



Legislation Text

File #: 080268, Version: 3

080268
Substitute 3

ALD. HAMILTON

Substitute ordinance relating to the change in zoning from a General Planned Development to a Detailed Planned Development known as Bishop's Creek, Phase 1, for development of affordable rental units, in the 1st Aldermanic District.

This substitute ordinance will allow for the construction of a new building along North 32nd Street to house 55 affordable one, two and three-bedroom family rental units. 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).0126.

(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 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 that part of Lot B of Block 21 of North Milwaukee Townsite Company's Addition No. 2, in the Northwest 1/4 of the Northeast 1/4, Section 1, Township 7 North, Range 21 East, in the City of Milwaukee, Milwaukee County, Wisconsin, more particularly described as follows:

Commencing at the northwest corner of said Northeast 1/4; thence North 88 deg. 55 min. 43 sec. East, on and along the north line of said Northeast 1/4, 38.54 feet; thence North 89 deg. 17 min. 43 sec. East, on and along said north line, 941.05 feet; thence South 00 deg. 14 min. 25 sec. East, on and along the west right-of-way line of North 32nd Street and its extension, 407.69 feet to the point of beginning; thence North 89 deg. 34 min. 32 sec. East, 40.00 feet to the centerline of North 32nd Street; thence South 00 deg. 14 min. 25 sec. East, on and along said centerline, 296.33 feet; thence South 89 deg. 34 min. 32 sec. West, 239.92 feet; thence North 23 deg. 01 min. 19 sec. East, 14.27 feet; thence North 67 deg. 50 min. 41 sec. West, 66.21 feet; thence North 00 deg. 14 min. 25 sec. West, 182.82 feet; thence North 89 deg. 34 min. 32 sec. East, 80.00 feet; thence North 00 deg. 14 min. 25 sec. West, 75.00 feet; thence North 89 deg. 34 min. 32 sec. East, 175.50 feet to the point of beginning.

(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.

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07/30/08