

**CITY OF WEST ALLIS
ORDINANCE O-2023-0011**

**ORDINANCE TO AMEND SECTION 19.01 OF THE WEST ALLIS REVISED
MUNICIPAL CODE, RELATIVE TO REZONING 6604-20 W. MITCHELL ST. FROM
I-1 TO C-3**

WHEREAS, for the purpose of promoting the health, safety, morals or the general welfare of the community, the common council may divide the city into districts of such number, shape, and area as may be deemed best suited to carry out the purposes of Wis. Stat.62.23; and

WHEREAS, the council finds that the amendments within this ordinance shall be in accordance with the comprehensive plan; and

WHEREAS, the amendments within this ordinance have been submitted to the city plan commission for recommendation and report, published as a class 2 notice, and the subject of a public hearing;

NOW THEREFORE, the common council of the City of West Allis do ordain as follows:

The zoning map is hereby amended to rezone 6604-20 W. Mitchell St. from I-1 to C-3 in alignment with the 2040 comprehensive plan.

SECTION 1: **AMENDMENT** “19.01 Zoning Map” of the City Of West Allis Municipal Code is hereby *amended* as follows:

A M E N D M E N T

19.01 Zoning Map

The locations and boundaries of the zoning districts in the City are established and set forth on the Official Zoning Map. The map may be amended by the common council pursuant to [Wis. Stat. 62.23](#). The current Official Zoning Map shall be kept on file in the office of the City Clerk and shall be available for inspection by the public during normal City Hall hours of operation. Unless otherwise indicated in relation to established lines, points or features, the zoning district boundary lines on the Official Zoning Map are the City limit lines; center lines of streets, highways, alleys or railroad right-of-way, existing or extended; and, tract or lot lines, existing or extended.

[Official West Allis Zoning Map \(link\)](#)
Effective [April 21, 2023](#)~~November 18, 2022~~

SECTION 2: **CONDITIONAL ZONING** 6604-20 W. Mitchell St. (Tax Key No. 454-0254-002), as well as any land annexed to that parcel on a later date, is conditionally rezoned from C-3 to I-1 under the following conditions: a) the only use of the property remains a tower service and b) the tower service is not discontinued for a period of 12 months. In the event any of the above conditions are not met, then the property shall automatically revert back to C-3 zoning. If the property reverts back to C-3 zoning, all nonconforming use rights for the property under Wis. Stat. 62.23(7)(h) shall apply.

SECTION 3: **EFFECTIVE DATE** This Ordinance shall be in full force and effect on April 18, 2023.

PASSED AND ADOPTED BY THE CITY OF WEST ALLIS COUNCIL

_____.

	AYE	NAY	ABSENT	ABSTAIN
Ald. Vince Vitale	_____	_____	_____	_____
Ald. Ray Turner	_____	_____	_____	_____
Ald. Tracy Stefanski	_____	_____	_____	_____
Ald. Marty Weigel	_____	_____	_____	_____
Ald. Suzzette Grisham	_____	_____	_____	_____
Ald. Danna Kuehn	_____	_____	_____	_____
Ald. Thomas Lajsic	_____	_____	_____	_____
Ald. Dan Roadt	_____	_____	_____	_____
Ald. Rosalie Reinke	_____	_____	_____	_____
Ald. Kevin Haass	_____	_____	_____	_____

Attest

Presiding Officer

Rebecca Grill, City Clerk, City Of
West Allis

Dan Devine, Mayor, City Of West
Allis