

**Common Council
City of Waukesha, Wisconsin**

Ordinance No. _____ - 19

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

Whereas the City of Waukesha made an application to the Plan Commission for re-zoning of City property at 201 Delafield Street, more particularly described below, from I-1 Institutional to I-1 Institutional Planned Unit Development; and

Whereas on February 27, 2019, the Plan Commission passed a resolution by which the proposed re-zoning of the property as requested by the owner was recommended to the Common Council; and

Whereas a notice of a public hearing of the proposed re-zoning to be held on April 4, 2019, was published as a Class 2 notice pursuant to Chapter 985 of the Wisconsin Statutes on March 23, 2019, and March 28, 2019; and

Whereas a public hearing of the proposed re-zoning was held at the regular Common Council meeting on April 4, 2019; 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 April 4, 2019, regular meeting considered the Plan Commission's recommendation, the owner's application, the supporting materials submitted with the application, 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 I-1 Institutional to I-1 Institutional Planned Unit Development:

Part of Lots 5 thru 8, in Block Y, in the Northwest Addition to Prairieville and part of Spring Brook Lot, being in the Northwest 1/4 of the Northeast 1/4 of Section 3, Township 6 North, Range 19 East, in the City of Waukesha, Waukesha County, Wisconsin, bounded and described as follows:

Commencing at the Northwest corner of said 1/4 Section 3; thence South 00° 32' 00" West along the West line of said 1/4 Section a distance of 1117.28 feet to a point in the North line of Lot 1 of

Certified Survey Map No. 11250; thence South 83° 33' 26" East along the North line of said Lot 184.22 feet to a point in the West line of Delafield Street; thence North 83° 24' 21" East 75.09 feet to a point in the East line of said Delafield Street and the point of beginning of lands to be described; thence North 06° 57' 22" East along said West line 244.45 feet to a point in the Southeasterly line of Buena Vista Avenue; thence North 38° 26' 40" East along said Southeasterly line 460.44 feet to a point in the Southwesterly line of Northwest Barstow Street; thence South 51° 25' 47" East along said Southwesterly line 182.20 feet to a point which is 148.00 feet Northwesterly of the Southeast corner of Lot 5, Block Y in the Northwest Addition to Prairieville; thence South 38° 33' 06" West on a line which is 148.00 feet Northwesterly and parallel to the Northwesterly line of East North Street 132.00 feet to a point in the Northeasterly line of Lot 6 in said Addition; thence South 51° 25' 47" East along said Northeasterly line 42.00 feet to a point which is 106.00 feet Northwesterly of the Southeast corner of said Lot 6; thence South 38° 33' 06" West on a line which is 106.00 feet Northwesterly and parallel to the Northwesterly line of East North Street 390.00 feet to a point which is 6.00 feet Northeasterly of the Southwesterly line of Lot 8 in said Addition; thence South 51° 25' 47" East on a line which is 6.00' Northeasterly and parallel to the Southwesterly line of said Lot 8 a distance of 22.73 feet to a point; thence South 38° 33' 06" West 77.84 feet to a point; thence South 70° 58' 36" West 81.59 feet to a point; thence North 51° 20' 24" West 74.25 feet to the point of beginning.

Said land contains 132,484 square feet or 3.0414 acres.

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 4th day of April, 2019.

Shawn N. Reilly, Mayor

Gina L. Kozlik, City Clerk-Treasurer