



# City of West Allis

## Matter Summary

7525 W. Greenfield Ave.  
West Allis, WI 53214

File Number	Title	Status
R-2004-0060	Resolution	In Committee
Resolution relative to determination of Special Use Application submitted by Thomas Doyle, d/b/a Doyle's Milwaukee Inn, to establish a restaurant at 7335 W. Greenfield Ave.		
Introduced: 2/18/2004		Controlling Body: Safety & Development Committee

### COMMITTEE RECOMMENDATION

ADOPT

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
<u>2/18/04</u>			Barczak				
			Czaplewski	✓			
			Kopplin				
			Lajsic	✓			
		✓	Narlock	✓			
			Reinke	✓			
			Sengstock				
			Trudell				
			Vitale				
	✓		Weigel	✓			
			TOTAL	<u>5</u>	<u>—</u>		

### SIGNATURE OF COMMITTEE MEMBER (RECORDER)

[Signature]

Chair

Vice-Chair

Member

### COMMON COUNCIL ACTION

**ADOPT**

ACTION DATE:	MOVER	SECONDER		AYE	NO	PRESENT	EXCUSED
<u>FEB 18 2004</u>		✓	Barczak	✓			
			Czaplewski	✓			
			Kopplin	✓			
	✓		Lajsic	✓			
			Narlock	✓			
			Reinke	✓			
			Sengstock	✓			
			Trudell	✓			
			Vitale	✓			
			Weigel	✓			
			TOTAL	<u>10</u>	<u>—</u>		



Steve S

Dev

## COMMITTEES OF THE WEST ALLIS COMMON COUNCIL 2003

### ADMINISTRATION AND FINANCE

Chair: Alderperson Czaplewski

V.C.: Alderperson Kopplin

Alderspersons: Barczak

Lajsic

Reinke

### ADVISORY

Chair: Alderperson Reinke

V.C.: Alderperson Vitale

Alderspersons: Kopplin

Lajsic

Narlock

### LICENSE AND HEALTH

Chair: Alderperson Barczak

V.C.: Alderperson Sengstock

Alderspersons: Kopplin

Trudell

Vitale

### SAFETY AND DEVELOPMENT

Chair: Alderperson Lajsic

V.C.: Alderperson Weigel

Alderspersons: Czaplewski

Narlock

Reinke

### PUBLIC WORKS

Chair: Alderperson Narlock

V.C.: Alderperson Trudell

Alderspersons: Sengstock

Weigel

Vitale



# City of West Allis

## Resolution

7525 W. Greenfield Ave.  
West Allis, WI 53214

**File Number: R-2004-0060**

**Final Action:**

**FEB 18 2004**

Resolution relative to determination of Special Use Application submitted by Thomas Doyle, d/b/a Doyle's Milwaukee Inn, to establish a restaurant at 7335 W. Greenfield Ave.

WHEREAS, Thomas Doyle, d/b/a Doyle's Milwaukee Inn, duly filed with the City Administrative Officer-Clerk/Treasurer an application for a special use permit, pursuant to Sec. 12.40(2) and Sec. 12.16 of the Revised Municipal Code, to establish a restaurant with a bar within an existing 3,500 square foot building; and,

WHEREAS, after due notice, a public hearing was held by the Common Council on February 18, 2003, at 7:00 p.m., and in the Common Council Chamber to consider the application; and,

WHEREAS, the Common Council, having carefully considered the evidence presented at the public hearing and the following pertinent facts noted:

1. The applicant, Thomas Doyle, Doyle's Milwaukee Inn, resides at 1226 South 73 Street, West Allis, WI 53214
2. The applicant holds a valid Offer to Purchase on the property at 7335 W. Greenfield Ave., West Allis, Milwaukee County, Wisconsin, more particularly described as follows:

Lots 5 and 6, Block 7, Central Improvement Company's Subdivision No. 1, located in the Northwest 1/4 of Section 3, Township 6 North, Range 21 East, in the City of West Allis, County of Milwaukee, State of Wisconsin.

TAX KEY NO.: 453-0118-000

Said property is located at 7335 W. Greenfield Ave.

3. The aforesaid premises is zoned C-1 Central Business District under the Zoning Ordinance of the City of West Allis, which permits restaurants as a special use, pursuant to Sec. 12.40(2) and Sec. 12.16 of the Revised Municipal Code.
4. The subject property is part of an area extending along the south side of W. Greenfield Ave. from S. 70 St. to S. 76 St. which is zoned for commercial purposes. Properties to the north, east, and west are developed for commercial and mixed commercial-residential use. Properties to the south are developed as municipal parking and residential uses.
5. The proposed development should not adversely contribute to traffic volumes or traffic flow in the area as the site was previously used for restaurant/retail purposes.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of West Allis that the application of Thomas Doyle, d/b/a Doyle's Milwaukee Inn, to establish a restaurant be and is hereby granted on the following grounds:

That the establishment, maintenance and operation of the proposed use, with the imposition of certain conditions hereinafter set forth, reasonably satisfies the standards set forth in Secs. 12.16 of the Revised Municipal Code, so as to permit the issuance of a special use permit as therein provided.

