



Legislation Details (With Text)

File #: 140486 **Version:** 0
Type: Ordinance **Status:** Passed
File created: 6/24/2014 **In control:** COMMON COUNCIL
On agenda: **Final action:** 9/23/2014

Effective date:

Title: An ordinance relating to required board of zoning appeals findings for the granting of special use permits for installment loan agencies.

Sponsors: ALD. BOHL

Indexes: BOARD OF ZONING APPEALS

Attachments: 1. Zoning Code Technical Committee Letter, 2. LRB research on installment loan businesses, 3. Additional legislative record, 4. Transcript of Licensing Hearing 7-8-14.pdf, 5. City Plan Commission Letter, 6. Notice Published on 8-22-14 and 8-29-14, 7. Hearing Notice List, 8. Notice Published on 10-9-14

| Date | Ver. | Action By | Action | Result | Tally |
|-----------|------|---|--------------------------------------|--------|-------|
| 6/24/2014 | 0 | COMMON COUNCIL | ASSIGNED TO | | |
| 6/30/2014 | 0 | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | REFERRED TO | Pass | |
| 6/30/2014 | 0 | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | REFERRED TO | | |
| 7/1/2014 | 0 | ZONING CODE TECHNICAL COMMITTEE | HEARING NOTICES SENT | | |
| 7/1/2014 | 0 | ZONING CODE TECHNICAL COMMITTEE | HEARING NOTICES SENT | | |
| 7/15/2014 | 0 | ZONING CODE TECHNICAL COMMITTEE | HEARING NOTICES SENT | | |
| 7/15/2014 | 0 | ZONING CODE TECHNICAL COMMITTEE | HEARING NOTICES SENT | | |
| 7/15/2014 | 0 | ZONING CODE TECHNICAL COMMITTEE | HEARING NOTICES SENT | | |
| 8/22/2014 | 0 | CITY CLERK | PUBLISHED | | |
| 9/8/2014 | 0 | CITY PLAN COMMISSION | RECOMMENDED FOR PASSAGE AND ASSIGNED | Pass | 5:0 |
| 9/10/2014 | 0 | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | HEARING NOTICES SENT | | |
| 9/10/2014 | 0 | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | HEARING NOTICES SENT | | |
| 9/10/2014 | 0 | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | HEARING NOTICES SENT | | |
| 9/10/2014 | 0 | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | HEARING NOTICES SENT | | |
| 9/10/2014 | 0 | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | HEARING NOTICES SENT | | |
| 9/10/2014 | 0 | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | HEARING NOTICES SENT | | |

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|-----------|---|---|-------------------------|------|------|
| 9/10/2014 | 0 | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | HEARING NOTICES SENT | | |
| 9/16/2014 | 0 | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | RECOMMENDED FOR PASSAGE | Pass | 5:0 |
| 9/23/2014 | 0 | COMMON COUNCIL | PASSED | Pass | 15:0 |
| 10/2/2014 | 0 | MAYOR | SIGNED | | |
| 10/9/2014 | 0 | CITY CLERK | PUBLISHED | | |

140486
ORIGINAL

ALD. BOHL

An ordinance relating to required board of zoning appeals findings for the granting of special use permits for installment loan agencies.

295-603-3-0 am

295-603-3-a am

295-703-3-0 am

295-703-3-a am

295-803-3-0 am

295-803-3-a am

295-905-2-c-0 am

295-905-2-c-1 am

Presently, the zoning code provides that no special use permit for a currency exchange, payday loan agency, title loan agency, cash-for-gold business or pawn shop shall be granted by the board of zoning appeals unless the board finds, in addition to the general required findings for all special uses, that:

- a. No other currency exchange, payday loan agency, title loan agency, cash-for-gold business or pawn shop is located within 1,500 feet of the proposed use.
- b. The proposed use will not be located within 150 feet of a single-family or 2-family residential zoning district.

This ordinance adds installment loan agency to the list of businesses subject to these additional special use standards.

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

Part 1. Section 295-603-3-0 and a of the code is amended to read:

295-603. Uses.

3. ADDITIONAL SPECIAL USE STANDARDS. No special use permit for a currency exchange, payday loan agency, title loan agency, >>installment loan agency<< cash-for-gold business or pawn shop shall be granted by the board unless the board finds, in addition to the findings required by s. 295-311-2-d, that:

- a. No other currency exchange, payday loan agency, title loan agency, >>installment loan agency<< cash-for-gold business or pawn shop is located within 1,500 feet of the proposed use.

Part 2. Section 295-703-3-0 and a of the code is amended to read:

295-703. Uses.

3. ADDITIONAL SPECIAL USE STANDARDS. No special use permit for a currency exchange, payday loan agency, title loan agency, >>installment loan agency,<< cash-for-gold business or pawn shop shall be granted by the board unless the board finds, in addition to the findings required by s. 295-311-2-d, that:

a. No other currency exchange, payday loan agency, title loan agency, >>installment loan agency,<< cash-for-gold business or pawn shop is located within 1,500 feet of the proposed use.

Part 3. Section 295-803-3-0 and a of the code is amended to read:

295-803. Uses.

3. ADDITIONAL SPECIAL USE STANDARDS. No special use permit for a currency exchange, payday loan agency, title loan agency, >>installment loan agency,<< cash-for-gold business or pawn shop shall be granted by the board unless the board finds, in addition to the findings required by s. 295-311-2-d, that:

a. No other currency exchange, payday loan agency, title loan agency, >>installment loan agency,<< cash-for-gold business or pawn shop is located within 1,500 feet of the proposed use.

Part 4. Section 295-905-2-c-0 and 1 of the code is amended to read:

295-905. Institutional District (TL).

2. USES.

c. Additional Special Use Standards. No special use permit for a currency exchange, payday loan agency, title loan agency, >>installment loan agency,<< cash-for-gold business or pawn shop shall be granted by the board unless the board finds, in addition to the findings required by s. 295-311-2-d, that:

c-1. No other currency exchange, payday loan agency, title loan agency, >>installment loan agency,<< cash-for-gold business or pawn shop is located within 1,500 feet of the proposed use.

..LRB

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: _____

LRB153087-1
Jeff Osterman
06/24/2014