



Legislation Details (With Text)

**File #:** 971578      **Version:** 1

**Type:** Ordinance      **Status:** Placed On File

**File created:** 1/20/1998      **In control:** PUBLIC WORKS COMMITTEE

**On agenda:**      **Final action:** 9/23/1998

**Effective date:**

**Title:** A substitute ordinance relating to approval of driveway curb cuts by the department of building inspection.

**Sponsors:** THE CHAIR

**Indexes:** BUILDING INSPECTION, DEPARTMENT OF BUILDING INSPECTION, OFF STREET PARKING, PARKING, PERMITS

**Attachments:**

| Date      | Ver. | Action By              | Action                          | Result | Tally |
|-----------|------|------------------------|---------------------------------|--------|-------|
| 1/20/1998 | 0    | COMMON COUNCIL         | ASSIGNED TO                     |        |       |
| 1/28/1998 | 0    | PUBLIC WORKS COMMITTEE | HELD TO CALL OF THE CHAIR       | Pass   | 3:0   |
| 6/12/1998 | 1    | CITY CLERK             | DRAFT SUBMITTED                 |        |       |
| 9/3/1998  | 1    | PUBLIC WORKS COMMITTEE | HEARING NOTICES SENT            |        |       |
| 9/3/1998  | 1    | PUBLIC WORKS COMMITTEE | HEARING NOTICES SENT            |        |       |
| 9/10/1998 | 1    | PUBLIC WORKS COMMITTEE | RECOMMENDED FOR PLACING ON FILE | Pass   | 5:0   |
| 9/23/1998 | 1    | COMMON COUNCIL         | PLACED ON FILE                  | Pass   | 15:0  |

971578  
SUBSTITUTE 1

THE CHAIR  
A substitute ordinance relating to approval of driveway curb cuts by the department of building inspection.  
115-23 am  
- Analysis -

Under this ordinance, any curb cut requested in connection with a driveway construction for a vacant or undeveloped lot shall be approved by the commissioner of building inspection, and shall be approved only when it leads to an approved parking place on a developed lot or lot where a permit has been issued for an approved parking place.  
The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 115-23 of the code is amended to read:

115-23. Driveways. >>1.<< The commissioner is empowered to determine the type, width, location and number of driveways and to regulate the distance between driveways to provide for the safety of pedestrians, provided, however, any driveway in excess of 30 feet in width must be approved by the common council, or by the local [[alderman]] >>common council member<< and the commissioner of public works. [[He]] >>The commissioner<< may issue a permit for the construction of a standard, depressed or raised street pavement driveway. See s. 81-45 for the required permit fee. All driveways shall be constructed in accordance with the [[provisions of the]]specifications of the city which may be supplemented by any additional reasonable rules and regulations of the commissioner as to the materials used and the manner and methods to be adopted and employed during the construction of such driveways.

>>2. Any curb cut requested in connection with a driveway construction for a vacant or undeveloped lot shall be approved by the commissioner of building inspection and shall be approved only when it leads to an approved parking place on a developed lot or lot where a permit has been issued for an approved parking place. Appeals of the building commissioner's action shall be made pursuant to s. 200-17.<<  
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: \_\_\_\_\_

Building Inspection  
LRB96486.2

TWM:dw  
6/11/98