

**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 owner of the property located at the vacant lots with tax keys WAKC1306380, WAKC1306381, WAKC1306382, WAKC1306383, WAKC1306384, WAKC1306387, WAKC1306389, WAKC1306390, and WAKC1306391 in the City of Waukesha, more fully described below, made an application to the Plan Commission for re-zoning of the property from Rm-1 to I-1 Institutional; and

Whereas on July 24, 2019, 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 20, 2019, was published as a Class 2 notice pursuant to Chapter 985 of the Wisconsin Statutes on August 8, 2019 and August 13, 2019; and

Whereas a public hearing of the proposed re-zoning was held at the regular Common Council meeting on August 20, 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 August 20, 2019, 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 Rm-1 to I-1 Institutional:

All of Lots 1 through 7, 10, 11, 13, 14 & 15 of Block A of Thielemans Subdivision in the Southwest ¼ of the Northwest ¼ of Section 3, Township 6 North, Range 19 East, in the City of Waukesha, Waukesha County, Wisconsin, more particularly described as follows:

Commencing at the southwest corner of said Northwest 1/4; thence North 88°55'12" East, on and along the south line of said Northwest 1/4, 1019.96 feet; thence North 01°42'10" East, 844.46 feet to

the north right of way line of Lawndale Avenue and the point of beginning; thence continuing North 01°42'10" East, on and along the east right of way line of Fairview Avenue, 427.02 feet to the south right of way line of Madison Street; thence North 82°24'20" East, on and along said south right of way Line, 214.73 feet to the west right of way line of Fairmont Avenue; thence South 01°37'27" West, on and along said west right of way line, 175.92 feet to the north line of Lot 8 of said Block A; thence North 88°19'41" West, on and along said north line, 105.76 feet to the west line of said Lot 8; thence South 01°44'54" West, on and along said west line and its extension, 150.27 feet to the south line of Lot 10 of said Block A, thence South 88°22'35" East, on and along said south line, 56.38 feet to the west line of Lot 16 of said Block A, thence South 01°42'10" West, on and along said west line, 135.20 feet to the north line of said Lawndale Avenue; thence North 88°25'05" West, on and along said north right of way line, 162.65 feet to the point of beginning.

Containing 71,619 square feet (1.644 acres), more or less.

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 20th day of August 2019.

Shawn N. Reilly, Mayor

Gina L. Kozlik, City Clerk-Treasurer