

ORDINANCE NO. 2006- 1900

AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE
TO AMEND THE OL-2 GENERAL BUSINESS OVERLAY DISTRICT

WHEREAS, the City of Franklin having petitioned for an amendment to the City of Franklin Unified Development Ordinance, Part 3: Zoning Districts: District Establishment, Dimensional, and Use Regulations, or as may be otherwise located and numbered within such Ordinance, to amend the OL-2 General Business Overlay District (within Division 15-3.0300); and

WHEREAS, a public hearing was held before the City of Franklin Plan Commission on the 30th day of November, 2006 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 amend the OL-2 General Business Overlay 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: The Unified Development Ordinance of Franklin, Wisconsin is hereby amended as follows:

Table 15-3.0306C
OL-2 GENERAL BUSINESS OVERLAY DISTRICT DEVELOPMENT
STANDARDS

Type of Standard	Standard
Maximum Building Height	
Principal Structure (stories/ft.)	3.0/45

Table 15-3.0603 of the Unified Development Ordinance is hereby amended to allow the following list of permitted and special uses pertaining to the OL-2 General Business Overlay District:

**Table 15-3.0603
Permitted and Special Uses**

SIC NO	STANDARD INDUSTRIAL CLASSIFICATION TITLE	OL-2
4724	Travel agencies	P
4725	Tour operators	P
5231	Paint, glass, and wallpaper stores	S
5251	Hardware stores	S
5261	Retail nurseries and garden stores	S
5311	Department stores	P
5331	Variety stores	P
5399	Miscellaneous General Merchandise Stores	S
5411	Grocery stores	P
5421	Meat and fish markets	P
5431	Fruit and vegetable markets	P
5441	Candy, nut and confectionery stores	P
5451	Dairy products stores	P
5461	Retail bakeries	P
5499	Miscellaneous food stores	S
5611	Men's & boys' clothing stores	P
5621	Women's clothing stores	P
5632	Women's accessory & specialty stores	P
5641	Children's and infants' wear stores	P
5651	Family clothing stores	P
5661	Shoe stores	P
5699	Miscellaneous apparel & accessory stores	S
5712	Furniture stores	P
5714	Drapery and upholstery stores	S
5719	Miscellaneous home furnishings stores	S
5722	Household appliance stores	P
5731	Radio, TV, & electronic stores	P
5734	Computer and software stores	P
5735	Record & prerecorded tape stores	S
5736	Musical instrument stores	P
5812	Eating places (without drive through facilities)	P
5812	Eating places (with drive through facilities)	S
5813	Drinking places (without drive through facilities)	S
5912	Drug stores and proprietary stores	P
5921	Liquor stores	S
5932	Used merchandise stores	S
5941	Sporting goods and bicycle shops	P
5942	Book stores	P
5943	Stationery stores	P
5944	Jewelry stores	P
5945	Hobby, toy, and game shops	P

5946	Camera & photographic supply stores	P
5947	Gift, novelty, and souvenir shops	P
5948	Luggage and leather goods stores	P
5949	Sewing, needlework, and piece goods	P
5961	Catalog and mail-order houses	P
5963	Direct selling establishments	S
5992	Florists	P
5993	Tobacco stores and stands	S
5999	Miscellaneous retail stores, not elsewhere classified	S
6011	Federal reserve banks	P
6021	National commercial banks (without drive through facilities)	P
6021	National commercial banks (with drive through facilities)	S
6022	State commercial banks (without drive through facilities)	P
6022	State commercial banks (with drive through facilities)	S
6029	Commercial banks, not elsewhere classified (without drive through facilities)	P
6029	Commercial banks, not elsewhere classified (with drive through facilities)	S
6035	Federal savings institutions (without drive through facilities)	P
6035	Federal savings institutions (with drive through facilities)	S
6036	Savings institutions, except federal (without drive through facilities)	P
6036	Savings institutions, except federal (with drive through facilities)	S
6061	Federal credit unions (without drive through facilities)	P
6061	Federal credit unions (with drive through facilities)	S
6062	State credit unions (without drive through facilities)	P
6062	State credit unions (with drive through facilities)	S
6081	Branches and Agencies of Foreign Banks	P
6082	Foreign Trade and International Banking Institutions	P
6091	Non-deposit Trust Facilities	P
6099	Functions related to deposit banking	P
6111	Federal & federal-sponsored credit	P
6153	Short-term business credit	S
6159	Miscellaneous business credit institutions	P
6162	Mortgage bankers and correspondents	P
6163	Loan brokers	S
6211	Security Brokers, Dealers, and Flotation Companies	P
6221	Commodity Contracts Brokers and Dealers	P
6231	Security and Commodity Exchanges	P
6282	Investment advice	P
6289	Services Allied With the Exchange of Securities or Commodities	S
6311	Life insurance	P
6321	Accident and health insurance	P
6324	Hospital and medical service plans	P
6331	Fire, marine, and casualty insurance	P
6351	Surety insurance	P
6361	Title insurance	P
6371	Pension, health, and welfare funds	P
6399	Insurance carriers, not elsewhere classified	P
6411	Insurance agents, brokers, & service	P
6531	Real Estate Agents and Managers	P

