



Legislation Details (With Text)

File #: 020063 **Version:** 0

Type: Ordinance **Status:** Passed

File created: 4/23/2002 **In control:** ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE

On agenda: **Final action:** 5/14/2002

Effective date:

Title: An ordinance relating to removal of driveway approaches.

Sponsors: THE CHAIR

Indexes: BUILDING CODE, DEMOLITIONS, LANDSCAPING, PERMITS

Attachments:

Date	Ver.	Action By	Action	Result	Tally
4/23/2002	0	COMMON COUNCIL	ASSIGNED TO		
4/29/2002	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
4/29/2002	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
5/7/2002	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	RECOMMENDED FOR PASSAGE	Neither	
5/14/2002	0	COMMON COUNCIL	PASSED	Pass	17:0
5/23/2002	0	MAYOR	SIGNED		
5/31/2002	0	CITY CLERK	PUBLISHED		

020063
ORIGINAL

THE CHAIR

An ordinance relating to removal of driveway approaches.

218-6-10 rn

218-6-10-b cr

Currently, pursuant to s. 115-25, whenever the commissioner of city development issues a permit for the demolition of all structures on a premises, and the demolition will result in the discontinuance of the use of an existing driveway, the removal of the driveway and restoration of the street pavement, curb, gutter and sidewalk shall be a condition of issuance of such permit. Removal and restoration shall not be required whenever the owner has obtained a permit for new construction prior to demolition of the structure or structures and the existing driveway is necessary for proper access to the structure described in the new construction permit. Under this ordinance, if an owner fails or neglects to comply with these provisions, the commissioner of neighborhood services may issue an order to the owner or the owner's agent to correct the violation. If the order expires before it is complied with, the commissioner may cause the driveway to be removed and cause the restoration of the street pavement, curb, gutter and sidewalk. The cost of this action shall be charged and be a lien upon the real estate and be assessed and collected as a special tax.

The Mayor and Common Council of the City of Milwaukee do

ordain as follows:

Part 1. Section 218-6-10 of the code is renumbered 218-6-10-a.

Part 2. Section 218-6-10-b of the code is created to read:

218-6. Demolition and Landscaping.

10. REMOVAL OF DRIVEWAY APPROACHES.

b. If an owner fails or neglects to comply with the provisions of par. a within the time allotted by the commissioner, the commissioner of neighborhood services may issue an order to the owner or the owner's agent to correct the violation. If the order expires before it is complied with, the commissioner may cause the driveway to be removed and cause the restoration of the street pavement, curb, gutter and sidewalk. The cost of this action shall be charged against and be a lien upon the real estate and be assessed and collected as a special tax.

APPROVED AS TO FORM

Legislative Reference Bureau

Date: _____

IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

Office of the City Attorney

Date: _____

Department of Neighborhood Services

LRB 02126-1

TWM/rk

03/07/2002