



Legislation Details (With Text)

File #: 110626 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 9/1/2011 **In control:** ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE

On agenda: **Final action:** 12/20/2011

Effective date:

Title: A substitute ordinance relating to the change in zoning from General Planned Development to a Detailed Planned Development known as Forest County Potawatomi Legacy District, Phase II, to facilitate future development, on land located on the south side of West Canal Street, west of West Potawatomi Circle, in the 8th Aldermanic District.

Sponsors: ALD. DONOVAN

Indexes: PLANNED UNIT DEVELOPMENTS, POTAWATOMI, ZONING, ZONING DISTRICT 08

Attachments: 1. Hearing Notice List, 2. Exhibit A as of 12-5-11, 3. Exhibit A Continued as of 12-1-11, 4. Proposed Zoning Change Map, 5. Affidavit for Zoning Change, 6. Notice Published 11-28-11 and 12-5-11, 7. Potawatomi GPD DPD PPT, 8. City Plan Commission Letter, 9. Notice Published on 1-11-12

Date	Ver.	Action By	Action	Result	Tally
9/1/2011	0	COMMON COUNCIL	ASSIGNED TO		
9/6/2011	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	REFERRED TO		
11/18/2011	1	CITY CLERK	DRAFT SUBMITTED		
11/28/2011	1	CITY CLERK	PUBLISHED		
12/6/2011	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
12/6/2011	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
12/6/2011	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
12/6/2011	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
12/8/2011	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
12/13/2011	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
12/20/2011	1	COMMON COUNCIL	PASSED	Pass	14:0
12/27/2011	1	MAYOR	SIGNED		
1/11/2012	1	CITY CLERK	PUBLISHED		

110626

SUBSTITUTE 1

050468, 050469, 070100, 070101, 070842

ALD. DONOVAN

A substitute ordinance relating to the change in zoning from General Planned Development to a Detailed Planned Development known as Forest County Potawatomi Legacy District, Phase II, to facilitate future development, on land located on the south side of West Canal Street, west of West Potawatomi Circle, in the 8th Aldermanic District.

This zoning change will facilitate future development 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)(c).0178.

(1) In accordance with the provisions of Section 295-907 of the Code relating to the establishment of planned development districts, the Common Council approves the subject Detailed 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 property located at 2301 West Canal Street, Tax Key No. 425-9983-122, from General Planned Development (GPD) to Detailed Planned Development (DPD).

(3) The requirements set forth in said detailed 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 detailed plan is that such plan shall limit and control construction, location, use and operation of all land and structures included within the detailed plan to all conditions and limitations set forth in such detailed 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
11/17/11