



## Legislation Text

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**File #: 031445, Version: 0**

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ORIGINAL

### THE CHAIR

Ordinance relating to the Third Amendment to a General Planned Development (GPD) known as Le Parc House, on land located on the South Side of West Donna Drive and West of North 107th Street, in the 15th Aldermanic District. (DCD)

This ordinance will amend the general plan to allow up to 96 dwelling units in the first phase and up to 85 dwelling units in the second phase of development for independent living for seniors.

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) (a).0008.

(1) In accordance with the provisions of Section 295-907(2) of the Code relating to the procedures and establishment of planned development districts, the Common Council approves the subject amended General 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 bounded and described by the centerline of West Donna Drive; thence Southerly to the point of commencement; thence South 00 deg. 40 min. 17 sec. East 473.68 feet; thence South 89 deg. 27 min. 13 sec. West 140 feet; thence South 73 deg. 27 min. 19 sec. West 454.79 feet; thence North 05 deg. 48 min. 41 sec. West 100 feet; thence North 61 deg. 01 min. 19 sec. East 130 feet to a point on the centerline of West Donna Drive.

(3) The requirements set forth in said amended general 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 general plan is that such plan shall limit and control construction, location, use and operation of all land and structures included within the general plan to all conditions and limitations set forth in such amended general 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. In accordance with the provisions of Section 295-907(2) of the Code, the City Clerk shall transmit a certified copy of the action taken by the Common Council to the Department of City Development.

Part 4. 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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02/10/04/K