Legislation Details (With Text)

File #:	171270 **Version:** 2		
Type:	Ordinance	**Status:**	Passed
File created:	11/28/2017	**In control:**	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE
On agenda:		**Final action:**	2/6/2018
Effective date:			

Title: A substitute ordinance relating to the First Amendment to the General Planned Development, GPD, known as Freshwater Plaza to permit changes to the uses and design standards for future development on the lot identified as Phase III (Lot 4) of the GPD, located at 200 East Greenfield Avenue, on the north side of East Greenfield Avenue, east of South 1st Street, in the 12th Aldermanic District.

Sponsors: ALD. PEREZ

Indexes: PLANNED DEVELOPMENT DISTRICTS

Attachments: 1. Exhibit A as of 2-5-18, 2. CCFN 141111 Exhibit A Continued, 3. Zoning Change Boundary Map-Updated, 4. Zoning Change Boundary Map, 5. Ald Perez Letter and Commissioner Marcoux Response, 6. Ald Perez Response, 7. Survey Submitted by Wangard Partners, 8. City Plan Commission Letter, 9. Freshwater Plaza Exterior Rendering, 10. Overhead of Lots (As of 10-6-27), 11. CCFN 141111 GPD Project Description and Owner SOI, 12. CCFN 141113 DPD Project Description and Owner's SOI, 13. CCFN 150462 1st Amendment DPD Project Description and Owner's SOI, 14. Journey House Support Letter, 15. Wangard Letter, 16. Hearing Notice List, 17. PowerPoint Presentation, 18. Notice Published 1-15-18 and 1-22-18, 19. Notice Published on 2-22-18

Date	Ver.	Action By	Action	Result	Tally
11/28/2017	0	COMMON COUNCIL	ASSIGNED TO		
12/1/2017	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	REFERRED TO		
1/8/2018	1	CITY CLERK	DRAFT SUBMITTED		
1/15/2018	0	CITY CLERK	PUBLISHED		
1/22/2018	0	CITY PLAN COMMISSION	RECOMMENDED FOR PLACING ON FILE AND ASSIGNED TO	Pass	2:1
1/25/2018	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
1/25/2018	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
1/25/2018	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
1/30/2018	2	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
1/30/2018	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	SUBSTITUTED	Pass	5:0
2/6/2018	2	COMMON COUNCIL	PASSED	Pass	15:0
2/15/2018	2	MAYOR	SIGNED		
2/22/2018	2	CITY CLERK	PUBLISHED		

171270
SUBSTITUTE 2

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141111
ALD. PEREZ
A substitute ordinance relating to the First Amendment to the General Planned Development, GPD, known as Freshwater Plaza to permit changes to the uses and design standards for future development on the lot identified as Phase III (Lot 4) of the GPD, located at 200 East Greenfield Avenue, on the north side of East Greenfield Avenue, east of South 1st Street, in the 12th Aldermanic District.
This amendment will allow changes to the uses and design standards for the Phase III development.
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:

(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 General 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 for 200 East Greenfield Avenue, Tax Key No. 431-1304-000, for the First Amendment to the General Planned Development (GPD). The other lots within the subject GPD, 135 East Scott Street, Tax Key No. 431-1301-000; 1212-1300 South 1st Street, Tax Key No. 431-1302-000; and 1320 South 1st Street, Tax Key No. 431-1303-000, will remain zoned GPD and are unaffected by the First Amendment to the GPD.

(3) The requirements set forth in said general 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 general plan is that such plan shall limit and control construction, location, use and operation of all land and structures included within the general plan to all conditions and limitations set forth in such general 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
01/29/18