



## Legislation Text

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**File #: 141407, Version: 1**

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141407  
SUBSTITUTE 1  
100531, 100532  
THE CHAIR

A substitute ordinance relating to the First Amendment to the Detailed Planned Development known as Westlawn Revitalization - Phase 1 for construction of a management and maintenance facility for Westlawn Gardens at 6236 West Birch Avenue, located on the north side of West Birch Avenue, east of North 64th Street, in the 2nd Aldermanic District.

This amendment was requested by the Housing Authority of the City of Milwaukee and will allow for construction of a new management and maintenance facility for Westlawn Gardens. 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).0210.

(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 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 is amended to change the zoning for the properties located at 5555 North 62nd Street, Tax Key No. 189-0884-000; 6044-6106 West Sheridan Avenue, Tax Key No. 189-0890-000; 6303 West Custer Avenue, Tax Key No. 189-0915-000; 5530 North 64th Street, Tax Key No. 189-0881-000; 6231 West Birch Avenue, Tax Key No. 189-0903-000; 6235-6245 West Sheridan Avenue, Tax Key No. 189-0892-000; 6001 West Silver Spring Drive, Tax Key No. 189-0887-000; 6121 West Birch Avenue, Tax Key No. 189-0908-000; 5521 North 60th Street, Tax Key No. 189-0888-000; 6032 West Birch Avenue, Tax Key No. 189-0899-000; 5422-5448 North 63rd Street, Tax Key No. 189-0902-000; 6033-6045 West Sheridan Avenue, Tax Key No. 189-0897-000; 5417-5443 North 62nd Street, Tax Key No. 189-0905-000; 5451-5505 North 62nd Street, Tax Key No. 189-0894-000; 5449 North 60th Street, Tax Key No. 189-0898-000; 5413-5439 North 61st Street, Tax Key No. 189-0910-000; 6001 West Custer Avenue, Tax Key No. 189-0916-000; 6236 West Birch Avenue, Tax Key No. 189-0895-000; 6042-6046 West Birch Avenue, Tax Key No. 189-0900-000; 6227 West Sheridan Avenue, Tax Key No. 189-0893-000; 6102-6136 West Birch Avenue, Tax Key No. 189-0901-000; 6111 West Birch Avenue, Tax Key No. 189-0909-000; 6032 West Sheridan Avenue, Tax Key No. 189-0889-000; 5440 North 64th Street, Tax Key No. 189-0891-000; 5510-5560 North 62nd Street, Tax Key No. 189-0886-000; 6301-6307 West Silver Spring Drive, Tax Key No. 189-0883-000; 6102 West Custer Avenue, Tax Key No. 189-0911-000; 6325 West Custer Avenue, Tax Key No. 189-0914-000; 5414-5440 North 61st Street, Tax Key No. 189-0912-000; 6202 West Custer Avenue, Tax Key No. 189-0906-000; 5550-5558 North 64th Street, Tax Key No. 189-0882-000; 5418-5444 North 62nd Street, Tax Key No. 189-0907-000; 6220-6324 West Sheridan Avenue, Tax Key No. 189-0885-000; 5413 North 60th Street, Tax Key No. 189-0913-000; 6221 West Birch Avenue, Tax Key No. 189-0904-000; and 6101-6137 West Sheridan Avenue, Tax Key No. 189-0896-000, 1st Amendment to Detailed Planned Development (DPD).

(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. 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.

DCD:Vanessa.Koster:kdc

03/19/15