

ORDINANCE NO. 2010- 2004

AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE TEXT AT §15-7.0101 TO EXEMPT ESSENTIAL SERVICES FROM SITE PLAN REQUIREMENTS AND AT §15-11.0103, TO ADD "GOVERNMENTAL EMERGENCY NOTIFICATION SYSTEMS, INCLUDING, BUT NOT LIMITED TO, OUTDOOR WARNING SIREN SYSTEMS" TO THE DEFINITION OF "ESSENTIAL SERVICES"

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WHEREAS, the Common Council having considered the need for the installation of an outdoor warning siren system, and having considered such installation to be an essential service to protect the health, safety and welfare of the Community; and

WHEREAS, the Department of City Development having recommended an amendment to the Unified Development Ordinance to include governmental emergency notification systems in the definition of "essential services", accordingly; and

WHEREAS, the Department of City Development also having recommended an amendment to the Unified Development Ordinance to facilitate the location and construction of essential services, more specifically, to exempt essential services from Site Plan requirements, as essential services are already exempt from the Unified Development Ordinance natural resource protection standards, district height limitations, and yard requirements; and

WHEREAS, a public hearing was held before the City of Franklin Plan Commission on the 8th day of July, 2010, upon a proposed ordinance to amend the Unified Development Ordinance text at §15-7.0101 to exempt essential services from Site Plan requirements and at §15-11.0103 to add "governmental emergency notification systems, including, but not limited to, outdoor warning siren systems" to the definition of "Essential Services" and the Plan Commission thereafter having recommended approval thereof; and

WHEREAS, the Common Council having accepted the recommendation of the Plan Commission and having determined that the proposed amendment is consistent with the 2025 Comprehensive Master Plan of the City of Franklin, Wisconsin and 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:           §15-11.0103 of the Unified Development Ordinance of the City of Franklin, Wisconsin, as to the definition of "Essential Services" only, be and the same is hereby amended to add the following to the existing

text as new third sentence: "Essential services include governmental emergency notification systems, including, but not limited to, outdoor warning siren systems, whether installed upon or within buildings, or upon outdoor poles or other support structures."

SECTION 2: Section 15-7.0101 of the Unified Development Ordinance of the City of Franklin, Wisconsin, be and the same is hereby amended to add "essential services and", to the existing text after the phrase "with the exception of".

SECTION 3: 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.

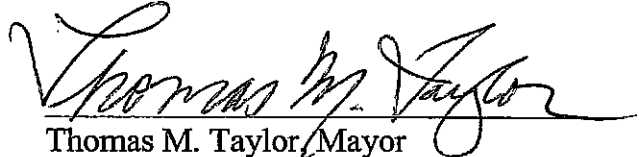
SECTION 4: All ordinances and parts of ordinances in contravention to this ordinance are hereby repealed.

SECTION 5: 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 13th day of July, 2010, by Alderman Skowronski.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this 13th day of July, 2010.

APPROVED:

  
Thomas M. Taylor, Mayor

ATTEST:

  
Sandra L. Wesolowski, City Clerk

AYES 4 NOES 2 ABSENT 0  
(Ald. Olson)  
(Ald. Wilhelm)