



Legislation Details (With Text)

File #: 050476 **Version:** 0

Type: Ordinance **Status:** Passed

File created: 7/26/2005 **In control:** ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE

On agenda: **Final action:** 9/27/2005

Effective date:

Title: An ordinance relating to building code requirements applicable to additions and alterations to one and 2-family structures erected prior to June 1, 1980.

Sponsors: THE CHAIR

Indexes: BUILDING CODE

Attachments: 1. Fiscal Note, 2. Notice Published on October 13, 2005.PDF

Date	Ver.	Action By	Action	Result	Tally
7/26/2005	0	COMMON COUNCIL	ASSIGNED TO		
9/14/2005	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
9/20/2005	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
9/27/2005	0	COMMON COUNCIL	PASSED	Pass	15:0
10/6/2005	0	MAYOR	SIGNED		
10/13/2005	0	CITY CLERK	PUBLISHED		

050476
ORIGINAL

THE CHAIR

An ordinance relating to building code requirements applicable to additions and alterations to one and 2-family structures erected prior to June 1, 1980.

240-3 am

Presently, the owner of a one or 2-family structure erected prior to June 1, 1980, who wants to construct an addition or alteration to the structure and who finds undue hardship in complying with the provisions of ch. 240 of the code of ordinances (the city's one and 2-family uniform dwelling code) may petition the commissioner of city development for permission to build in accordance with ch. 33 of the city's building code of 1977. This ordinance provides that, as an alternative to this form of relief, the owner may petition the commissioner for permission to build in accordance with the construction requirements of the "Southeast Wisconsin Alterations and Remodeling Guidelines" of the Wisconsin uniform building code.

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 240-3 of the code is amended to read:

240-3. Pre-existing Structures. Although the uniform state one and 2-family dwelling code does not apply to additions or alterations to buildings erected prior to June 1, 1980, it is the intent of the city not

to have a separate code in these instances. Should an owner, in the construction of an addition or alteration to a one or 2-family structure erected prior to June 1, 1980, find undue hardship in complying with any provisions of this chapter which are more restrictive than the former city one and 2-family code, the owner may petition the commissioner >>of city development<< for relief to build in accordance with ch. 33 of the Milwaukee building code of 1977 >>or the construction requirements of the "Southeast Wisconsin Alterations and Remodeling Guidelines" found in s. 30.55 of the Wisconsin uniform building code<< .
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

LRB05265-1

JDO

07/06/2005