



City of West Allis

7525 W. Greenfield Ave.
West Allis, WI 53214

Ordinance

File Number: O-2013-0022

Final Action:

Sponsor(s): Safety & Development Committee

MAY 07 2013

Ordinance to amend Section 12.41(2) of the Revised Municipal Code relative to permitting secondhand article stores as a special use and to amend Section 12.43(2) relative to including pawn shops and secondhand jewelry dealers as a special use subject to a 3,500-ft separation clause.

The Common Council of the City of West Allis do ordain as follows:

PART I. Subsection 12.06 Definitions of the Revised Municipal Code of the City of West Allis is hereby created to read:

12.06 Definitions

Antique means an old collectable item regarded as being of value or interest to a collector. It is collected or desirable because of its age/vintage, beauty, rarity, condition, utility, personal emotional connection, and/or other unique features. It is an object that represents a previous era or time period in human society. Antiques are usually objects which show some degree of craftsmanship, or a certain attention to design. For the purposes of this ordinance, antique dealers are subject to the licensing requirements provided in section 9.15 of the Revised Municipal Code.

PART II. Subsection 12.41(2)(dd) of the Revised Municipal Code of the City of West Allis is hereby created to read:

12.41 C-2 Neighborhood Commercial District

(2) Special Uses.

* * *

(dd) Secondhand article stores as defined in Section 9.15 of the Revised Municipal Code.

* * *

PART III. Subsection 12.43(2)(n) Pawn shops, secondhand stores and secondhand jewelry dealers

of the Revised Municipal Code of the City of West Allis is hereby amended to read:

12.43 C-4 Regional Commercial District.

* * *

(2) Special Uses.

* * *

(n) Pawn shops, and secondhand jewelry dealers as defined in Section 9.15 of the Revised Municipal Code and provided that no other similar establishment is located within 3,500 feet and conditioned upon the following clarifications:

1. Secondhand jewelry dealers primarily engaged, meaning when either 20% or more of the floor area for display space, or business operations is devoted, to secondhand transactions and/or the buying of jewelry or precious metals.
2. General retail establishments, with less than the above-referenced 20% threshold, are considered permitted uses.

PART IV. Subsection 12.43(5) Off-street Parking and Loading of the Revised Municipal Code of the City of West Allis is hereby amended to read:

* * *

(5) Off-Street Parking and Loading Facilities. Off-street parking and loading facilities shall be provided in accordance with Section 12.19 of this Subchapter.

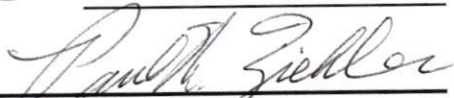
PART V. All ordinances or parts of ordinance contravening the provisions of this ordinance are hereby repealed.

PART VI. This ordinance shall take effect and be in force from and after its passage and publication.

ZON-O-915-5-7-13-bjb

PASSED

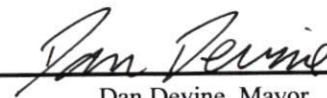
MAY 07 2013



Paul M. Ziebler, City Admin. Officer, Clerk/Treas.

APPROVED

5/13/13



Dan Devine, Mayor

**NOTICE OF
NEWLY ENACTED ORDINANCE**

Please take notice that the City of West Allis enacted Ordinance No. O-2013-0022, an Ordinance to amend Section 12.41(2) of the Revised Municipal Code relative to permitting secondhand article stores as a special use and to amend Section 12.43(2) relative to including pawn shops and secondhand jewelry dealers as a special use subject to a 3,500-ft separation clause, on May 13, 2013. The ordinance is to establish a definition of antique in Sec. 12.06 of the zoning chapter of the Revised Municipal Code. To permit secondhand stores in more than just the C-4 Regional Commercial District. Under the new ordinance secondhand stores will be special uses in the C-2, C-3 and C-4 zoning districts. To permit pawn shops and secondhand jewelry dealers as special uses in the C-4 zoning district only and such uses shall be subject to a 3,500-ft separation clause. The full text of Ordinance No. O-2013-0022 may be obtained at the City Clerk / Treasurer's Office, 7525 W. Greenfield Ave., West Allis, WI 53214 and through the Legislative Information Center on the City's Website at <http://www.westalliswi.gov>. Clerk/Treasurer's telephone: (414) 302-8200.

Paul M. Ziehler,
City Administrative Officer,
Clerk/Treasurer

Published: 5/23/13
WNAXLP

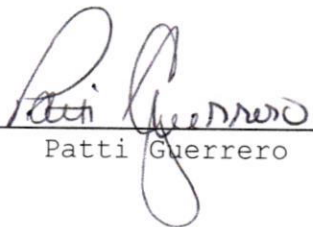
COMMUNITY **ONI** NEWSPAPERS

AFFIDAVIT OF PUBLICATION

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WEST ALLIS CITY OF-LEGALS
CLERK/TREASURER'S OFFICE
7525 W GREENFIELD AVE
JANEL LEMANSKE
West Allis, WI 53214

Patti Guerrero hereby states that she is authorized by Journal Communications Inc. to certify on behalf of Journal Community Publishing Group, publisher of Community Newspapers, public newspapers of general circulation, printed and published in city and county of Milwaukee; was published in the My Community Now- Midwest on 5/23/2013; that said printed copy was taken from said printed newspaper(s).



Patti Guerrero

State of Wisconsin

County of Milwaukee

Subscribed and sworn before me this 30 day of May, 2013.



Notary Public State of Wisconsin

My Commission Expires 1-25-15



**CITY OF WEST ALLIS,
NOTICE OF HEARING**

Tuesday, May 7, 2013, 7:00 P.M.
NOTICE IS HEREBY GIVEN that the Common Council of the City of West Allis will conduct a public hearing on Tuesday, May 7, 2013 at 7:00 P.M., or as soon thereafter as the matter may be heard, in the Common Council Chambers of West Allis City Hall, 7525 W. Greenfield Avenue, West Allis, Wisconsin, on the following:

ORDINANCE TO AMEND
SECTION 12.41(2) OF THE RE-
VISED MUNICIPAL CODE RELA-
TIVE TO PERMITTING SECOND-
HAND ARTICLE STORES AS A
SPECIAL USE AND TO AMEND
SECTION 12.43(2) RELATIVE TO
INCLUDING PAWN SHOPS AND
SECONDHAND JEWELRY
DEALERS AS A SPECIAL
USE SUBJECT TO A 3,500-FT
SEPARATION CLAUSE

You may express your opinions in

writing to the City Clerk prior to the meeting or orally at such public hearing.

Dated at West Allis, Wisconsin, this 11th Day of April 2013.

13H14

/s/ Paul M. Ziehler,
City Administrative Officer,
Clerk/Treasurer

PUBLISH: April 18, 2013 and April
25, 2013
WNAXLP

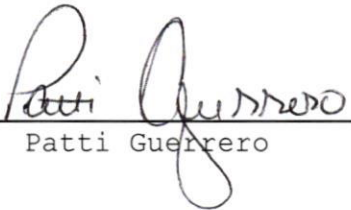
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Patti Guerrero

State of Wisconsin

County of Milwaukee

Subscribed and sworn before me this 1 day of May, 2013.



Notary Public State of Wisconsin

My Commission Expires 1-25-15

