



Legislation Details (With Text)

File #: 101115 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 12/21/2010 **In control:** ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE

On agenda: **Final action:** 2/8/2011

Effective date:

Title: A substitute ordinance relating to the Second Amendment to the General Planned Development known as Bishop's Creek, for an increase in the number of residential units on the site, on lands located on the south side of West Hampton Avenue and west of North 32nd Street, in the 1st Aldermanic District.

Sponsors: ALD. HAMILTON

Indexes: PLANNED UNIT DEVELOPMENTS, ZONING, ZONING DISTRICT 01

Attachments: 1. City Plan Commission Letter, 2. Exhibit A as of 1-27-11, 3. Proposed Zoning Change Map, 4. Affidavit for Zoning Change, 5. Hearing Notice List, 6. Notice published on 1-14-11 and 1-21-11, 7. Notice Published on 2-24-11

Date	Ver.	Action By	Action	Result	Tally
12/21/2010	0	COMMON COUNCIL	ASSIGNED TO		
12/23/2010	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	REFERRED TO		
1/14/2011	1	CITY CLERK	PUBLISHED		
1/27/2011	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
1/27/2011	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
1/27/2011	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
1/27/2011	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
2/1/2011	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
2/8/2011	1	COMMON COUNCIL	PASSED	Pass	12:0
2/15/2011	1	MAYOR	SIGNED		
2/24/2011	1	CITY CLERK	PUBLISHED		

101115
SUBSTITUTE 1

ALD. HAMILTON

A substitute ordinance relating to the Second Amendment to the General Planned Development known as Bishop's Creek, for an increase in the number of residential units on the site, on lands located on the south side of West Hampton Avenue and west of North 32nd Street, in the 1st Aldermanic District.

This zoning change was requested by the Bishop's Creek Community Development Corporation to allow for an increase in the number of residential units on the site.

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).0060.

(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 amended 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: 3200 West Hampton Avenue, Tax Key No. 207-9982-000; 3201 West Hampton Avenue, Tax Key No. 230-0328-110; 4705 North 32nd Street, Tax Key No. 230-0691-000; 4765 North 32nd Street, Tax Key No. 230-0692-000; and 4769 North 32nd Street, Tax Key No. 230-0692-000.

(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:VLK:kdc
01/07/11