



Legislation Details (With Text)

File #: 141479 **Version:** 2

Type: Ordinance **Status:** Dead

File created: 1/21/2015 **In control:** PUBLIC SAFETY COMMITTEE

On agenda: **Final action:** 4/21/2015

Effective date:

Title: A Substitute ordinance relating to locations where selling articles from parked vehicles is prohibited.

Sponsors: ALD. DUDZIK

Indexes: MOTOR VEHICLES, PARKING REGULATIONS, SALES

Attachments: 1. Map, 2. Proposed Sub A, 3. Proposed Streets where selling articles from parked vehicles prohibited, 4. S 51st St and W Oklahoma Ave.jpg, 5. Hearing Notice List, 6. e-mail from Linda Burke

Date	Ver.	Action By	Action	Result	Tally
1/21/2015	0	COMMON COUNCIL	ASSIGNED TO		
1/26/2015	0	PUBLIC SAFETY COMMITTEE	HEARING NOTICES SENT		
1/29/2015	1	PUBLIC SAFETY COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
1/29/2015	0	PUBLIC SAFETY COMMITTEE	AMENDED	Pass	5:0
1/29/2015	1	CITY CLERK	DRAFT SUBMITTED		
2/10/2015	1	COMMON COUNCIL	NOT RETURNED BY CITY ATTORNEY	Fail	
4/6/2015	1	PUBLIC SAFETY COMMITTEE	HEARING NOTICES SENT		
4/6/2015	1	PUBLIC SAFETY COMMITTEE	HEARING NOTICES SENT		
4/6/2015	1	PUBLIC SAFETY COMMITTEE	HEARING NOTICES SENT		
4/9/2015	2	PUBLIC SAFETY COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
4/9/2015	1	PUBLIC SAFETY COMMITTEE	SUBSTITUTED	Pass	5:0
4/21/2015	2	COMMON COUNCIL	PASSED	Fail	4:10

141479

SUBSTITUTE 2

58-1172-a

ALD. DUDZIK

A Substitute ordinance relating to locations where selling articles from parked vehicles is prohibited.
115-45 am

This ordinance establishes locations where selling articles from parked vehicles is prohibited within the 11th aldermanic district. Currently, the only location within the 11th aldermanic district where selling articles from parked vehicles is prohibited is W. Oklahoma Ave. from S. 16th St. west to city limits (Common Council File Number 58-1172-a, passed July 22, 1958).

Whereas, The public way includes streets and sidewalks that are dedicated thoroughfares intended for vehicular and pedestrian traffic; and

Whereas, Vendors selling articles from parked vehicles use the public way to conduct business operations; and

Whereas, Vending from parked vehicles attracts the congregation of people, which results in illegal parking and littering; and

Whereas, Vending from a parked vehicle may create loud noise when the operation is open for business; and

Whereas, Selling articles from parked vehicles contributes to traffic congestion and may create a public nuisance; and

Whereas, Both s. 62.11(5), Wis. Stats., and s. 4-10, Milwaukee City Charter, provide that the Common Council may enact legislation to protect the health safety and welfare of the residents of the City of Milwaukee; now, therefore

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

Part 1. Section 115-45 of the code relating to Selling Articles from Parked Vehicles, Locations Where Selling Prohibited is amended by adding the following:

The east and west sides of S. 27th St. from the Union Pacific Railroad south to W. Morgan Ave. all the days of the week, including Sundays and holidays.

The east and west sides of S. 28th St. from W. Oklahoma Ave. south to W. Euclid Ave. all the days of the week, including Sundays and holidays.

The east and west sides of S. 29th St. from W. Oklahoma Ave. south to its southerly terminus all the days of the week, including Sundays and holidays.

The east and west sides of S. 30th St. from W. Oklahoma Ave. south to its southerly terminus all the days of the week, including Sundays and holidays.

The east and west sides of S. 30th St. from W. Lakefield Dr. north to its northerly terminus all the days of the week, including Sundays and holidays.

The east and west sides of S. 31st St. from W. Montana St. north to its northerly terminus all the days of the week, including Sundays and holidays.

The east and west sides of S. 32nd St. from W. Manitoba Ave. south to W. Euclid Ave. all the days of the week, including Sundays and holidays.

The east and west sides of S. 33rd St. from W. Manitoba St. south to W. Lakefield Dr. all the days of the week, including Sundays and holidays.

