

**ORDINANCE NO. 2307-12**  
by the Plan Commission

**AN ORDINANCE GRANTING A CONDITIONAL USE FOR THE PURPOSE OF  
REPLACING AN EXISTING CHAIN LINK FENCE ALONG MOORLAND ROAD  
WITH A COMBINATION OF ORNAMENTAL AND VINYL COATED CHAIN LINK  
FENCE AT 400 S. MOORLAND ROAD**

WHEREAS, the Plan Commission of the City of Brookfield held a public hearing on the requested conditional use hereinafter described on November 12, 2012; 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. To approve a conditional use at 400 S. Moorland Road for the purpose of replacing an existing chain link fence along Moorland Road with a combination of ornamental and vinyl coated chain link fence. The applicant proposes replacement with 380 feet of 5-foot tall black ornamental metal fence at the club's main entrance; 126 feet of 8-foot tall black vinyl coated chain link fence with black privacy slats at the pool area and 2,310 feet of 5-foot tall black vinyl coated fence from the pool area to I-94.

PART II. The site is zoned "Rec" Recreational District. Conditional Use Ordinance Nos. 1298 and 1423 approved in 1989 and 1992, respectively, permitted facilities expansion, remodeling, accessory building construction and parking lot expansion. The site is not located in a Targeted Investment Area (TIA).

PART III. Per Section 17.84.020 of the Zoning Code, all structures accessory to uses permitted in the REC district are subject to the conditional use process. The Municipal Code specifies that a conditional use may be permitted in any zoning district, unless specifically prohibited, subject to a public hearing process and upon approval by the Common Council. Furthermore, Section 17.84.030 specifies that location, plan of operation, and architectural appearance of all uses and structures must be approved by the Plan Commission as consistent with the purposes of the Code.

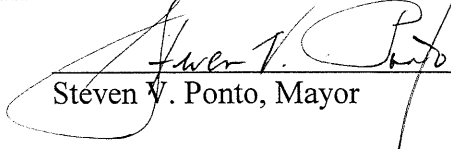
PART IV. Said approval is subject to all conditions listed in the November 12, 2012, Plan Commission minutes.

PART V. The conditional use would occur on lands described as: Parcel 1, Certified Survey Map No. 6952 being part of the Northwest ¼ of Section 35 and the Southwest ¼ of Section 26, Town 7 North, Range 20 East, City of Brookfield, Waukesha County, Wisconsin. Also known as City of Brookfield Tax Key No. 1146-999 or 400 South Moorland Road.

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

ADOPTED AND APPROVED ON November 20, 2012

  
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Kelly Michaels, City Clerk

  
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Steven V. Ponto, Mayor