



Legislation Details (With Text)

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Type: Ordinance **Status:** Passed
File created: 12/13/2005 **In control:** ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE
On agenda: **Final action:** 2/7/2006
Effective date:

Title: Ordinance relating to the approval of the 12th Amendment to the general plan for a General Planned Development (GPD) known as Park Place, located North of West Good Hope Road and West of North 107th Street, in the 5th Aldermanic District.

Sponsors: THE CHAIR

Indexes: PLANNED DEVELOPMENT DISTRICTS, PLANNED UNIT DEVELOPMENTS, ZONING, ZONING DISTRICT 05

Attachments: 1. Exhibit A, 2. CPC letter, 3. Notice Published on 1-13-06 and 1-20-06.PDF, 4. Letters from Michael Best & Friedrich to ZND members, 5. City Attorneys Opinion, 6. Notice Published on 2-23-06.PDF

Date	Ver.	Action By	Action	Result	Tally
12/13/2005	0	COMMON COUNCIL	ASSIGNED TO		
12/15/2005	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	REFERRED TO		
1/13/2006	0	CITY CLERK	PUBLISHED		
1/23/2006	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
1/23/2006	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
1/23/2006	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
1/31/2006	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
2/7/2006	0	COMMON COUNCIL	PASSED	Pass	13:1
2/13/2006	0	MAYOR	SIGNED		
2/23/2006	0	CITY CLERK	PUBLISHED		

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THE CHAIR

Ordinance relating to the approval of the 12th Amendment to the general plan for a General Planned Development (GPD) known as Park Place, located North of West Good Hope Road and West of North 107th Street, in the 5th Aldermanic District. This ordinance will add hotels as a permitted use in Sub Area 'A' of Park Place. 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)(a).0022.

(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 said Amendment to the subject General 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 area bounded by that part of Lot 2 of Certified Survey Map No. 4351, located in the Southwest 1/4 and Southeast 1/4 of Section 18, Town 08 North, Range 21 East, City of Milwaukee, Milwaukee County, Wisconsin, bounded and described as follows:

Commencing at the most Southerly corner of Lot 1 of said Certified Survey Map No. 4351; thence North 62 deg. 23 min. 22 sec. East 400.60 feet; thence North 27 deg. 36 min. 38 sec. West 230 feet; thence North 62 deg. 23 min. 22 sec. East 187 feet; thence North 07 deg. 27 min. 46 sec. East 123.06 feet; thence South 35 deg. 33 min. 04 sec. East 117 feet; thence South 73 deg. 02 min. 51 sec. East 90 feet; thence North 59 deg. 11 min. 38 sec. East 49 feet; thence North 88 deg. 37 min. 08 sec. East 187 feet; thence South 17 deg. 16 min. 44 sec. West 243.53 feet; thence South 72 deg. 36 min. 33 sec. East 24 feet; thence South 17 deg. 23 min. 27 sec. West 85.80 feet; thence South 24 deg. 45 min. 59 sec. East 355.7 feet to the northerly line of West Park Place; thence Southwesterly along said northerly line being a curve to the left (having a radius of 848.51 feet and a chord that measures 180.78 feet and bears South 71 deg. 20 min. 56 sec. West) an arc distance of 181.12 feet to a point of tangency; thence South 65 deg. 14 min. 01 sec. West 140 feet to a point of curvature; thence Northwesterly along a curve to the right (having a radius of 440 feet and a chord that measures 459.77 feet and bears North 83 deg. 16 min. 07 sec. West) an arc distance of 483.77 feet to a point of nontangency; thence North 33 deg. 20 min. 44 sec. West 240.40 feet to the point of commencement.

(3) The requirements set forth in said general 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 general plan is that such plan shall limit and control construction, location, use and operation of all land and structures included within the general plan to all conditions and limitations set forth in such general 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 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
12/13/05/C