

## ORDINANCE NO. 2024-2622

AN ORDINANCE TO AMEND §15-3.0443 OF THE UNIFIED  
DEVELOPMENT ORDINANCE, PLANNED DEVELOPMENT  
DISTRICT NO. 38 (MILWAUKEE COUNTY PARKS DEPARTMENT/HUNGER TASK  
FORCE) TO REVISE FENCING REQUIREMENTS (MILWAUKEE COUNTY - DPRC,  
APPLICANT/PROPERTY OWNER) (9000 SOUTH 68TH STREET)

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WHEREAS, §15-3.0443 of the Unified Development Ordinance provides for and regulates Planned Development District No. 38 (Milwaukee County Parks Department/Hunger Task Force), same having been created by Ordinance No. 2015-2193, such District being located at 9000 S. 68th Street, bearing TKN 883-9999-002; and

WHEREAS, Planned Development District No. 38 (Milwaukee County Parks Department/Hunger Task Force) includes those lands legally described as follows:

COMM. 1860 FT W OF SE COR OF SE 22 5 21 THEN 1320 FEET NELY 1410.46  
FT W TO NW COR SD QUAR S TO SW COR SD QUAR THE E TO BEG CONT  
55.758 ACS; TKN 883-9999-002

WHEREAS, Milwaukee County - DPRC having petitioned for an amendment to Planned Development District No. 38 (Milwaukee County Parks Department/Hunger Task Force), to revise fencing requirements and allow for the installation of a fence upon property located at 9000 S. 68<sup>th</sup> Street; and

WHEREAS, the City of Franklin Plan Commission having considered the application on the 6<sup>th</sup> day of June, 2024, and the Plan Commission having determined that the proposed amendment was a minor amendment and having recommended to the Common Council that the proposed amendment to Planned Development District No. 38 (Milwaukee County Parks Department/Hunger Task Force) be approved; and

WHEREAS, the Common Council having considered the application and having concurred with the recommendation of the Plan Commission and having determined that the proposed amendment to Planned Development District No. 38 (Milwaukee County Parks Department/Hunger Task Force) is consistent with the 2025 Comprehensive Master Plan of the City of Franklin, Wisconsin and that it will 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: §15-3.0443 Planned Development District No. 38 (Milwaukee County Parks Department/Hunger Task Force), of the Unified Development Ordinance of the City of Franklin, Wisconsin, is hereby amended as follows:

Ordinance No. 2015-2193, Section 15-3.0443E.1.b., is hereby amended to add a second paragraph stating, “Any fencing located within the front yard or exceeding six feet in height shall be allowed when approved by the Plan Commission.”

- SECTION 2: The proposed Milwaukee County - DPRC fencing shall be completed within one year from the date of adoption of this Ordinance, or this Ordinance and all rights and approvals resulting therefrom shall be null and void without any further action by the City of Franklin.
- SECTION 3: Milwaukee County - DPRC, successors and assigns and any developer of the Milwaukee County – DPRC fence project, shall pay to the City of Franklin the amount of all development compliance, inspection and review fees incurred by the City of Franklin, including fees of consults to the City of Franklin, for the Milwaukee County - DPRC fence project, within 30 days of invoice for same. Any violation of this provision shall be a violation of the Unified Development Ordinance, and subject to §15-9.0502 thereof and §1-19. of the Municipal Code, the general penalties and remedies provisions, as amended from time to time.
- SECTION 4: All other applicable terms and provisions of §15-3.0443 Planned Development District No. 38 (Milwaukee County Parks Department/Hunger Task Force) not inconsistent with the terms of this Ordinance, and the Unified Development Ordinance of the City of Franklin, as amended from time to time, shall apply to the Milwaukee County - DPRC fence project, and all terms and provisions of §15-3.0443 Planned Development District No. 38 (Milwaukee County Parks Department/Hunger Task Force) as existing immediately prior to the adoption of this Ordinance and not amended by this Ordinance, shall remain in full force and effect.
- SECTION 5: 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 6: All ordinances and parts of ordinances in contravention to this ordinance are hereby repealed.
- SECTION 7: This ordinance shall take effect and be in force from and after its passage and publication.

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REVISION-HUNGER TASK FORCE)

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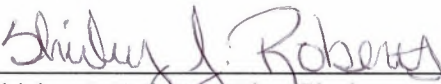
Introduced at a regular meeting of the Common Council of the City of Franklin this 18th day of June, 2024, by Alderwoman Day.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this 18th day of June, 2024.

APPROVED:

  
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John R. Nelson, Mayor

ATTEST:

  
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Shirley J. Roberts, City Clerk

AYES 5      NOES 0      ABSENT 1 (Ald Barber)