING DISTRICT 03

Attachments: 1. Exhibit A as of 09.26.22, 2. Exhibit A Continued as of 09.30.22, 3. Map, 4. Affidavit for Zoning Change, 5. DPW Comments, 6. City Plan Commission Letter, 7. DCD PowerPoint, 8. CPC Staff Report, 9. CPC Public Hearing Notice, 10. Hearing Notice List, 11. Notice published 10/10 and 10/17/2022, 12. proof of publication

Date	Ver.	Action By	Action	Result	Tally
9/1/2022	0	COMMON COUNCIL	ASSIGNED TO		
9/2/2022	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	REFERRED TO		
9/30/2022	1	CITY CLERK	DRAFT SUBMITTED		
10/10/2022	1	CITY CLERK	PUBLISHED		
10/17/2022	1	CITY PLAN COMMISSION	RECOMMENDED FOR PASSAGE AND ASSIGNED	Pass	5:0
10/25/2022	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
11/1/2022	1	COMMON COUNCIL	PASSED	Pass	10:0
11/7/2022	1	MAYOR	SIGNED		
11/18/2022	1	CITY CLERK	PUBLISHED		

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SUBSTITUTE 1
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THE CHAIR

A substitute ordinance relating to the First Amendment to the Detailed Planned Development known as River House to allow changes to the previously approved Phase 2 multi-family residential development located at 1801-1881 North Water Street, on the west side of North Water Street, north of East Pearson Street extended, in the 3rd Aldermanic District.

This zoning change was requested by Water Street Realty Partners LLC and will allow 15 additional residential units as part of the Phase 2 development, and approve the building elevations and minor changes to the previously approved site plans. The Mayor and Common Council of the City of Milwaukee ("Common Council"), do ordain as follows:

Part 1. There is added to the Milwaukee Code of Ordinances ("MCO") a new section to read

as follows:

(1) In accordance with the provisions of Section 295-907 of the MCO relating to the establishment of planned development districts, the Common Council approves the subject amended Detailed Planned Development, which is restricted to the time limit of 5 years from the effective date of this ordinance unless the criteria per s.295-907-2-c-11 are met as referenced in Exhibit A, a copy of which is attached to this Common Council File which is on file in the office of the City Clerk and made a part as though fully set forth herein.

(2) The zoning map is amended to change the zoning for the property located at: 1801-1881 North Water Street, Tax Key No. 354-0914-120 (subject site); 1781 North Water Street, Tax Key No. 354-0914-110 (also included in the DPD)-First Amendment to Detailed Planned Development.

(3) The requirements set forth in said detailed plan attached to this Common Council File as Exhibit A, constitute the zoning regulations for the area contained in such planned development district described, provided further, that the effect of the approval of such detailed plan is that such plan shall limit and control construction, location, use and operation of all land and structures included within the detailed plan to all conditions and limitations set forth in such detailed plan.

Part 2. Any persons, firm, company or corporation owning, controlling or managing any building or premises wherein or whereon there shall be placed or there exists anything in violation of the terms of this ordinance; or who shall build contrary to the plans or specifications submitted to and approved by the Commissioner of the Department of City Development, or any person, firm, company or corporation who shall omit, neglect or refuse to do any act required in this ordinance shall be subject to the penalties provided in Section 200-19 of the MCO.

Part 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions. The Common Council declares that it would have passed this ordinance and each section, subsection, sentence, clause, phrase or portion irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases or other portions be declared void or invalid.

DCD:Samuel.Lleichtling:kdc
09/30/22