



Legislation Details (With Text)

File #: 170542 **Version:** 2

Type: Ordinance **Status:** Passed

File created: 7/11/2017 **In control:** COMMON COUNCIL

On agenda: **Final action:** 11/7/2017

Effective date:

Title: A substitute ordinance relating to the duration of zoning map amendments to the detailed planned development district designation.

Sponsors: ALD. BAUMAN, ALD. BOHL, ALD. KOVAC

Indexes: PLANNED DEVELOPMENT DISTRICTS, ZONING

Attachments: 1. Zoning Code Technical Committee Letter, 2. City Plan Commission Letter, 3. Hearing Notice List, 4. Notice Published on 10-06-17 and 10-13-17, 5. Notice Published 11-27-17

Date	Ver.	Action By	Action	Result	Tally
7/11/2017	0	COMMON COUNCIL	ASSIGNED TO		
7/12/2017	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	REFERRED TO		
7/12/2017	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	REFERRED TO		
9/26/2017	1	CITY CLERK	DRAFT SUBMITTED		
9/27/2017	1	ZONING CODE TECHNICAL COMMITTEE	HEARING NOTICES SENT		
9/27/2017	1	ZONING CODE TECHNICAL COMMITTEE	HEARING NOTICES SENT		
9/27/2017	1	ZONING CODE TECHNICAL COMMITTEE	HEARING NOTICES SENT		
10/6/2017	1	CITY CLERK	PUBLISHED		
10/23/2017	1	CITY PLAN COMMISSION	RECOMMENDED FOR PASSAGE AND ASSIGNED	Pass	5:0
10/25/2017	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
10/25/2017	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
10/25/2017	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
10/27/2017	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
10/31/2017	2	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
10/31/2017	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	SUBSTITUTED	Pass	5:0
11/7/2017	2	COMMON COUNCIL	PASSED	Pass	15:0
11/21/2017	2	MAYOR	SIGNED		
11/27/2017	2	CITY CLERK	PUBLISHED		

170542
SUBSTITUTE 2

ALD. BAUMAN, BOHL AND KOVAC

A substitute ordinance relating to the duration of zoning map amendments to the detailed planned development district designation.

295-907-2-c-11 rn
295-907-2-c-11 cr
295-907-2-c-12 rn
295-907-2-c-12 cr
295-907-2-c-13 rn

This ordinance provides that the following additional items shall be submitted to the city plan commission as part of an application for approval of a detailed planned development (i.e., shall be part of the detailed plan):

1. A statement that the detailed planned development zoning designation shall be null and void within a specified period from the effective date of the ordinance amending the zoning map to create the detailed planned development, said time period not to exceed 5 years, and that the zoning of the property shall be changed to a specific zoning district at that time, said district to be identified in the statement, unless one of the following is true:

- a. The project for which the planned development district was created has been completed and all building permits have been closed.
- b. For at least one planned building on the site, the foundation has been completed and construction of the building is at grade or above.

2. A statement that the time period specified for expiration of the detailed planned development zoning designation may be extended only by an ordinance amending the detailed planned development.

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

Part 1. Section 295-907-2-c-11 to 13 of the code is renumbered 295-907-2-c-13 to 15.

Part 2. Section 295-907-2-c-11 and 12 of the code is created to read;

295-907. Planned Development District (PD/DPD).

2. PROCEDURES.

c. Application Requirements; Detailed Plan.

c-11. A statement that the detailed planned development zoning designation shall be null and void within a specified period from the effective date of the ordinance amending the zoning map to create the detailed planned development, said time period not to exceed 5 years, and that the zoning of the property shall be changed to a specific zoning district at that time, said district to be identified in the statement, unless one of the following is true:

c-11-a. The project for which the planned development district was created has been completed and

all building permits have been closed.

c-11-b. For at least one planned building on the site, the foundation has been completed and construction of the building is at grade or above.

c-12. A statement that the time period specified pursuant to subd. 11 may be extended only by an ordinance amending the detailed planned development, pursuant to s. 295-307.

Part 3. The provisions of this ordinance shall not apply to any detailed planned development district created prior to the effective date of this ordinance.

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: _____

LRB169346-3
Jeff Osterman
10/19/2017