



Legislation Details (With Text)

File #: 091019 **Version:** 1
Type: Ordinance **Status:** Placed On File
File created: 12/1/2009 **In control:** COMMON COUNCIL
On agenda: **Final action:** 10/14/2014
Effective date:

Title: A substitute ordinance relating to a change in zoning from Multi-Family Residential to a General Planned Development, known as Atkinson Square, on lands located South of West Atkinson Avenue and East and West of North 16th Street, for a four-story structure with up to 60 residential units, residential amenities and church community space, in the 6th Aldermanic District.

Sponsors: THE CHAIR

Indexes: PLANNED DEVELOPMENT DISTRICTS, ZONING DISTRICT 06

Attachments:

Date	Ver.	Action By	Action	Result	Tally
12/1/2009	0	COMMON COUNCIL	ASSIGNED TO		
12/4/2009	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	REFERRED TO		
3/1/2010	1	CITY CLERK	DRAFT SUBMITTED		
9/30/2014	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
9/30/2014	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
9/30/2014	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
10/7/2014	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	RECOMMENDED FOR PLACING ON FILE	Pass	5:0
10/14/2014	1	COMMON COUNCIL	PLACED ON FILE	Pass	14:0

091019
SUBSTITUTE 1

THE CHAIR

A substitute ordinance relating to a change in zoning from Multi-Family Residential to a General Planned Development, known as Atkinson Square, on lands located South of West Atkinson Avenue and East and West of North 16th Street, for a four-story structure with up to 60 residential units, residential amenities and church community space, in the 6th Aldermanic District.

This zoning change will allow for the development of the site with a four-story structure for up to 60 residential units, with first floor space for St. Mark's AME Church community center use and residential amenities.

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) (a).0055.

(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 to change the zoning for the area bounded and described as follows:

Lots 10, 11, 12, 13, 14 and 15 in Rolling Acres, being a subdivision of Lots 1, 2, 3 and 4 in Block 6 in Connell's Subdivision and Lots 1, 2, 3, 4, 5, 6 and 15 in Amrhein's Continuation, in the Northeast 1/4 of Section 7, Town 7 North, Range 22 East, in the City of Milwaukee, Milwaukee County, Wisconsin.

Also:

Lots 3, 4, 5, 6, except street and the North 10 feet of Lot 7, and vacated alley adjacent in Jean LaBoule's Subdivision in the Northeast 1/4 of Section 7, Town 7 North, Range 22 East, in the City of Milwaukee, Milwaukee County, Wisconsin, from Multi-Family Residential (RM3) to General Planned Development (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:AJF:ajf
02/25/10