The east and west sides of S. 33rd St. from W. Morgan Ave. south to the city limits all the days of the week, including Sundays and holidays.

The east and west sides of S. 35th St. from the Union Pacific Railroad south to the southerly city limits all the days of the week, including Sundays and holidays.

The east and west sides of S. 36th St. from W. Manitoba Ave. south to W. Oklahoma Ave. all the days of the week, including Sundays and holidays..

The east and west sides of S. 43rd St. from the Union Pacific Railroad south to the city limits all the days of the week, including Sundays and holidays.

The east side of S. 43rd St. from W. Euclid Ave. south to W. Willow Way all the days of the week, including Sundays and holidays.

The east and west sides of S. 43rd St. from W. Willow Way south to the city limits all the days of the week, including Sundays and holidays.

The east and west sides of S. 44th St. from W. Cleveland Ave. south to the city limits all the days of the week, including Sundays and holidays.

The east and west sides of S. 51st St. from the city limits south to W. Kinnickinnic River Pkwy. all the days of the week, including Sundays and holidays.

The east and west sides of S. 51st St. from W. Jackson Park Dr. south to W. Forest Home Ave. all the days of the week, including Sundays and holidays.

The east and west sides of S. 51st St. from W. Wilbur Ave. south to the city limits all the days of the week, including Sundays and holidays.

The east and west sides of S. 53rd St. from W. Stack Dr. south to W. Euclid Ave. all the days of the week, including Sundays and holidays.

The east and west sides of S. 54th St. from W. Stack Dr. south to W. Euclid Ave. all the days of the week, including Sundays and holidays.

The east and west sides of S. 54th St. from the south side of W. Midland Dr. south to W. Howard Ave. all the days of the week including Sundays and holidays.

The east and west sides of S. 60th St. from W. Kinnickinnic River Pkwy. south to the city limits all days of the week, including Sundays and holidays.

The east side of S. 60th St. from W. Waterford Ave. south to W. Cold Spring Rd. all days of the week, including Sundays and holidays.

The east and west sides of S. 61st St. from W. Cleveland Ave. south to W. Oklahoma Ave. all days of the week, including Sundays and holidays.

The east and west sides of S. 61st St. from W. Holt Ave. south to W. Forest Home Ave. all days of the week, including Sundays and holidays.

The east and west side of S. 63rd St. from W. Oklahoma Ave. south to W. Forest Home Ave. all days of the week, including Sundays and holidays.

The east and west sides of S. 68th St. from the city limits south to W. Forest Home Ave. all days of

the week, including Sundays and holidays.

The east and west sides of S. 76th St. from W. Oklahoma Ave. south to the city limits all days of the week, including Sundays and holidays.

The east and west sides of S. 84th St. from W. Oklahoma Ave. south to W. Howard Ave. all days of the week, including Sundays and holidays.

The east and west sides of S. S. 92nd St. from W. Oklahoma Ave. south to W. Howard Ave. all the days of the week, including Sundays and holidays.

The east and west sides of S. 95th St. from W. Oklahoma Ave. south to W. Morgan Ave. all the days of the week, including Sundays and holidays.

The east and west sides of S. Hamilton Ct. from W. Warnimont Ave. north to its northerly terminus all days of the week, including Sundays and holidays.

The east and west sides of S. Utah Ave. from W. Nebraska Ave. south to W. Forest Home Ave. all the days of the week, including Sundays and holidays.

The east and west sides of W. Beloit Rd. from W. Oklahoma Ave. southward to S. 100th St. all days of the week, including Sundays and holidays.

The east and west sides of W. Forest Home Ave. from the Union Pacific Railroad southward to the final city limit line located south of S. 68th St. all the days of the week, including Sundays and holidays.

The north and south sides of W. Bennett Ave. from S. 61st St. westward to S. 67th St. all the days of the week, including Sundays and holidays.

The north and south sides of W. Cleveland Ave. from S. 43rd St. westward to the westerly city limits all the days of the week, including Sundays and holidays.

The north side of W. Coldspring Rd. from the city limits west to S. 60th St. all days of the week, including Sundays and holidays.

The north and south sides of W. Euclid Ave. from S. 27th St. westward to S. 32nd St. all the days of the week, including Sundays and holidays.

The north and south sides of W. Euclid Ave. from W. Forest Home Ave. westward to S. 51st St. all the days of the week, including Sundays and holidays.

