



Legislation Details (With Text)

File #: 070063 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 4/17/2007 **In control:** ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE

On agenda: **Final action:** 5/30/2007

Effective date:

Title: Substitute ordinance relating to the Third Amendment to the Detailed Planned Development, Phase 1, known as Milwaukee Metro Center, on land located on the North Side of West Metro Boulevard and East of U.S. Highway 41 and 45, in the 5th Aldermanic District.

Sponsors: THE CHAIR

Indexes: PLANNED UNIT DEVELOPMENTS, ZONING, ZONING DISTRICT 05

Attachments: 1. City Plan Commission Letter.pdf, 2. Exhibit A as of 5-14-07.pdf, 3. Exhibit A Continued as of 5-14-07.pdf, 4. Proposed Zoning Change Map.jpg, 5. Notice Published on 5-07-07 and 5-14-07.PDF

Date	Ver.	Action By	Action	Result	Tally
4/17/2007	0	COMMON COUNCIL	ASSIGNED TO		
4/18/2007	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	REFERRED TO		
5/1/2007	1	CITY CLERK	DRAFT SUBMITTED		
5/7/2007	1	CITY CLERK	PUBLISHED		
5/15/2007	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
5/15/2007	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
5/15/2007	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
5/22/2007	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	3:0
5/30/2007	1	COMMON COUNCIL	PASSED	Pass	14:0
6/8/2007	1	MAYOR	SIGNED		
6/15/2007	1	CITY CLERK	PUBLISHED		

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 SUBSTITUTE 1
 011042, 031447
 THE CHAIR

Substitute ordinance relating to the Third Amendment to the Detailed Planned Development, Phase 1, known as Milwaukee Metro Center, on land located on the North Side of West Metro Boulevard and East of U.S. Highway 41 and 45, in the 5th Aldermanic District. This substitute ordinance permits a second light motor vehicle sales facility, Smart Car, to be constructed on the current Hummer property. 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).0108.

(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 amended detailed plan for Phase 1 of said 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 as follows:

Commencing at the Northwest corner of said Northeast 1/4 Section; thence South 00 deg. 49 min. 45 sec. East along the west line of said 1/4 Section 1122.01 feet to a point; thence North 82 deg. 01 min. 15 sec. East 226.76 feet to the point of beginning of the lands to be described; thence North 09 deg. 27 min. 15 sec. East 100 feet to a point; thence South 80 deg. 32 min. 45 sec. East 40 feet to a point; thence North 09 deg. 27 min. 15 sec. East 100 feet to a point; thence North 80 deg. 32 min. 45 sec. West 40 feet to a point; thence North 09 deg. 27 min. 15 sec. East 80 feet to a point; thence North 31 deg. 43 min. 43 sec. East 225.30 feet to a point; thence North 77 deg. 49 min. 15 sec. East 177.62 feet to a point; thence South 03 deg. 04 min. 29 sec. East 712.92 feet to a point; thence South 86 deg. 55 min. 31 sec. West 373.59 feet to a point; thence North 00 deg. 49 min. 45 sec. West 226.66 feet to the point of beginning.

(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
05/01/07