

STATE OF WISCONSIN

CITY OF FRANKLIN

MILWAUKEE COUNTY

ORDINANCE NO. 2016-2222

AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE (ZONING MAP) TO REZONE CERTAIN PARCELS OF LAND FROM R-2 ESTATE SINGLE-FAMILY RESIDENCE DISTRICT, R-3 SUBURBAN/ESTATE SINGLE-FAMILY RESIDENCE DISTRICT, R-5 SUBURBAN SINGLE-FAMILY RESIDENCE DISTRICT, R-6 SUBURBAN SINGLE-FAMILY RESIDENCE DISTRICT, FW FLOODWAY DISTRICT, C-1 CONSERVANCY DISTRICT, FC FLOODPLAIN CONSERVANCY DISTRICT AND A-1 AGRICULTURAL DISTRICT TO P-1 PARK DISTRICT (ANY CURRENT FW FLOODWAY DISTRICT AND/OR FC FLOODPLAIN CONSERVANCY DISTRICT WILL RETAIN SAME ZONING ALONG WITH P-1 PARK DISTRICT ZONING) (MILWAUKEE COUNTY, APPLICANT)

WHEREAS, Milwaukee County having petitioned for the rezoning of certain parcels of land from R-2 Estate Single-Family Residence District, R-3 Suburban/Estate Single-Family Residence District, R-5 Suburban Single-Family Residence District, R-6 Suburban Single-Family Residence District, FW Floodway District, C-1 Conservancy District, FC Floodplain Conservancy District and A-1 Agricultural District to P-1 Park District (any parcels currently zoned FW Floodway District and/or FC Floodplain Conservancy District will retain same zoning along with P-1 Park District zoning), such lands being located as listed in the "Milwaukee County Rezoning Application" table in Section 1 below; and

WHEREAS, a public hearing was held before the City of Franklin Plan Commission on the 9th day of June, 2016, upon the aforesaid petition and the Plan Commission thereafter having determined that the proposed rezoning would promote the health, safety and welfare of the City and having recommended approval thereof to the Common Council; and

WHEREAS, the Common Council having considered the petition and having concurred with the recommendation of the Plan Commission and having determined that the proposed rezoning is consistent with the 2025 Comprehensive Master Plan of the City of Franklin, Wisconsin and would promote the health, safety and welfare of the Community.

NOW, THEREFORE, the Mayor and Common Council of the City of Franklin, Wisconsin, do ordain as follows:

SECTION 1: §15-3.0102 (Zoning Map) of the Unified Development Ordinance of the City of Franklin, Wisconsin, is hereby amended to provide that the zoning district designation for the properties described below be changed from R-2 Estate Single-Family Residence District, R-3 Suburban/Estate Single-Family Residence District, R-5 Suburban

Single-Family Residence District, R-6 Suburban Single-Family Residence District, FW Floodway District, C-1 Conservancy District, FC Floodplain Conservancy District and A-1 Agricultural District to P-1 Park District (any parcels currently zoned FW Floodway District and/or FC Floodplain Conservancy District will retain same zoning along with P-1 Park District zoning):

Taxkey Number	Address	Property Owner	Current Zoning	Proposed Zoning	Approximate Acreage	Legal Description
7579981000	0 W Root River Drive	Milwaukee County	R-6 & FW	P-1 & FW	2.27	COM IN S LI 792.50 FT E OF SW COR OF N HALF OF NE 10 5 21 TH NELY 182.02 FT ELY 75 FT NELY 184.54 FT SELY ON CEN ROOT RIVER 218.78 FT S 244.92 FT TH W 460 FT TO BEG CONT 2.28 ACS
8519995007	0 W Puetz Road	Milwaukee County	R-3	P-1	17.520954	CERTIFIED SURVEY MAP NO 7297 NE 22 5 21 OUTLOT 2 EXC PART CONVEYED IN DOC # 09386795
9839995000		Milwaukee County Parks Commission	A-1 & FW	P-1 & FW	0.75	N 24.75 FT OF E 1320 FT OF SW 34 5 21 CONT 0.75 ACS
8519994001		Milwaukee County Parks Commission	A-1 & FW	P-1 & FW	2.903408	COM 280.50 FT W OF NE COR OF NE 22 5 21 TH SELY 496.07 FT TH N TO BEG & N 65 FT OF COM 280.50 FT W OF NE COR OF NE 22 5 21 TH W 1034.70 FT S 599.08 FT NELY 1318.09 FT N 101.02 FT NWLY 496.07 FT TO BEG EXC PT CONVEYED FOR W PUETZ RD CONT 2.341 ACS
9489999001	0 S 60 th Street	Milwaukee County	A-1, FW & FC	P-1, FW & FC	76.31	S HALF OF NW 35 5 21 EXC CSM NO 6043 CONT 76.9015 ACS
9339993000	0 S 76 th Street	Milwaukee County	R-2, A-1, FC & FW	P-1, FC & FW	21.05	N 825 FT OF S 1831.5 FT OF W HALF OF SW 27 5 21 EXC COM AT SW COR THEREOF TH N 419.23 FT SELY 361.40 FT SELY 380 FT TH W 599.22 FT TO BEG EXC W 60 FT FOR ST CONT 20.949 ACS
8989998000	0 W Ryan Road	Milwaukee County	A-1, FW & FC	P-1, FW & FC	122.36	LANDS ACQUIRED BY MILW CO FOR ROOT RIVER PARKWAY IN NE 27 5 21 CONT 123.644 ACS
7118996005	0 S Harvard Drive	Milwaukee County	R-5 & C-1	P-1	4.81	CERTIFIED SURVEY MAP NO 6931 NW 2 5 21 OUTLOT 1
OVERLAP			A-1	P-1	0.11	#N/A
9339990002		Milwaukee County	A-1, FC & FW	P-1, FC & FW	6.54	S 265.30 FT OF N 295.30 FT OF W HALF OF SW 27 5 21 EXC W 235 FT THEREOF CONT 6.571 ACS
9339996000	0 W Oakwood Road	Milwaukee County	A-1, FC & FW	P-1, FC & FW	14.47	COM AT SE COR OF W HALF OF SW 27 5 21 TH N 1006.50 FT W 649 FT S 1006.50 FT TH E 649 FT TO BEG CONT 15 ACS
9339995000	0 S 76 th Street	Milwaukee County	A-1	P-1	12.96	COM AT SW COR OF SW 27 5 21 TH N 1006.50 FT E 671 FT S 1006.5 FT TH W 671 FT TO BEG

