

ORDINANCE NO. 2005- 1832

AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE
TEXT AT TABLE 15-3.0603 TO LIST AND THEREFORE ALLOW CERTAIN
STANDARD INDUSTRIAL CLASSIFICATION CODE HEALTH SERVICES
USES AS PERMITTED USES IN THE BP BUSINESS PARK DISTRICT

WHEREAS, Covenant Healthcare System, Inc. having filed an application for the rezoning of certain property located at approximately 10233 South 27th Street, such property being within that area currently being studied as part of the South 27th Street Corridor Plan, a Joint Project, City of Franklin, City of Oak Creek, to allow for the development of health services related facilities, and City staff having reviewed such application and the Unified Development Ordinance for the most appropriate zoning regulation of such proposed development, should the Common Council determine that such zoning change is appropriate pursuant to law; and

WHEREAS, upon such review, City staff having recommended that certain health services uses currently listed in the Standard Industrial Classification Code listing for the designation of permitted and special uses in nonresidential zoning districts in the City, though currently blank for the BP Business Park District, be listed as permitted uses within that District and as such, the City having petitioned for such zoning text amendment accordingly; and

WHEREAS, a public hearing was held before the City of Franklin Plan Commission on the 6th day of January, 2005, upon the aforesaid petition and the Plan Commission thereafter having determined that the proposed zoning text amendment would promote the health, safety and welfare of the City and having recommended approval thereof to the Common Council; and

WHEREAS, the Common Council having considered the petition and having concurred with the recommendation of the Plan Commission and having determined that the proposed zoning text amendment to Table 15-3.0603 by way of adding certain specified health services uses to the listing of permitted uses in the BP Business Park District would 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: Table 15-3.0603 of the Unified Development Ordinance of the City of Franklin, Wisconsin, be and the same is hereby amended to add a "P" in the "BP" column for each of the rows listed below, so as to designate

each of such health services uses as permitted uses in the BP Business Park District:

- 8031 Offices of osteopathic physicians
- 8041 Offices and clinics of chiropractors
- 8042 Offices and clinics of optometrists
- 8043 Offices and clinics of podiatrists
- 8049 Offices of health practitioners, not elsewhere classified
- 8051 Skilled nursing care facilities
- 8052 Intermediate care facilities
- 8059 Nursing and personal care, not elsewhere classified
- 8062 General medical & surgical hospitals
- 8063 Psychiatric hospitals
- 8069 Specialty hospitals except psychiatric

SECTION 2: 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.

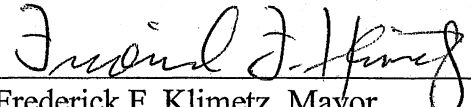
SECTION 3: All ordinances and parts of ordinances in contravention to this ordinance are hereby repealed.

SECTION 4: 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 18th day of January, 2005, by Alderman Olson.


Passed and adopted at a regular meeting of the Common Council of the City of Franklin this 18th day of January, 2005.

APPROVED:



Frederick F. Klimetz, Mayor

ATTEST:



Sandra L. Wesolowski, City Clerk

AYES 6 NOES 0 ABSENT 0