



Legislation Details (With Text)

File #: 220878 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 10/11/2022 **In control:** ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE

On agenda: **Final action:** 1/17/2023

Effective date:

Title: A substitute ordinance relating to the change in zoning from Industrial Light, IL1, to a Detailed Planned Development known as Wisconsin DOC Juvenile Correctional Facility to allow the development of a juvenile correctional facility located at 7930 West Clinton Avenue, on the north side of West Good Hope Road, west of North 76th Street, in the 9th Aldermanic District.

Sponsors: THE CHAIR

Indexes: PLANNED DEVELOPMENT DISTRICTS, ZONING DISTRICT 09

Attachments: 1. ZND PowerPoint Presentation 1.10.23, 2. Map, 3. Exhibit A as of 12.30.22, 4. Exhibit A Continued as of 11.11.22, 5. Exhibit A as of 11.15.22, 6. City Plan Commission Letter, 7. CPC Staff Report, 8. Supplemental Act 185 Background from DOC, 9. State of WI DOC Public Engagement Memo, 10. State of WI DOC Nov 2022 Community Meeting Flyer and Notes Summary, 11. CPC Public Hearing Notice, 12. DPW Comments, 13. FN 220553 Certified Copy of Resolution, 14. Granville Advisory Committee Support Letter, 15. ZND Meeting 1-10-23 Notice, 16. Are Prisons Obsolete by Angela Davis, 17. Allen Oppose, 18. Caldwell Oppose 1, 19. Caldwell Oppose 2, 20. Cristan Oppose 1, 21. Cristan Oppose 2, 22. Czarnecki Oppose, 23. Delfosse Support, 24. Duerr Oppose 1, 25. Duerr Oppose 2, 26. Felber Letter, 27. Gass Oppose, 28. Gipson Oppose, 29. Govani Oppose, 30. Grant Oppose, 31. Hammer Oppose 1, 32. Hammer Oppose 2, 33. Hardrick Oppose, 34. Hill Oppose, 35. Hobler Oppose, 36. Iverson Oppose, 37. Jerving Oppose, 38. Jerving Oppose 2, 39. Jones Oppose, 40. Justus Oppose 1, 41. Justus Oppose 2, 42. Justus Oppose 3, 43. Koneazny Support, 44. Love Oppose, 45. Mayfield Oppose, 46. Milligan Oppose, 47. Milliner Oppose, 48. Petty Oppose, 49. Powell Oppose, 50. Rep Evan Goyke Support, 51. Roberson Oppose, 52. Roesch Support, 53. Rowland Oppose, 54. Rowley Oppose, 55. Storer Oppose, 56. Thorn, M Oppose, 57. Thorn, R Oppose, 58. Tomkowiak Oppose, 59. Tucker Oppose 1, 60. Tucker Oppose 2, 61. Wahlen Support, 62. Wendt Oppose 1, 63. Wendt Oppose 2, 64. Wojnarowski Oppose, 65. Xiong Oppose, 66. Young Oppose 1, 67. Young Oppose 2, 68. ZND Hearing Notice 1.10.23, 69. Notice published 12-21 and 12-28-22, 70. Notice published 2-3-23, 71. Environmental Assessment

Date	Ver.	Action By	Action	Result	Tally
10/11/2022	0	COMMON COUNCIL	ASSIGNED TO		
10/14/2022	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	REFERRED TO		
12/9/2022	1	CITY CLERK	DRAFT SUBMITTED		
12/12/2022	0	CITY PLAN COMMISSION	REFERRED TO	Pass	5:1
12/12/2022	0	CITY PLAN COMMISSION	APPROVED CONDITIONALLY	Pass	5:1
12/21/2022	1	CITY CLERK	PUBLISHED		
1/10/2023	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
1/10/2023	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HELD TO CALL OF THE CHAIR	Fail	1:4
1/17/2023	1	COMMON COUNCIL	PASSED	Pass	9:2

1/25/2023	1	MAYOR	SIGNED
2/3/2023	1	CITY CLERK	PUBLISHED

220878
SUBSTITUTE 1

THE CHAIR

A substitute ordinance relating to the change in zoning from Industrial Light, IL1, to a Detailed Planned Development known as Wisconsin DOC Juvenile Correctional Facility to allow the development of a juvenile correctional facility located at 7930 West Clinton Avenue, on the north side of West Good Hope Road, west of North 76th Street, in the 9th Aldermanic District.

This zoning change was requested by the State of Wisconsin-Department of Administration to allow the site to be developed as a juvenile correctional facility.

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

(1) In accordance with the provisions of Section 295-907 of the MCO relating to the establishment of planned development districts, the Common Council approves the subject Detailed Planned Development, which is restricted to the time limit of 5 years from the effective date of this ordinance unless the criteria per s.295-907-2-c-11 are met as referenced in Exhibit A, a copy of which is attached to this Common Council File 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 property located at: 7930 West Clinton Avenue, Tax Key No. 107-9989-212 from Industrial Light (IL1) to Detailed Planned Development (DPD).

(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 MCO.

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:Samuel.Leichtling:kdc
12/09/22