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						EXC PTS FOR STS CONT 13.141 ACS
9839996001		Milwaukee County	A-1, C-1 & FW	P-1 & FW	78.95	E 1320 FT OF S 75 ACS OF SW 34 5 21 ALSO N 85 ACS OF SD 1/4 SEC EXC W 1320 FT OF N 1320 FT EXC N 24.75 FT THEREOF & EXC PT COM 1237.50 FT N OF SW COR SD 1/4 SEC TH E 1313.75 FT NLY 80.83 FT W 1320 TH S 80.46 FT TO BEG
7118997000	O S Harvard Drive	Milwaukee County	R-5, C-1, FC & FW	P-1, FC & FW	3.1	COM SW COR OF NW 2 5 21 TH E 326.46 FT NLY 445.53 FT NWLY 250 FT TH S 521.88 TO BEG CONT 3.08 ACS
8059987000	0 W Drexel Avenue	Milwaukee County	A-1 & FW	P-1 & FW	85.43	THAT PT OF NE 15 5 21 ACQUIRED BY MILW COUNTY FOR ROOT RIVER PKWY CONT 84.6 ACS
8529999002	0 W Puetz Road	Milwaukee County House of Correction	A-1, C-1 & FW	P-1 & FW	42.19	COM NE COR OF NW 23 5 21 TH W TO NW COR SD QUAR S TO PT 2130 FT N OF SW COR SD QUAR SELY 784.51 FT 800 FT 308.26 FT 599.55 FT & 230.87 FT ELY 65 FT TO E LI SD QUAR TH N TO BEG EXC PT CONVEYED FOR W PUETZ RD
8519994004	0 W Puetz Road	Milwaukee County	R-3 & FW	P-1 & FW	8	CERTIFIED SURVEY MAP NO 7296 NE 22 5 21 OUTLOT 2
9469997000	0 W Oakwood Road	Milwaukee County	A-1, C-1, FC & FW	P-1, FC & FW	133.17	ALL OF NW 34 5 21 EXC S 990 FT OF W 990 FT & EXC MOST WLY 60 FT FOR STR CONT 135.228 ACS
8369998001		Milwaukee County Park Commission	A-1, C-1, FC & FW	P-1, FC & FW	95.02	ALL TH PT OF SE 15 5 21 LYING ELY OF CSM NO 1309 CONT 94.919 ACS
9339999001	7000 W Oakwood Road	Milwaukee County	A-1, FC & FW	P-1, FC & FW	24.46	S 30 ACS OF SE QUAR OF SW 27 5 21 CONT 30 ACS
9339987000		Milwaukee County	A-1, FC & FW	P-1, FC & FW	20.86	N HALF OF NE QUAR OF SW 27 5 21 ALSO N 30 FT OF W HALF OF SD QUAR EXC W 60 FT FOR ST CONT 20.868 ACS
9509998001	0 W Oakwood Road	Milwaukee County	A-1, C-1 & FW	P-1 & FW	101.123683	W 110 ACS OF NW 36-5-21 EXC CSM 2710 & EXC RD
7579978000	6600 W Root River Drive	Milwaukee County	R-6 & FW	P-1 & FW	1.01	COM 661.32FT S OF NW COR NE 10 5 21 TH S 10 FT E 45 FT SE ON CURVES 777.63 FT NELY 176.88 FT NW ALG CEN ROOT RIVER TO N LI OF S HALF OF N HALF OF SD QUAR TH W 439.75 FT TO BEG CONT 1.330 ACS
7909999000	0 W Drexel Avenue	Milwaukee County Park Commission	A-1, R-6, FC & FW	P-1, FC & FW	39.6	S 53 ACS OF SE 10 5 21 EXC W 900 FT ALSO COM IN W LI 400 FT N OF SW COR OF SW 11 5 21 TH N 1357.05 FT E 200 FT S TO A PT 700 FT N OF S LI SD QUAR TH SWLY TO BEG CONT 40.36 ACS
9339991000	0 S 76 th Street	Milwaukee County	A-1, FC & FW	P-1, FC & FW	10.04	S 348.20 FT OF N 643.50 FT OF W HALF OF SW 27 5 21 EXC W 60 FT FOR ST CONT 10.025 ACS
9809998000	0 W South	Milwaukee County	A-1, FC & FW	P-1, FC & FW	234.95	SE 35 5 21 EXC S 60 ACS OF W HALF & EXC S 40 FT OF E HALF FOR RD ALS NE 35 5 21 EXC N

