



## Legislation Details (With Text)

**File #:** 091312 **Version:** 1

**Type:** Ordinance **Status:** Passed

**File created:** 1/20/2010 **In control:** JUDICIARY & LEGISLATION COMMITTEE

**On agenda:** **Final action:** 2/9/2010

**Effective date:**

**Title:** A substitute ordinance relating to revision of various provisions for purposes of correcting errors, clarifying language and eliminating obsolete provisions.

**Sponsors:** THE CHAIR

**Indexes:** REVISORS BILL

**Attachments:** 1. Fiscal Note, 2. Proposed Substitute A, 3. Hearing Notice List, 4. Notice Published on 2-25-10

Date	Ver.	Action By	Action	Result	Tally
1/20/2010	0	COMMON COUNCIL	ASSIGNED TO		
1/26/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
1/26/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
1/26/2010	0	JUDICIARY & LEGISLATION COMMITTEE	HEARING NOTICES SENT		
2/1/2010	0	JUDICIARY & LEGISLATION COMMITTEE	SUBSTITUTED	Pass	5:0
2/1/2010	1	JUDICIARY & LEGISLATION COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
2/2/2010	1	CITY CLERK	DRAFT SUBMITTED		
2/9/2010	1	COMMON COUNCIL	PASSED	Pass	15:0
2/16/2010	1	MAYOR	SIGNED		
2/25/2010	1	CITY CLERK	PUBLISHED		

### 091312 SUBSTITUTE 1 THE CHAIR

A substitute ordinance relating to revision of various provisions for purposes of correcting errors, clarifying language and eliminating obsolete provisions.

81-38.5-2 am  
102-13 am  
102-21-2 am  
105-57-2 am  
320-15-1 rc  
320-33-1 am

This ordinance revises various provisions of the code for purposes of revising errors, clarifying language and eliminating obsolete provisions.

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

Part 1. Section 81-38.5-2 of the code is amended to read:

## **81-38.5. Copies of Records and Record Searches.**

2. The fee imposed by all departments for black and white photocopies of paper records not exceeding 8.5 inches by 14 inches shall be 25 cents ~~[[ including sales tax]]~~ or 50 cents ~~[[including sales tax]]~~ per double-sided copy.

Part 2. Section 102-13 of the code is amended to read:

**102-13. Penalties** . Any person violating any of the provisions of s. 102-1 may upon conviction thereof be subject to forfeiture within the range of forfeitures provided by statute for violation of the section. For a conviction for violating any of the provisions of s. 102-7-1 to ~~[[14]]~~ >>6<<, a person may be subject to a forfeiture of not less than \$10 nor more than \$20. Any person violating the provisions of s. ~~[[102-7-13]]~~ >>102-7-7>> may upon conviction thereof be subject to a forfeiture of not less than \$20 nor more than \$40 for the first offense and not less than \$50 nor more than \$100 for the 2<sup>nd</sup> or subsequent conviction within a year.

Part 3. 102-21-2 of the code is amended to read:

2. Any person who violates any provision of this subchapter may be fined not more than \$250, except that any person violating s. ~~[[102-25-9-c]]~~ >>102-25-5-c<< may be fined not more than \$200.

Part 4. Section 105-57-2 of the code is amended to read:

### **105-57. Sales on Public Right of Way (Special Events).**

2. SPECIAL EVENTS: DESIGNATED RIGHT OF WAY. The right of way for Jazz in the Park, River Rhythms, ~~[[Riversplash]]~~, the Westtown Farmer's Market, and certain special events designated by the commissioner of public works shall be as described in the application for the special event permit issued by the department of public works.

Part 5. Section 320-15-1 of the code is repealed and recreated to read:

### **320-15. City Plan Commission.**

1. CREATED. There is created, pursuant to s. 27.11, Wis. Stats., a board of public land commissioners, which for convenience of identification, shall be known and referred to as the city plan commission, consisting of 7 citizen members, with the same purposes, powers, functions and terms as boards of public land commissioners created under s. 27.11, Wis. Stats. The board shall exercise all the powers conferred on city plan commissioners under s. 62.33, Wis. Stats.

Part 6. Section 320-33-1 of the code is amended to read:

### **320-33. Skywalk Design Committee.**

1. CREATION. There is created a skywalk design committee consisting of 9 members: the chair of the common council's zoning and development committee or alternate, who shall serve as chair of the committee; the chair of the historical preservation committee or a designee; the chair of the city plan commission or a designee; a member of the city plan commission appointed by the common council president; the ~~[[urban development coordinator]]~~ >>planning manager<< in the department of city development; the superintendent of buildings and fleet services or a designee; the chair of the space, air and subterranean space structures lease committee or a designee; a representative of the downtown business improvement district (#21), appointed by the president of the common council; and the chair of the building owners management association or a designee. The city clerk's office shall staff the committee. The terms of the member of the city plan commission and the representative of the downtown business improvement district shall expire at the end of the common council term in which those members were appointed.

APPROVED AS TO FORM

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Legislative Reference Bureau

Date: \_\_\_\_\_

IT IS OUR OPINION THAT THE ORDINANCE  
IS LEGAL AND ENFORCEABLE

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Office of the City Attorney

Date: \_\_\_\_\_

LRB 10027-2

BJZ:sd

1/22/2010