



Legislation Text

File #: 020310, Version: 1

020310

SUBSTITUTE 1

ALD. PRATT

A substitute ordinance relating to zoning regulations for transitional living facilities.

295-7-179.5 cr
295-123-2-g cr
295-133-2-i cr
295-213-2-h cr
295-313-2-g cr
295-323-2-g cr
295-343-2-f cr
295-413-2-j cr
295-423-2-i cr
295-433-2-i cr
295-443-2-e cr
295-473-2-b-8 cr

This ordinance defines a "transitional living facility" as:

"A premises, other than a community living arrangement or an adult family home, in which 3 or more adult residents are provided with personal care, treatment or services above the level of room and board but less than nursing care, including but not limited to supervision, monitoring, counseling, transportation or ongoing assistance with personal finances or medications, by a person who provides any of these services under a contractual arrangement."

This ordinance also classifies transitional living facilities as special uses in the 2-family residence, multi-family residence, restricted office, neighborhood shopping, local business, regional shopping, C9A (high density residential), C9B (residential and specialty use), C9C (neighborhood retail), C9D (civic activity) and C9G (mixed activity) zoning districts. Transitional living facilities shall be prohibited uses in all other zoning districts.

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

Part 1. Section 295-7-179.5 of the code is created to read:

295-7. Definitions.

179.5. TRANSITIONAL LIVING FACILITY: A premises, other than a community living arrangement or an adult family home, in which 3 or more adult residents are provided with personal care, treatment or services above the level of room and board but less than nursing care, including but not limited to supervision, monitoring, counseling, transportation or ongoing assistance with personal finances or medications, by a person who provides any of these services under a contractual arrangement.

Part 2. Section 295-123-2-g of the code is created to read:

295-123. Special Uses.

2. RESIDENTIAL.

g. Transitional living facilities.

Part 3. Section 295-133-2-i of the code is created to read:

295-133. Special Uses.

2. RESIDENTIAL.

i. Transitional living facilities.

Part 4. Section 295-213-2-h of the code is created to read:

295-213. Special Uses.

2. RESIDENTIAL.

h. Transitional living facilities.

Part 5. Section 295-313-2-g of the code is created to read:

295-313. Special Uses.

2. RESIDENTIAL.

g. Transitional living facilities.

Part 6. Section 295-323-2-g of the code is created to read:

295-323. Special Uses.

2. RESIDENTIAL.

g. Transitional living facilities.

Part 7. Section 295-343-2-f of the code is created to read:

295-343. Special Uses.

2. RESIDENTIAL.

f. Transitional living facilities.

Part 8. Section 295-413-2-j of the code is created to read:

295-413. C9A (High Density Residential): Special Uses.

2. RESIDENTIAL.

j. Transitional living facilities.

Part 9. Section 295-423-2-i of the code is created to read:

295-423. C9B (Residential and Specialty Use): Special Uses.

2. RESIDENTIAL.

i. Transitional living facilities.

Part 10. Section 295-433-2-i of the code is created to read:

295-433. C9C (Neighborhood Retail): Special Uses.

2. RESIDENTIAL.

i. Transitional living facilities.

Part 11. Section 295-443-2-e of the code is created to read:

295-443. C9D (Civic Activity): Special Uses.

2. RESIDENTIAL.

e. Transitional living facilities.

Part 12. Section 295-473-2-b-8 of the code is created to read:

295-473. C9G (Mixed Activity): Special Uses.

2. RESIDENTIAL.

b-8. Transitional living facilities.

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: _____

LRB02170-2

JDO

07/02/02