

**Common Council
City of Waukesha, Wisconsin**

Ordinance No. _____ - 21

**An Ordinance to Rezone Certain Property and to Amend the
Zoning Map of the City of Waukesha, Wisconsin**

Whereas the owner of the property with Tax Key WAKC1352999 in the City of Waukesha, more fully described below, made an application to the Plan Commission for re-zoning of the property from Rs-1 to P-1 Park; and

Whereas on July 28, 2021, the Plan Commission passed a resolution by which the proposed re-zoning of the property was recommended to the Common Council; and

Whereas a notice of a public hearing of the proposed re-zoning to be held on August 17, 2021, was published as a Class 2 notice pursuant to Chapter 985 of the Wisconsin Statutes on August 3, 2021, and August 10, 2021; and

Whereas a public hearing of the proposed re-zoning was held at the regular Common Council meeting on August 17, 2021; and

Whereas no objections to the proposed re-zoning sufficient under Wis. Stats. §62.23(7)(d)2m to require a supermajority vote to approve the proposed re-zoning were received by the City; and

Whereas the Common Council, at its August 17, 2021 regular meeting considered the Plan Commission's recommendation, the supporting materials, the statements given during the public hearing, and the statements of City staff; and

Whereas the Common Council had full debate on the proposed re-zoning and found that the proposed re-zoning is in the best interests of the City; and

Whereas a motion to adopt the recommendation of the Plan Commission and to approve the re-zoning was made, seconded and carried by the affirmative vote of a majority of the Common Council members present and voting;

Now, therefore, the Common Council of the City of Waukesha do ordain as follows:

Section 1. The following-described property is rezoned from Rs-1 to P-1 Park:

All that part of the Northeast 1/4 of the Southeast 1/4 of Section 14, Town 6 North, Range 19 East, in the City of Waukesha, County of Waukesha, State of Wisconsin, bounded and described as follows: Beginning at the Northeast corner of the Southeast 1/4 of Section 14; thence South 01° 31' 08" West along the East line of the Northeast 1/4 of said Southeast 1/4 and the centerline of Milky Way Road, 1341.50 feet to the South east corner of the Northeast 1/4 of the aforementioned Southeast 1/4; thence South 89° 44' 07" West along the

South line of the Northeast 1 /4 of the Southeast 1/4 of Section 14, 1342.01 feet to the Southwest corner of the Northeast 1/4 of said Southeast 1 / 4; thence North 01° 35' 13" East along the West line of the Northeast 1/4 of the aforementioned Southeast 1/4 1335.40 feet to the Northwest corner of the Northeast 1/4 of the Southeast 1 /4 of Section 14; thence North 89° 28' 27" East along the North line of the Northeast 1/4 of said Southeast 1/4 1340.63 feet to the place of beginning.

Reserving therefrom a strip of land 33 feet in width lying West of and adjacent to the above described centerline of Milky Way Road for public road purposes.

Also, excepting therefrom those lands conveyed to the State of Wisconsin Department of Transportation recorded May 9, 2005 as Document No. 3274139.

Tax Key No: WAKC 1352999

Section 2. The Zoning Map referred to in Municipal Code §22.09 shall be amended to conform with the changes set forth in Section 1.

Section 3. All ordinances or parts of ordinances inconsistent with or contravening this ordinance are hereby repealed.

Section 4. This ordinance shall be in full force and effect from and after its passage and publication.

Passed the 17th day of August, 2021.

Shawn N. Reilly, Mayor

Gina L. Kozlik, City Clerk-Treasurer