The north and south sides of W. Euclid Ave. from S. 92nd St. west to its westerly terminus all days of the week, including Sundays and holidays.

The north and south sides of W. Harrison Ave. from S. 61st St. westward to the westerly city limits all the days of the week, including Sundays and holidays.

The north and south sides of W. Lakefield Dr. from W. Morgan Ave. westward to S. 38th St. all the

days of the week, including Sundays and holidays.

The north and south sides of W. Lakefield Dr. from S. 60th St. east to its terminus west of S. 57th St., all days of the week, including Sundays and holidays.

The north and south sides of W. Lakefield Dr. from S. 63rd St. westward to its terminus just west of S. 63rd St. all days of the week, including Sundays and holidays.

The north and south sides of W. Leeds Pl. from W. Forest Home Ave. westward to its westerly terminus all the days of the week, including Sundays and holidays.

The north and south sides of W. Montana St. from S. 29th St. westward to S. 35th St. all the days of the week, including Sundays and holidays.

The north and south sides of W. Montana St. from S. 43rd St. westward to S. 50th St. all the days of the week, including Sundays and holidays.

The north side of W. Morgan Ave. from S. 27th St. westward to S. Point Dr. all the days of the week, including Sundays and holidays.

The north and south sides of W. Morgan Ave. from S. Point Dr. westward to W. Beloit Rd. all days of the week, including Sundays and holidays.

The north and south sides of W. Nebraska Pl. from S. 61st St. westward to W. Dodge Pl. all days of the week, including Sundays and holidays.

The north and south sides of W. Norwich Ct. from S. 50th St. east to its easterly terminus all days of the week, including Sundays and holidays.

The north and south sides of W. Norwich St. from S. 51st St. west to the western most city limits all days of the week, including Sundays and holidays.

The north and south sides of W. Ohio Ave. from S. 35th St. westward to S. 39th St. all the days of the week, including Sundays and holidays.

The north and south sides of W. Ohio Ave. from S. 50th St. westward to S. 51st St. all the days of the week, including Sundays and holidays.

The north and south sides of W. Stack Dr. from S. 51st St. westward to W. Stack Ct. all the days of the week, including Sundays and holidays.

The north and south sides of W. Stack Ct. from S. 64th St westward to its westerly terminus all the days of the week, including Sundays and holidays.

The north and south sides of W. Tripoli Ave. from S. 67th St. to S. 68th St. all days of the week, including Sundays and holidays.

The north and south sides of W. Van Beck Ave. from the city limits east of S. 51st St. to the western most city limit all days of the week, including Sundays and holidays.

The north and south sides of W. Verona Ct. from S. 35th St. westward to S. Princeton Ave. all the days of the week, including Sundays and holidays.

The north and south sides of W. Verona Ct. from S. 62nd St. westward to S. 69th St. all days of the week, including Sundays and holidays.

The north and south sides of W. Verona Ct. from S. Honey Creek Dr. westward to S. 75th St. all days of the week, including Sundays and holidays.

The north and south sides of W. Warnimont Ave. from S. 57th St. west to S. 68th St. all days of the week, including Sundays and holidays.

The north and south sides of W. Warinmont Ave. from S. 76th St. west to S. 91st St. all the days of the week, including Sundays and holidays.

The north and south sides of W. Waterford Ct. from S. 60th St. westward to its westerly terminus all days of the week, including Sundays and holidays.

The south side of W. Waterford Ave. from S. 55th St. west to S. 60th St. all days of the week, including Sundays and holidays.

The north and south sides of W. Waterford Ave. from S. 76th St. west to the city limits all the days of the week, including Sundays and holidays.

The north and south sides of W. Wedgewood Dr. from S. 68th St. west to S. 76th St. all the days of the week, including Sundays and holidays.

The north and south sides of W. Wick Pl. from S. 67th St. westward to S. 68th St. all the days of the week, including Sundays and holidays.

The north and south sides of W. Wilbur Ave. from S. 51st St. west to the city limits one-half block west of S. 55th St. all days of the week, including Sundays and holidays.

The north and south sides of W. Wilbur Ave. from S. 63rd St. west to W. Dodge Pl. all days of the week, including Sundays and holidays.

The north and south sides of W. Wilbur Ave. from S. 76th St. west to S. 97th St. all the days of the week, including Sundays and holidays.

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: _____

LRB145304-3

Amy E. Hefter

3/16/2015