6541	Title Abstract Offices	P
6552	Land Subdividers and Developers, Except Cemeteries	P
6712	Offices of Bank Holding Companies	P
6719	Offices of Holding Companies, Not Elsewhere Classified	P
6722	Management Investment Offices, Open End	P
6726	Unit Investment Trusts, Face-Amount Certificate Offices and Closers	P
6732	Educational, Religious, and Charitable Trusts	P
6733	Trusts, Except Educational, Religious, and Charitable	P
6792	Oil Royalty Traders	P
6794	Patent owners and lessors	P
6798	Real Estate Investment Trusts	P
6799	Investors, Not Elsewhere Classified	S
7011	Hotels and motels	S
7041	Membership-basis organization hotels	S
7212	Garment pressing & cleaners' agents	P
7219	Laundry and garment services, not elsewhere classified	S
7221	Photographic studios, portrait	P
7231	Beauty shops	P
7241	Barber shops	P
7251	Shoe repair and shoeshine parlors	P
7291	Tax return preparation services	P
7299	Miscellaneous personal services, not elsewhere classified	S
7311	Advertising Agencies	P
7313	Radio, Television, and Publishers' Advertising Representative	P
7319	Advertising, Not Elsewhere Classified	S
7322	Adjustment and Collection Services	S
7323	Credit Reporting Services	P
7331	Direct Mail Advertising Services	P
7334	Photocopying & duplicating services	P
7335	Commercial photography	P
7336	Commercial art and graphic design	P
7338	Secretarial and Court Reporting Services	P
7361	Employment agencies	P
7363	Help Supply Services	S
7371	Computer programming services	P
7372	Prepackaged software	P
7373	Computer integrated systems design	P
7374	Data processing and preparation	P
7375	Information retrieval services	P
7376	Computer facilities management	P
7377	Computer rental & leasing	P
7378	Computer maintenance & repair	P
7379	Computer related services, not elsewhere classified	S
7812	Motion picture & video production	S
7822	Motion picture and tape distribution	S
7829	Motion picture distribution services	S
7832	Motion picture theaters, except drive-in	S
7841	Video tape rental	S

7911	Dance studios, schools, and halls	P
7922	Theatrical producers and services	P
7929	Entertainers & entertainment groups	S
7933	Bowling centers	S
7991	Physical fitness facilities	P
8011	Offices & clinics of medical doctors	P
8021	Offices and clinics of dentists	P
8031	Offices of osteopathic physicians	P
8041	Offices and clinics of chiropractors	P
8042	Offices and clinics of optometrists	P
8043	Offices and clinics of podiatrists	P
8049	Offices of health practitioners, not elsewhere classified	S
8071	Medical laboratories	S
8072	Dental laboratories	S
8082	Home health care services	S
8092	Kidney dialysis centers	S
8093	Specialty outpatient clinics, not elsewhere classified	S
8099	Health and allied services, not elsewhere classified	S
8111	Legal Services	P
8322	Individual and family services	P
8331	Job training and related services	P
8351	Child day care services	S
8399	Social services, not elsewhere classified	S
8412	Museums and art galleries	P
8611	Business associations	P
8621	Professional organizations	P
8631	Labor organizations	P
8641	Civic and social associations	P
8651	Political organizations	P
8699	Membership organizations, not elsewhere classified	P
8711	Engineering Services	S
8712	Architectural Services	P
8713	Surveying Services	S
8721	Accounting, Auditing, and Bookkeeping Services	P
8731	Commercial Physical and Biological Research	S
8732	Commercial Economic, Sociological, and Educational Research	S
8733	Noncommercial Research Organizations	S
8741	Management Services	P
8742	Management Consulting Services	P
8743	Public Relations Services	P
8744	Facilities Support Management Services	P
8748	Business Consulting Services, Not Elsewhere Classified	S
	OTHER USES NOT CLASSIFIED UNDER SIC CODE	
	Community Centers	S
	Cultural Centers	S
	Essential Services	P
	Hiking Trails	P
	Historic Monuments or Sites	P

	Jogging Trails	P
	Nature Areas	P
	Nature Trails	P
	Wildlife Sanctuaries	P

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.

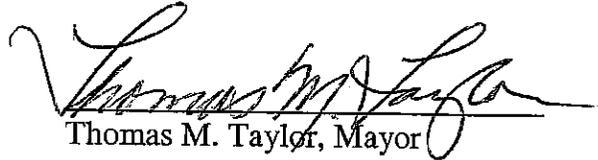
SECTION 3: All ordinances and parts of ordinances in contravention to this ordinance are hereby repealed.

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 5th day of December, 2006, by Alderman Sohns.

Passed and adopted at a regular meeting of the Common Council of the City of Franklin this 5th day of December, 2006.

APPROVED:


Thomas M. Taylor, Mayor

ATTEST:


Sandra L. Wesolowski, City Clerk

AYES 6 NOES 0 ABSENT 0