



Legislation Details (With Text)

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Type: Ordinance **Status:** Passed

File created: 12/19/2003 **In control:** ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE

On agenda: **Final action:** 6/15/2004

Effective date:

Title: Substitute ordinance relating to the change in zoning from Single-Family Residential (RS5) to a Detailed Planned Development (DPD) at 3450 and 3452-66 North Lake Drive, in the 3rd Aldermanic District.

Sponsors: ALD. D'AMATO

Indexes: PLANNED DEVELOPMENT DISTRICTS, PLANNED UNIT DEVELOPMENTS, ZONING DISTRICT 03

Attachments: 1. CPC letter.pdf, 2. Exhibit A.pdf, 3. Notice Published July 1, 2004.PDF

Date	Ver.	Action By	Action	Result	Tally
12/19/2003	0	COMMON COUNCIL	ASSIGNED TO		
3/25/2004	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
3/30/2004	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HELD TO CALL OF THE CHAIR	Pass	5:0
5/6/2004	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
5/18/2004	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HELD TO CALL OF THE CHAIR	Pass	5:0
5/28/2004	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
6/8/2004	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
6/15/2004	1	COMMON COUNCIL	PASSED	Pass	15:0
6/24/2004	1	MAYOR	SIGNED		
7/1/2004	1	CITY CLERK	PUBLISHED		
10/2/2013		PUBLIC WORKS COMMITTEE	REFERRED TO		
12/17/2013	1	COMMON COUNCIL	DRAFT SUBMITTED		
12/17/2013	1	COMMON COUNCIL	PUBLISHED		
1/15/2014	0	FINANCE & PERSONNEL COMMITTEE	HEARING NOTICES SENT		
2/11/2014	0	COMMON COUNCIL	HEARING NOTICES SENT		
3/4/2014	1	COMMON COUNCIL	HEARING NOTICES SENT		
4/15/2014	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
4/22/2014	1	COMMON COUNCIL	HEARING NOTICES SENT		
4/22/2014	1	COMMON COUNCIL	HEARING NOTICES SENT		

031251
SUBSTITUTE 1

ALD. D'AMATO

Substitute ordinance relating to the change in zoning from Single-Family Residential (RS5) to a Detailed Planned Development (DPD) at 3450 and 3452-66 North Lake Drive, in the 3rd Aldermanic District.

This substitute ordinance will create a special zoning district that will allow for the construction of a side-by-side duplex condominium building rather than two single-family homes as permitted by the current residential zoning.

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).0041.

(1) In accordance with the provisions of Section 295-907(2) 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 zoning line within the right-of-way of North Lake Drive, a line 303.57 feet South and parallel to the south line of East Edgewood Avenue, a line 454.07 feet South and parallel to East Edgewood Avenue and the zoning line along Lake Michigan.

(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 295-907(2) 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
03/09/04