



Legislation Details (With Text)

**File #:** 070549      **Version:** 0

**Type:** Ordinance      **Status:** Passed

**File created:** 7/11/2007      **In control:** ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE

**On agenda:**      **Final action:** 7/31/2007

**Effective date:**

**Title:** An ordinance relating to the penalty for keeping, maintaining, conducting or operating a licensed dwelling facility without first obtaining a license therefor.

**Sponsors:** ALD. D'AMATO

**Indexes:** FINES AND PENALTIES, LICENSED DWELLINGS

**Attachments:** 1. Fiscal Note.pdf, 2. Notice Published on 8-16-07

Date	Ver.	Action By	Action	Result	Tally
7/11/2007	0	COMMON COUNCIL	ASSIGNED TO		
7/16/2007	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
7/16/2007	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
7/17/2007	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
7/17/2007	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
7/24/2007	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
7/31/2007	0	COMMON COUNCIL	PASSED	Pass	14:0
8/10/2007	0	MAYOR	SIGNED		
8/16/2007	0	CITY CLERK	PUBLISHED		

070549  
ORIGINAL

**ALD. D'AMATO**  
 An ordinance relating to the penalty for keeping, maintaining, conducting or operating a licensed dwelling facility without first obtaining a license therefor.  
 275-20-12 cr

This ordinance provides that any person who keeps, maintains, conducts or operates a licensed dwelling facility (i.e., rooming house), or who offers to keep, maintain, conduct or operate a licensed dwelling facility, without first obtaining a license therefor shall, upon conviction, be subject to a forfeiture of \$2,500 to \$5,000, together with the costs of prosecution, and in default of payment thereof to imprisonment in the house of correction or county jail of Milwaukee County for a period of not less than 45 days nor more than 90 days. Currently, the penalty for such violation is the standard building and zoning code penalty: a forfeiture of \$150 to \$5,000 or imprisonment for 6 to 90 days.

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 275-20-12 of the code is created to read:

**275-20. Licensing of Licensed Dwelling Facilities.**

**12. PENALTIES.** a. Any person who violates sub. 2 shall, upon conviction, be subject to a forfeiture of \$2,500 to \$5,000, together with the costs of prosecution, and in default of payment thereof to imprisonment in the house of correction or county jail of Milwaukee County for a period of not less than 45 days nor more than 90 days.

b. Any person who violates any provision of this section other than sub. 2 shall, upon conviction, be subject to the penalties provided in s. 200-19.

APPROVED AS TO FORM

\_\_\_\_\_  
Legislative Reference Bureau

Date: \_\_\_\_\_

IT IS OUR OPINION THAT THE ORDINANCE  
IS LEGAL AND ENFORCEABLE

\_\_\_\_\_  
Office of the City Attorney

Date: \_\_\_\_\_

LRB07196-1

JDO

07/10/2007