



Legislation Text

File #: 990213, Version: 0

990213
ORIGINAL

ALD. HENNINGSEN

An ordinance relating to fees for construction projects undertaken by business improvement districts.

115-11-3 cr
200-32-4 am
200-33-65-0 am
- Analysis -

This ordinance provides that fees and deposits for temporary occupancy of a public way relating to a construction project may be waived by the common council if the project is being carried out by a business improvement district created by the city and if the council finds that the revenues that will be lost by waiving the fees and deposits will be recovered through payments in lieu of taxes to the city by the business improvement district.

This ordinance further provides that construction projects undertaken by business improvement districts shall not be subject to building permit fees, plan examination fees and board of zoning appeals filing fees.

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

Part 1. Section 115-11-3 of the code is created to read:

115-11. Permits for Temporary Occupancy of Streets.

3. WAIVING OF FEES AND DEPOSITS. The common council may, by resolution, waive any or all permit fees specified in s. 81-102, as well as any or all related fees or deposits required by the commissioner to be paid prior to temporary occupancy of a public way, whenever the temporary occupancy will occur in conjunction with construction work being carried out by a business improvement district created by the city pursuant to s. 66.608, Wis. Stats. Such waiver may occur only if the common council finds that the forgone fee and deposit revenues will be recovered through one or more payments in lieu of taxes to the city by the business improvement district.

Part 2. Section 200-32-4 of the code is amended to read:

200-32. Permit Fees.

4. GOVERNMENTAL UNITS. Permits and plan examination fees shall be charged for all governmental units, except for the city of Milwaukee, the Pabst theater, the Milwaukee school board, the housing authority [[and]] >>, << the redevelopment authority >> and any business improvement district created by the city pursuant to s. 66.608, Wis. Stats.<<.

Part 3. Section 200-33-65-0 of the code is amended to read:

200-33. Fees.

65. ZONING, BOARD OF APPEALS. Appeals and applications for variances and special use approvals shall be subject to the following fee schedule. Fees shall not be refunded after a notice of appeal is filed except by appeal to the board. The state of Wisconsin [[and]] >>, << its political subdivisions >> and business improvement districts created by the city pursuant to s. 66.608, Wis. Stats., << shall not be required to pay filing fees.

APPROVED AS TO FORM

Legislative Reference Bureau

Date: _____

IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

Office of the City Attorney

Date: _____

99146-1
JDO
5/4/99

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