



Legislation Details (With Text)

File #: 190140 **Version:** 2
Type: Ordinance **Status:** Passed
File created: 5/7/2019 **In control:** COMMON COUNCIL
On agenda: **Final action:** 6/18/2019

Effective date:

Title: A substitute ordinance relating to the zoning code definitions of manufacturing-related land uses.

Sponsors: THE CHAIR

Indexes: ZONING

Attachments: 1. Zoning Code Technical Committee Letter, 2. Hearing Notice List, 3. City Plan Commission Letter, 4. Proof of Publication, 5. Notice published 5/24 and 5/31/2019

Date	Ver.	Action By	Action	Result	Tally
5/7/2019	0	COMMON COUNCIL	ASSIGNED TO		
5/9/2019	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	REFERRED TO		
5/9/2019	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	REFERRED TO		
5/13/2019	1	CITY CLERK	DRAFT SUBMITTED		
5/24/2019	1	CITY CLERK	PUBLISHED		
6/5/2019	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
6/10/2019	1	CITY PLAN COMMISSION	RECOMMENDED FOR PASSAGE AND ASSIGNED	Pass	5:0
6/11/2019	2	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
6/11/2019	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	SUBSTITUTED	Pass	5:0
6/18/2019	2	COMMON COUNCIL	PASSED	Pass	14:0
6/28/2019	2	MAYOR	SIGNED		
7/3/2019	2	CITY CLERK	PUBLISHED		

190140
SUBSTITUTE 2

THE CHAIR

A substitute ordinance relating to the zoning code definitions of manufacturing-related land uses.

- 295-201-361 am
- 295-201-365 am
- 295-203-13-d am
- 295-203-13-e am

This ordinance amends the zoning code definition of “heavy manufacturing” such that the following are no longer included in this term:

- a. Chemical manufacturing.
- b. Stonework or concrete product manufacturing.
- c. Fabrication of metal products.
- d. Manufacturing of agricultural, construction or mining machinery.
- e. Motor vehicle manufacturing.
- f. Lumber milling.
- g. Ship or boat construction.
- h. Permanent concrete/batch plant.

The ordinance also amends the definition of “light manufacturing” to require that a light manufacturing establishment meet the following standards; failure to meet any one of these standards shall result in the establishment being classified as heavy manufacturing:

- a. Smoke, exhaust, glare, dust and airborne particulates shall be internally-remediated.
- b. Noise, sounds and vibrations shall not be evident beyond the walls of the establishment.
- c. Motor vehicle operating areas shall have sufficient turning-motion areas that are contained entirely on-site.

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

Part 1. Section 295-201-361 and 365 of the code is amended to read:

295-201. Definitions.

361. MANUFACTURING, HEAVY means an establishment engaged in manufacturing, assembly, fabrication, packaging or other industrial processing of products primarily from extracted or raw materials or the bulk storage and handling of such products and materials, or an industrial establishment having potential to produce noise, dust, glare, odors or vibration beyond its property line. ~~[[This term includes, but is not limited to:~~

- ~~a. Chemical manufacturing.~~
- ~~b. Stonework or concrete product manufacturing.~~
- ~~c. Fabrication of metal products.~~
- ~~d. Manufacturing of agricultural, construction or mining machinery.~~
- ~~e. Motor vehicle manufacturing.~~
- ~~f. Lumber milling.~~

g. ~~Ship or boat construction.~~

h. ~~Permanent concrete/batch plant.]]~~

365. MANUFACTURING, LIGHT means an establishment engaged in the indoor manufacturing, assembly, fabrication, packaging or other industrial processing of finished parts or products, primarily from previously prepared materials, or the indoor provision of industrial services, where there are few external effects across property lines. This term includes, but is not limited to, a business engaged in the processing, fabrication, assembly, treatment or packaging of textile, leather, wood, paper, chemical, plastic or metal products, but does not include basic industrial processing from raw materials. >>The establishment shall meet the following standards; failure to meet any one of these standards shall result in the establishment being classified as heavy manufacturing:

a. Smoke, exhaust , glare, dust and airborne particulates shall be internally-remediated.

b. Noise, sounds and vibrations shall not be evident beyond the walls of the establishment.

c. Motor vehicle operating areas shall have sufficient turning-motion areas that are contained entirely on-site.<<

Part 2. Section 295-203-13-d and e of the code is amended to read:

295-203. Use Definitions.

13. INDUSTRIAL USES.

d. “Manufacturing, light” means an establishment engaged in the indoor manufacturing, assembly, fabrication, packaging or other industrial processing of finished parts or products, primarily from previously prepared materials, or the indoor provision of industrial services, where there are few external effects across property lines. This term includes, but is not limited to, a business engaged in the processing, fabrication, assembly, treatment or packaging of textile, leather, wood, paper, chemical, plastic or metal products, but does not include basic industrial processing from raw materials. >>The establishment shall meet the following standards; failure to meet any one of these standards shall result in the establishment being classified as heavy manufacturing:

d-1. Smoke, exhaust, glare, dust and airborne particulates shall be internally-remediated.

d-2. Noise, sounds and vibrations shall not be evident beyond the walls of the establishment.

d-3. Motor vehicle operating areas shall have sufficient turning-motion areas that are contained entirely on-site.<<

e. “Manufacturing, heavy” means an establishment engaged in manufacturing, assembly, fabrication, packaging or other industrial processing of products primarily from extracted or raw materials or the bulk storage and handling of such products and materials, or an industrial establishment having potential to produce noise, dust, glare, odors or vibration beyond its property line. ~~[[This term includes, but is not limited to:~~

~~e-1. Chemical manufacturing.~~

~~e-2. Stonework or concrete product manufacturing.~~

~~e-3. Fabrication of metal products.~~

~~e-4. Manufacturing of agricultural, construction or mining machinery.~~

~~e-5. Motor vehicle manufacturing.~~

~~e-6. Lumber milling.~~

~~e-7. Ship or boat construction.~~

~~e-8. Permanent concrete/batch plant.]]~~

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: _____

Dept. of City Development

LRB174185-3

Jeff Osterman

05/29/2019