



Legislation Text

File #: 000416, Version: 1

000416
SUBSTITUTE 1
991737

THE CHAIR

Substitute ordinance relating to the change in zoning from General Planned Development (GPD) to a Detailed Planned Development (DPD) known as Kilbourn Square, Phase 2, on land located on the West Side of North 20th Street between West State Street and West Kilbourn Avenue, in the 4th Aldermanic District.

This substitute ordinance will change the zoning of this site to allow for office uses.

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 295-810(2)(b).0151.

(1) In accordance with the provisions of Section 295-810(1) 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.

for part of Parcel 1 of Certified Survey Map No. 6830, being part of the Northeast 1/4 and Southeast 1/4 of the Northwest 1/4 of Section 30, Town 7 North, Range 22 East, in the City of Milwaukee, C(2) The zoning map is amended to change the zoning county of Milwaukee, Wisconsin, bounded and described as follows:

Commencing at the Southwest corner of said Parcel 1, said point being the intersection of the north line of West Kilbourn Avenue and the east line of North 23rd Street; thence North 00 deg. 10 min. 23 sec. West along said east line 138.36 feet to a point; thence North 89 deg. 53 min. 47 sec. East 23.84 feet to a point; thence North 00 deg. 06 min. 13 sec. West 9.23 feet to a point; thence South 89 deg. 38 min. 06 sec. East 14.67 feet to a point; thence North 00 deg. 01 min. 36 sec. West 8.19 feet to a point; thence North 89 deg. 41 min. 16 sec. East 42.82 feet to a point; thence South 00 deg. 08 min. 23 sec. East 9.21 feet to a point; thence South 89 deg. 48 min. 47 sec. West 17.92 feet to a point; thence South 00 deg. 11

min. 06 sec. East 57.38 feet to a point; thence North 89 deg. 55 min. 13 sec. East 10.70 feet to a point; thence South 00 deg. 11 min. 06 sec. East 5.65 feet to a point; thence South 72 deg. 06 min. 17 sec. East 28.03 feet to a point; thence South 00 deg. 08 min. 28 sec. East 74.74 feet to a point; thence South 89 deg. 48 min. 52 sec. West along the north line of West Kilbourn Avenue 100.79 feet to the point of beginning of this description.

Together with part of Lots 32 and 33, all of Lots 34 through 44, and the vacated alleys adjoining said lots in Block 238 in subdivision of the North 12.918 acres of the East 21.918 acres of the East 21.2378 of the West 100 acres of the Northwest 1/4 of Section 30 in Township 07 North, Range 22 East, in the City of Milwaukee, Milwaukee County, Wisconsin, described as follows:

Commencing at the Southeast corner of said Lot 34, Block 238, said point being the intersection of the north line of West Kilbourn Avenue and the west line of North 23rd Street; thence South 89 deg. 48 min. 02 sec. West along the north line of West Kilbourn Avenue 290.67 feet to the Southwest corner of Block 238 of said subdivision and a point in the east line of North 24th Street; thence North 00 deg. 09 min. 01 sec. West along said east line 122.80 feet to a point; thence North 89 deg. 30 min. 02 sec. East 290.59 feet to a point in the west line of North 23rd Street; thence South 00 deg. 11 min. 17 sec. East along said west line 124.32 feet to the point of beginning of this description.

(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. In accordance with the provisions of Section 295-815 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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08/21/00