BE IT FURTHER RESOLVED that said special use permit is granted subject to the following conditions:

1. **Site, Landscaping, Architectural and Signage Plans.** The grant of this special use permit is subject to and conditioned upon the site, landscape, and architectural elevation plans, approved on January 28, 2004, by the City of West Allis Plan Commission as provided in Sec. 12.13 of the Revised Municipal Code of the City of West Allis. No alteration or modification of the approved plan shall be permitted without approval by the Plan Commission.
2. **Building Plans and Fire Codes.** The grant of this special use is subject to building plans being submitted to and approved by the Department of Building Inspections and Zoning and by the Fire Department.
3. **Hours of Operation.** Hours of operation shall be 6:00 a.m. to 12:00 p.m. (midnight), seven days a week. The bar will be open in accordance with closing hours mandated by state law.
4. **Seating Capacity.** The restaurant will provide seating for up to 99 patrons.
5. **Off-Street Parking.** A total of twenty-four (24) parking stalls are required for the restaurant use. Municipal parking lots are located adjacent to the south and within the proximity of the proposed use.
6. **Paving and Drainage.** The grant of this special use is subject to a paving and drainage plan being submitted to and approved by the Department of Building Inspections and Zoning.
7. **Litter.** Employees shall inspect the site and immediate vicinity and pick up litter on a daily basis. Refuse, recyclables, grease and other waste materials will be fully enclosed within an approved structure.
8. **Refuse Collection.** Refuse Collection to be by commercial hauler.
9. **Signage.** The grant of this special use is subject to all signage and lighting plans being submitted to the Plan Commission for approval within one year.
10. **Grant of Privilege.** This special use is conditioned upon a Grant of Privilege being applied for and approved by the Board of Public Works to provide for signage and/or awning in the City's right of way.

11. Window Signage. Window signage shall not exceed twenty (20) percent of the glazed portion of each window frame.

12. Marketing Displays. The use of pennants, special lighting, flags, streamers or other signage typically temporary in nature, hanging, floating or attached to a structure or vehicle shall not be permitted.

13. Sidewalk Repair. The grant of this special use is subject to compliance with Policy No. 2806 of the Revised Municipal Code relative to the City's sidewalk improvement policy as it relates to damaged (if any), abutting sidewalk.

Applicant is advised that the foregoing conditions are reasonably necessary to protect the public interest and to secure compliance with the standards and requirements specified in Sec. 12.16 of the Revised Municipal Code; that the issuance of the special use is expressly subject to compliance with said conditions.

The grant of this special use shall become null and void within one year of the date thereof, unless construction is under way or the current owner possesses a valid building permit under which construction is commenced, within sixty (60) days of the date thereof and which shall not be renewed unless construction has commenced and is being diligently pursued. No extension of these time limitations will be permitted under any circumstances, including the applicant's failure to obtain other necessary building and zoning approvals.

The use, as granted herein, is subject to applicant's compliance with all other state and local laws and regulations which may be applicable to the proposed use of the real estate in question.

The special use, as granted herein, shall run with the land and benefit and restrict all future owners and occupants of the property, unless the use shall lapse or be terminated and the use will not be altered or extended (including structural alterations and/or additions) without the approval of the Common Council, following public hearing, all as provided in Sec. 12.16 of the Revised Municipal Code.

Mailed to applicant on the  
24<sup>th</sup> day of February, 2004

Monica Schulte  
Assistant City Clerk

cc: Dept. of Development  
Dept. of Building Inspections and Zoning  
Div. of Planning

ZON-R415\jmg\2-18-04

ADOPTED

February 18, 2004

Paul M. Ziehler

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

APPROVED

February 23, 2004

Jeannette Bell

Jeannette Bell, Mayor





# CITY OF WEST ALLIS

WISCONSIN



City Clerk/Treasurer Office

February 24, 2004

Thomas Doyle  
1101 S. 60 St.  
West Allis, WI 53214

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

**Dorothy E. Steinke**  
*Deputy City Treasurer*

**Monica Schultz**  
*Assistant City Clerk*

Dear Mr. Doyle:

On February 18, 2004 the Common Council approved your Special Use Application to establish a fine dining restaurant at 7335 W. Greenfield Ave.

A copy of Resolution No. R-2004-0060 is enclosed.

Sincerely,

Monica Schultz  
Assistant City Clerk

/dm  
enc.

cc: John Stibal  
Ted Atkinson  
Steve Schaer  
Barb Burkee  
Jason Williams  
Shaun Mueller