

ORDINANCE NO. 2206-10
by the Plan Commission

**AN ORDINANCE GRANTING A CONDITIONAL USE FOR THE CONSTRUCTION
OF AN OUTDOOR CLASSROOM AT BROOKFIELD ELEMENTARY,
2530 N. BROOKFIELD ROAD**

WHEREAS, the Plan Commission of the City of Brookfield held a public hearing on the requested conditional use hereinafter described, on the 10th day of May, 2010; and

WHEREAS, notice of said hearing was duly given as required by law, and the Common Council received the Plan Commission report on the said request prior to final Council action thereon.

NOW, THEREFORE, the Common Council of the City of Brookfield do ordain as follows:

PART I. There is hereby granted a conditional use for the construction of an outdoor classroom at Brookfield Elementary, 2530 N. Brookfield Road.

PART II. The 11.45 acre site is zoned "R-3" Residence District. Per Section 17.108.050 of the Municipal Code, public schools and their associated uses are allowed as a conditional use which requires a public hearing.

PART III. The applicant is proposing to construct an outdoor classroom (seating 120) on the south side of the school building near the south parking lot. The hours of operation shall be limited to opening of the school in the morning, to dusk at night. The area would be located by a wooded area and immediately adjacent to residential properties to the south 25 feet from the school's south property line. The outdoor seating would be built into existing grade and be constructed of block, concrete and brick pavers with a texture and in a pattern to discourage use by skate boarders. Additional landscaping is being proposed to complement the area. In addition, a concrete walk is being proposed to connect the classroom area to Brookfield Road and the south parking lots. There shall be no amplification of sound, lighting or use of the existing stone pillar structure located east of the proposed outdoor classroom. All outdoor classroom uses shall be approved and sanctioned by Elmbrook School District. Signage that prohibits use of the classroom in any manner that creates nuisances shall be posted near the outdoor classroom prior to an occupancy permit.

PART IV. Said approval is subject to all conditions listed in the May 10, 2010, Plan Commission minutes.

PART V. The conditional use would occur on lands described as:

Lot 1 CSM #9384, PT SW 1/4 Sec 16 T7N R20E Recorded 5-31-02, Vol 85 Pgs 219-221, 11.453 acres, 498,887 sq. ft. Tax Key No. 1071-985-001.

PART VI. This ordinance shall be in full force and effect from and after its passage and publication.

ADOPTED AND APPROVED ON May 18 , 2010

Kristine A. Schmidt, City Clerk

Steven V. Ponto, Mayor

Published: May 27, 2010