



Legislation Details (With Text)

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Type: Ordinance **Status:** Passed

File created: 1/16/2009 **In control:** ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE

On agenda: **Final action:** 6/16/2009

Effective date:

Title: Substitute ordinance relating to the change in zoning from Two-Family Residential to a Detailed Planned Development known as Olga Village, on lands located North of West Washington Street and West of South 7th Street for development of apartment housing for the elderly, in the 12th Aldermanic District.

Sponsors: James N. Witkowiak

Indexes: HOUSING, ZONING, ZONING DISTRICT 12

Attachments: 1. Exhibit A as of 5-11-09., 2. Exhibit A Continued as of 5-11-09, 3. Site Photos and Rendering, 4. Proposed Zoning Change Map, 5. Affidavit for Zoning Change, 6. City Plan Commission Letter, 7. Updated Elevation A-200 as of 6-3-09, 8. Updated Elevation A-201 as of 6-3-09, 9. Updated Elevation A-210 as of 6-3-09, 10. Notice Published on 5-22-09 and 5-29-09, 11. Hearing Notice List, 12. Notice Published on 7-2-09

Date	Ver.	Action By	Action	Result	Tally
1/16/2009	0	COMMON COUNCIL	ASSIGNED TO		
1/23/2009	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	REFERRED TO		
4/28/2009	1	CITY CLERK	DRAFT SUBMITTED		
5/22/2009	1	CITY CLERK	PUBLISHED		
6/4/2009	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
6/9/2009	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	4:0
6/16/2009	1	COMMON COUNCIL	PASSED	Pass	14:0
6/25/2009	1	MAYOR	SIGNED		
7/2/2009	1	CITY CLERK	PUBLISHED		

081309
SUBSTITUTE 1

ALD. WITKOWIAK

Substitute ordinance relating to the change in zoning from Two-Family Residential to a Detailed Planned Development known as Olga Village, on lands located North of West Washington Street and West of South 7th Street for development of apartment housing for the elderly, in the 12th Aldermanic District.

This zoning change was requested by the Housing Authority of the City of Milwaukee and the United Community Center to allow for the development of the combined sites for a 37-unit apartment building for the elderly.

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)(c).0143.

(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 the subject 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 described and bounded as follows:

A line 306.63 feet East and parallel to the east line of South 9th Street, the centerline of West Washington Street, a line 427.95 feet East and parallel to the east line of South 9th Street, a line 150 feet North and parallel to the north line of West Washington Street, a line 452.95 feet East and parallel to the east line of South 9th Street, the centerline of West Washington Street, a line 627.95 feet East and parallel to the east line of South 9th Street, a line 75 feet North and parallel to the north line of West Washington Street, a line 652.95 feet East and parallel to the east line of South 9th Street, the centerline of West Washington Street, a line 806.45 feet East and parallel to the east line of South 9th Street, and the boundary line of the I-94 and I-43 Interstate Freeway land, from Two-Family Residential (RT4) 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 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

04/28/09