

ORDINANCE NO. 2024-2633

AN ORDINANCE TO AMEND SECTION 15-3.0444 OF THE UNIFIED DEVELOPMENT ORDINANCE PLANNED DEVELOPMENT DISTRICT NO. 39 (MIXED USE BUSINESS PARK) TO ALLOW TRUCK TERMINALS AND FREIGHT TRANSFER FACILITIES AS A SPECIAL USE AND TO REVISE DESIGN STANDARDS (SAIA MOTOR FREIGHT LINE, LLC, APPLICANT) (10613 S. 27TH STREET)

WHEREAS, Section 15-3.0444 of the Unified Development Ordinance provides for and regulates Planned Development District No. 39 (Mixed Use Business Park), same having been created by Ordinance No. 2016-2238, with such District primarily being located within the S. 27th Street corridor area lying south of W. Oakwood Road;

WHEREAS, Planned Development District No. 39 (Mixed Use Business Park) includes those lands more particularly described below; and

That part of the Northeast 1/4, Southeast 1/4 and all that part of Northeast 1/4, Southeast 1/4, and the Southwest 1/4 of Section 36, Township 5 North, Range 21 East, in the City of Franklin, Milwaukee County, Wisconsin, bounded and described as follows:

Commencing at the Northeast corner of Northeast 1/4 of Section 36 also the place of beginning of the land to be described; thence S 00° 11' 55" E, along the East line of said 1/4 Section, 2658.94 feet to the East 1/4 corner section monument; thence S 00° 25' 34" E, along the East section line of the Southeast 1/4 of said Section, 2655.53 to the Southeast corner section monument; thence S 88° 57' 44" W along the South section line of Southeast 1/4 of said Section, 2619.46 to the South 1/4 corner section monument; thence S 88° 35' 08" W along the South section line of the Southwest 1/4 of said Section, 42.90 feet to the section corner monument; thence S 88° 35' 08" W along the South line of the Southwest 1/4 of said Section, 2588.10 feet to the Southwest corner section monument; thence N 00° 21' 45" W along the West section line of the Southwest 1/4 of said Section, 2644.21 feet to the West 1/4 corner section monument; thence N 88° 36' 18" E, along the North section line of the Southwest 1/4 of said Section, 1808.39 feet to West line of the East fifty (50) acres of the Northwest 1/4 of said Section; thence N 00° 20' 45" W, along the West line of the East fifty (50) acres of the Northwest 1/4 of said Section, 2651.28 feet to the North section line of the Northwest 1/4 of said Section; thence N 88° 27' 28" E along the North section line of the Northwest 1/4 of said Section, 821.90 feet to the North 1/4 corner section monument; thence N 88° 34' 33" E, along the North section line of the Northeast 1/4 of said Section, 2624.35 feet to the point of beginning. Containing in all 504 acres of land, more or less.

WHEREAS, Saia Motor Freight Line, LLC having petitioned for an amendment to Planned Development District No. 39 (Mixed Use Business Park), to allow Truck Terminals and Freight Transfer Facilities as a Special Use and to revise PDD No. 39 Design Standards; and

WHEREAS, the City of Franklin Plan Commission having considered the application on the 8th day of August, 2024, and the Plan Commission having determined that the proposed amendment was a major amendment and having recommended to the Common Council that the proposed amendment to Planned Development District No. 39 (Mixed Use Business Park) 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. 39 (Mixed Use Business District) 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: §15-3.0444 Planned Development District No. 39 (Mixed Use Business District), of the Unified Development Ordinance of the City of Franklin, Wisconsin, specifically Section 15-3.0444A.B.3. of Ordinance No. 2016-2238, is hereby amended to add a new sub “k. Truck terminals and freight transfer facilities with outdoor storage and parking of vehicles, trailers, and equipment.” and re-letter accordingly.
- SECTION 2: §15-3.0444 Planned Development District No. 39 (Mixed Use Business District), of the Unified Development Ordinance of the City of Franklin, Wisconsin, specifically Section 15-3.0444A.B.4. of Ordinance No. 2016-2238, is hereby amended to delete sub “d. Truck terminals and freight transfer facilities.” and re-letter accordingly.
- SECTION 3: §15-3.0444 Planned Development District No. 39 (Mixed Use Business District), of the Unified Development Ordinance of the City of Franklin, Wisconsin, specifically Section 15-3.0444A.D. of Ordinance No. 2016-2238, is hereby amended to revise Planned Development District No. 39: Design Standards as proposed by the applicant, Saia Motor Freight Line, LLC, attached hereto, and presented to the Plan Commission on the 8th day of August, 2024.
- SECTION 4: §15-3.0444 Planned Development District No. 39 (Mixed Use Business District), of the Unified Development Ordinance of the City of Franklin, Wisconsin, specifically Section 15-3.0444B.B.3. of Ordinance No. 2016-2238, is hereby amended to add a new sub “i. Truck terminals and freight transfer facilities with outdoor storage and parking of vehicles, trailers, and equipment.” and re-letter accordingly.

- SECTION 5: §15-3.0444 Planned Development District No. 39 (Mixed Use Business District), of the Unified Development Ordinance of the City of Franklin, Wisconsin, specifically Section 15-3.0444B.B.4. of Ordinance No. 2016-2238, is hereby amended to delete sub “d. Truck terminals and freight transfer facilities.” and re-letter accordingly.
- SECTION 6: All other applicable terms and provisions of §15-3.0444 Planned Development District No. 39 (Mixed Use Business District) 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 Saia Motor Freight Line, LLC development, and all terms and provisions of §15-3.0444 Planned Development District No. 39 (Mixed Use Business District) as existing immediately prior to the adoption of this Ordinance and not amended by this Ordinance, shall remain in full force and effect.
- SECTION 7: 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 8: All ordinances and parts of ordinances in contravention to this ordinance are hereby repealed.
- SECTION 9: 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 20th day of August, 2024.

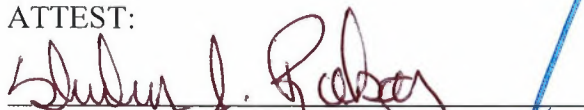
Passed and adopted at a regular meeting of the Common Council of the City of Franklin this 20th day of August, 2024.

APPROVED:



John R. Nelson, Mayor

ATTEST:


Shirley J. Roberts, City Clerk

AYES 6 NOES 0 ABSENT 0