



Legislation Details (With Text)

**File #:** 021013      **Version:** 0

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

**File created:** 11/6/2002      **In control:** ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE

**On agenda:**      **Final action:** 3/4/2003

**Effective date:**

**Title:** Ordinance relating to the First Amendment to the Detailed Planned Development (DPD) known as Kilbourn Tower, on land located on the Southwest corner of East Kilbourn Avenue and North Prospect Avenue, in the 4th Aldermanic District. (DCD)

**Sponsors:** THE CHAIR

**Indexes:** PLANNED DEVELOPMENT DISTRICTS, PLANNED UNIT DEVELOPMENTS, ZONING DISTRICT 04

**Attachments:** 1. CPC letter.pdf, 2. Letter from Atty. Steininger.PDF, 3. Exhibit A.PDF

Date	Ver.	Action By	Action	Result	Tally
11/6/2002	0	COMMON COUNCIL	ASSIGNED TO		
11/7/2002		ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	REFERRED TO		
11/11/2002	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
12/2/2002	0	CITY CLERK	PUBLISHED		
12/5/2002	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
12/6/2002	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
12/11/2002	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
12/11/2002	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
12/17/2002	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	NOT ACTED ON		
12/30/2002	0	CITY CLERK	PUBLISHED		
1/6/2003	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
1/6/2003	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
1/6/2003	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
1/14/2003	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	NOT ACTED ON		
2/10/2003	0	CITY CLERK	PUBLISHED		
2/17/2003	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
2/17/2003	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		

2/25/2003	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HELD TO CALL OF THE CHAIR	Pass	3:1
2/26/2003	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
3/4/2003	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	4:0
3/4/2003	0	COMMON COUNCIL	PASSED	Pass	13:2
3/10/2003	0	MAYOR	SIGNED		
3/20/2003	0	CITY CLERK	PUBLISHED		
9/24/2013	0	COMMON COUNCIL	HEARING NOTICES SENT		

021013  
ORIGINAL  
020073  
THE CHAIR

Ordinance relating to the First Amendment to the Detailed Planned Development (DPD) known as Kilbourn Tower, on land located on the Southwest corner of East Kilbourn Avenue and North Prospect Avenue, in the 4th Aldermanic District. (DCD)  
This ordinance will amend the previously approved plans to allow for additional units and floor area.

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 ("Code") a new section to read as follows:

Section 295-907(2)(b).0002.

(1) In accordance with the provisions of Section 295-907(d), of the Code relating to the establishment of planned development districts, the Common Council approves the subject Detailed Planned Development, a copy of which is attached to this Common Council File as Exhibit A 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 area bounded and described by the centerline of East Kilbourn Avenue, the centerline of North Prospect Avenue, a line 127 feet West and parallel to the west line of North Prospect Avenue and a line 90 feet South and parallel to the south line of East Kilbourn Avenue.

(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 Code.

Part 3. In accordance with the provisions of Section 295-815, now known as Section 295-907(j), of the Code, the City Clerk shall transmit a certified copy of the action taken by the Common Council to the Department of City Development.

Part 4. 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:JRH:vlk

11/06/02/A