



Legislation Details (With Text)

**File #:** 081521      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**File created:** 3/3/2009      **In control:** ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE

**On agenda:**      **Final action:** 5/5/2009

**Effective date:**

**Title:** Substitute ordinance relating to the First Amendment to a Detailed Planned Development known as Highbridge Condominiums, for comprehensive building envelope rehabilitation, on land located on the South Side of East Kane Place and East of North Water Street, in the 3rd Aldermanic District.

**Sponsors:** ALD. KOVAC

**Indexes:** PLANNED UNIT DEVELOPMENTS, ZONING, ZONING DISTRICT 03

**Attachments:** 1. City Plan Commission Letter.pdf, 2. Exhibit A as of 3-30-09.pdf, 3. Exhibit A Supplement as of 3-30-09.pdf, 4. Exhibit A Drawings as of 3-30-09.pdf, 5. Proposed Zoning Change Map.jpg, 6. Affidavit for Zoning Change.pdf, 7. Hearing Notice List, 8. Notice Published on 4-13-09 and 4-20-09, 9. Notice Published on 5-21-09

Date	Ver.	Action By	Action	Result	Tally
3/3/2009	0	COMMON COUNCIL	ASSIGNED TO		
3/5/2009	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	REFERRED TO		
4/1/2009	1	CITY CLERK	DRAFT SUBMITTED		
4/13/2009	1	CITY CLERK	PUBLISHED		
4/20/2009	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
4/20/2009	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
4/20/2009	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
4/28/2009	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
5/5/2009	1	COMMON COUNCIL	PASSED	Pass	14:0
5/13/2009	1	MAYOR	SIGNED		
5/21/2009	1	CITY CLERK	PUBLISHED		

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ALD. KOVAC

Substitute ordinance relating to the First Amendment to a Detailed Planned Development known as Highbridge Condominiums, for comprehensive building envelope rehabilitation, on land located on the South Side of East Kane Place and East of North Water Street, in the 3rd Aldermanic District.

This amendment will allow for comprehensive building envelope rehabilitation to mitigate various building envelope failures. This rehabilitation will include comprehensive window replacement and cladding of the brick facade above the third floor with alternative cladding materials, such as EIFS, which were not approved in the original plan.

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).0142.

(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 amended 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 reaffirms the zoning for the area described and bounded as follows:

The Westerly 30 feet of Lot 4 and all of Lots 5, 6 and 7, Block 1, and all of Lots 1, 2, 3, 4, 5 and 8, Block 2, Hubbard and Pearson's Addition, a recorded subdivision in Fractional Lot 5 of 1/4 Section 21, Town 07 North, Range 22 East, City of Milwaukee, Milwaukee County, Wisconsin. Also, all that part of Lot 6, Block 2, said Hubbard and Pearson's Addition, bounded and described as follows: Beginning at the southwest corner of said Lot 6; thence Northerly along the westerly line of said Lot 6, 50 feet to the northwest corner of said lot; thence Easterly along the northerly line of said Lot 6, 50 feet; thence Southwesterly 71 feet more or less to the place of beginning.

(3) The requirements set forth in said amended 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 amended detailed plan is that such plan shall limit and control construction, location, use and operation of all land and structures included within the amended detailed plan to all conditions and limitations set forth in such amended 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.

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04/01/09