



Legislation Details (With Text)

File #: 090419 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 7/28/2009 **In control:** ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE

On agenda: **Final action:** 10/13/2009

Effective date:

Title: A substitute ordinance relating to the Fourth Amendment to a Detailed Planned Development known as Lapham Park, to allow up to 244 dwelling units in the high-rise building, on land located north of West Vine Street and west of North 6th Street, in the 6th Aldermanic District.

Sponsors: THE CHAIR

Indexes: PLANNED UNIT DEVELOPMENTS, ZONING, ZONING DISTRICT 06

Attachments: 1. Exhibit A as of 9-21-09, 2. Exhibit A Continued as of 9-21-09, 3. Proposed Zoning Change Map, 4. Vicinity Map, 5. City Plan Commission Letter, 6. Notice Published 9-21-09 and 9-28-09, 7. Hearing Notice List, 8. Notice Published on 10-29-09

Date	Ver.	Action By	Action	Result	Tally
7/28/2009	0	COMMON COUNCIL	ASSIGNED TO		
7/30/2009	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	REFERRED TO		
9/14/2009	0	CITY CLERK	DRAFT SUBMITTED		
9/21/2009	1	CITY CLERK	PUBLISHED		
9/30/2009	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
10/1/2009	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
10/1/2009	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
10/1/2009	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
10/6/2009	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
10/13/2009	1	COMMON COUNCIL	PASSED	Pass	15:0
10/14/2009	1	MAYOR	SIGNED		
10/29/2009	1	CITY CLERK	PUBLISHED		

090419
 SUBSTITUTE 1
 990083
 THE CHAIR

A substitute ordinance relating to the Fourth Amendment to a Detailed Planned Development known as Lapham Park, to allow up to 244 dwelling units in the high-rise building, on land located north of West Vine Street and west of North 6th Street, in the 6th Aldermanic District.
 This amendment will allow for up to 244 dwelling units in the high-rise building.
 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)(c).0146.

(1) In accordance with the provisions of Section 295-907 of the Code relating to the establishment of planned development districts, the Common Council approves the subject amended 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 reaffirms the zoning for the area bounded and described as follows:

Commencing at the point of intersection of the centerline of North 6th Street and the centerline of West Brown Street; thence South along the centerline of North 6th Street to the centerline of West Vine Street; thence West along the centerline of North 7th Street to the centerline of West Reservoir Avenue; thence Northwesterly along the centerline of West Reservoir Avenue to the centerline of North 8th Street; thence North along the centerline of North 8th Street to the centerline of West Brown Street; thence East along the centerline of West Brown Street to the centerline of North 6th Street and the point of commencement.

(3) The requirements set forth in said amended 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 amended detailed plan is that such plan shall limit and control construction, location, use and operation of all land and structures included within the amended detailed plan to all conditions and limitations set forth in such amended 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. 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:AJF:ajf
09/14/09