



Legislation Details (With Text)

File #: 080422 **Version:** 0

Type: Ordinance **Status:** Passed

File created: 7/1/2008 **In control:** ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE

On agenda: **Final action:** 7/30/2008

Effective date:

Title: Ordinance relating to the First Amendment to Phase 3 of a Detailed Planned Development known as Kilbourn Square, on land located on the North Side of West Kilbourn Avenue and East of North 24th Street for a residential care complex for the elderly, in the 4th Aldermanic District.

Sponsors: ALD. BAUMAN

Indexes: PLANNED UNIT DEVELOPMENTS, ZONING, ZONING DISTRICT 09

Attachments: 1. Exhibit A as of 7-14-08.pdf, 2. Exhibit A Continued-1 as of 7-14-08.pdf, 3. Exhibit A Continued-2 as of 7-14-08.pdf, 4. Site Photos.pdf, 5. Map.jpg, 6. Written Narrative for Original DPD.pdf, 7. Affidavit for Zoning Change.pdf, 8. City Plan Commission letter.pdf, 9. E-Mail from William Nerat Related to His Concerns, 10. Notice List, 11. Notice Published on 7-7-08 and 7-14-08, 12. Notice Published on 8-15-08

Date	Ver.	Action By	Action	Result	Tally
7/1/2008	0	COMMON COUNCIL	ASSIGNED TO		
7/2/2008	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	REFERRED TO		
7/7/2008	0	CITY CLERK	PUBLISHED		
7/15/2008	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
7/15/2008	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
7/22/2008	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
7/30/2008	0	COMMON COUNCIL	PASSED	Pass	14:0
8/6/2008	0	MAYOR	SIGNED		
8/15/2008	0	CITY CLERK	PUBLISHED		

080422
ORIGINAL

ALD. BAUMAN

Ordinance relating to the First Amendment to Phase 3 of a Detailed Planned Development known as Kilbourn Square, on land located on the North Side of West Kilbourn Avenue and East of North 24th Street for a residential care complex for the elderly, in the 4th Aldermanic District.

This ordinance will allow for the construction of a 52-unit residential care complex for the elderly. The project will include historic renovation of the former maternity ward building at 2195 West State Street into 28 apartment units and new construction of 24 units immediately adjacent to the maternity ward building.

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).0127.

(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 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 area described as Parcel 2 of Certified Survey Map No. 6876.

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:AJF:ajf
07/01/08/E