



Legislation Details (With Text)

**File #:** 220770      **Version:** 1  
**Type:** Ordinance      **Status:** Passed  
**File created:** 9/20/2022      **In control:** COMMON COUNCIL  
**On agenda:**      **Final action:** 11/1/2022  
**Effective date:**

**Title:** A substitute ordinance relating to the 4th Amendment to the Detailed Planned Development known as Southgate Marketplace to allow for changes to an existing multi-tenant commercial building located at 3333 South 27th Street, on the west side of South 27th Street, north of West Morgan Avenue, in the 11th Aldermanic District.

**Sponsors:** ALD. BORKOWSKI

**Indexes:** PLANNED DEVELOPMENT DISTRICTS, ZONING DISTRICT 11

**Attachments:** 1. Exhibit A as of 09.22.22, 2. Exhibit A Continued as of 10.11.22, 3. City Plan Commission Letter, 4. Map, 5. Affidavit for Zoning Change, 6. DCD PowerPoint, 7. CPC Staff Report, 8. CPC Public Hearing Notice, 9. Notice published 10/10 and 10/17/2022, 10. Hearing Notice List, 11. proof of publication

| Date       | Ver. | Action By                                     | Action                               | Result | Tally |
|------------|------|---|--------------------------------------|--------|-------|
| 9/20/2022  | 0    | COMMON COUNCIL                                | ASSIGNED TO                          |        |       |
| 9/23/2022  | 0    | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | REFERRED TO                          |        |       |
| 9/30/2022  | 1    | CITY CLERK                                    | DRAFT SUBMITTED                      |        |       |
| 10/10/2022 | 1    | CITY CLERK                                    | PUBLISHED                            |        |       |
| 10/17/2022 | 1    | CITY PLAN COMMISSION                          | RECOMMENDED FOR PASSAGE AND ASSIGNED | Pass   | 5:0   |
| 10/18/2022 | 1    | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | HEARING NOTICES SENT                 |        |       |
| 10/25/2022 | 1    | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | RECOMMENDED FOR PASSAGE              | Pass   | 5:0   |
| 11/1/2022  | 1    | COMMON COUNCIL                                | PASSED                               | Pass   | 10:0  |
| 11/7/2022  | 1    | MAYOR   | SIGNED                               |        |       |
| 11/18/2022 | 1    | CITY CLERK                                    | PUBLISHED                            |        |       |

220770  
SUBSTITUTE 1  
981436, 981538, 010410  
ALD. BORKOWSKI

A substitute ordinance relating to the 4th Amendment to the Detailed Planned Development known as Southgate Marketplace to allow for changes to an existing multi-tenant commercial building located at 3333 South 27th Street, on the west side of South 27th Street, north of West Morgan Avenue, in the 11th Aldermanic District. This zoning change was requested by Midland Management LLC and will allow a building addition, additional building wall signage, and changes to the building facades. 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 amended 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: 3333 South 27th Street, Tax Key No. 533-1104-000 (subject of the file); other addresses included in the DPD boundary: 3415 South 27th Street, Tax Key No. 533-1112-000; 3355 South 27th Street, Tax Key No. 533-1111-000; 3233 South 27th Street, Tax Key No. 533-1101-000; and 3300 South 30th Street, Tax Key No. 533-1102-000 4th Amendment to Detailed Planned Development.

(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  
09/30/22