



Legislation Text

File #: 981360, Version: 1

981360
SUBSTITUTE 1

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Substitute ordinance relating to the change in zoning from Industrial (I/A/125) to Detailed Planned Development (DPD), on land located North of the South Menomonee Canal and East and West of the North-South Freeway (I-94), in the 12th Aldermanic District.

- Analysis -

This substitute ordinance allows for the Wisconsin Electric Power Company to continue the current power plant operation and modernize in the future, and develop new uses that are consistent with the new Menomonee Valley Plan.

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 295-810(2)(b).0126.

(1) In accordance with the provisions of Section 295-810(1) of the Code relating to the establishment of planned development districts, the Common Council approves this 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 changed for the area bounded by the centerline of the Menomonee River, a line 35 feet East and parallel to the East Side of the D.O.T. easement of the North-South Freeway (I-94), a line 425 feet South and parallel to the South Side of West Canal Street, a line 320.5 feet East and parallel to the East Side of the North-South Freeway (I-94), a line 450 feet South and parallel to the South Side of West Canal Street, a line 397.11 feet East and parallel to the East Side of the North-South Freeway (I-94), the centerline of the South Menomonee Canal, the centerline of South 11th Street, the centerline of West Canal Street, and a line 776.95 feet West and parallel to the centerline of the North-South Freeway (I-94).

(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. In accordance with the provisions of Section 295-815 of the Code, the City Clerk shall transmit a certified copy of the action taken by the Common Council to the Department of City Development.

Part 4. 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:JRH:vlk
06/11/99