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	County Line Road					400 FT CONT 234.550 ACS
9329992002	0 W Oakwood Road	Milwaukee County	A-1, C-1, FC & FW	P-1, FC & FW	118.11	LANDS ACQUIRED BY MILW COUNTY FOR PARK IN SE 27 5 21 EXC CSM NO 6915 CONT 120.40 ACS
9339992000	10010 S 76 th Street	Milwaukee County	A-1, FC & FW	P-1, FC & FW	4.75	N 165 FT OF S 1996.5 FT OF W HALF OF SW 27 5 21 EXC W 60 FT FOR ST CONT 4.773 ACS
7579979000	6550 W Root River Drive	Milwaukee County	R-6 & FW	P-1 & FW	0.69	COM 671.32 FT S OF NW COR OF NE 10 5 21 & 45 FT E & 777.63 FT SELY ON CUR TO BEG TH SELY ON CUR 188.12 FT N 189.37 FT NWLY 12.12 FT NWLY 40.30 FT NWLY 151.69 FT TH S 176.88 FT TO BEG CONT 0.874 ACS
8979999000	9830 S 76 th Street	Milwaukee County	A-1, C-1, FC & FW	P-1, FC & FW	96.98	COM SW COR NW 27 5 21 TH N 663.47 FT E 600 FT N TO S LI N 30 ACS OF W HALF SD QUAR SEC E TO ONE EIGHTH LI N TO PT 600 FT S OF N QUAR SEC LI E TO E QUAR LI S TO SE COR OF SD QUAR W TO BEG CONT 97.90 ACS
9829997000		Milwaukee County	A-1, C-1 & FW	P-1 & FW	94.23	W HALF OF SE 34 5 21 & N ONE THIRD OF S 30 ACS OF SE QUAR OF SE 34 5 21 & COM AT NW COR OF E HALF OF SE 34 5 21 TH S 600 FT NELY TO A PT 700 FT E OF SD NW COR TH W 700 FT TO BEG CONT 94.861 ACS
7429995000	0 S 68 th Street	Milwaukee County Parks	A-1, FC & FW	P-1, FC & FW	141.9	N HALF OF SE 3 5 21 EXC S 300 FT OF W 210 FT & EXC N 115.50 FT OF W 754.28 FT ALSO S HALF OF SE 3 5 21 EXC W 405 FT & EXC S 60 FT FOR ST CONT 141.73 ACS
7579983000	0 S Root River Drive	Milwaukee County	R-6 & FC	P-1 & FC	1.39	COM IN S LI 578.75 FT E OF SW COR OF N HALF OF NE 10 5 21 TH N 261.75 FT W 161.75 FT N 295.46 FT SELY ON TWO CURVES 409.54 FT TH SWLY 314.50 FT TO BEG CONT 1.617 ACS
8519999001		Milwaukee County Park Commission	A-1, C-1 & FW	P-1 & FW	62.57	COM IN E LI 513.52 FT S OF NE COR OF NE 22 5 21 TH SWLY 1318.09 FT S TO S LI SD QUAR E TO SE COR SD QUAR TH N TO BEG CONT 63.068 ACS
9479998000	0 W Oakwood Road	Milwaukee County	A-1, R-2 & FW	P-1 & FW	153.64	ALL OF NE 34 5 21 EXC S 363 FT OF E 360 FT THEREOF EXC PT DEEDED FOR S 60 ST CONT 156.733 ACS

SECTION 2: The terms and provisions of this ordinance are severable. Should any term or provision of this ordinance be found to be invalid by a court of competent jurisdiction, the remaining terms and provisions shall remain in full force and effect.

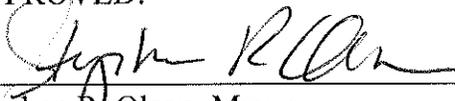
SECTION 3: All ordinances and parts of ordinances in contravention to this ordinance are hereby repealed.

SECTION 4: This ordinance shall take effect and be in force from and after its passage and publication.

Introduced at a regular meeting of the Common Council of the City of Franklin this 28th day of June, 2016, by Alderman Taylor.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this 28th day of June, 2016.

APPROVED:



Stephen B. Olson, Mayor

ATTEST:



Sandra L. Wesolowski, City Clerk

AYES 5 NOES 0 ABSENT 1 (Ald. S. Mayer)