

ORDINANCE NO.: 5138

A SECOND AMENDED ORDINANCE to amend Subsection 115-110 of the Code of Ordinances of the City of La Crosse transferring certain property from the Planned Development District - General to the Planned Development District - General at 1325 St. Andrew Street.

THE COMMON COUNCIL of the City of La Crosse do ordain as follows:

SECTION I: Subsection 115-110 of the Code of Ordinances of the City of La Crosse is hereby amended by transferring certain property upon the conditions in this ordinance being met from the Planned Development District – General to the Planned Development District – General on the Master Zoning Map, to-wit:

*Tax Parcel No. 17-10289-40. PRT SW-NE COM W1/4 COR SEC 29 N89D13M55SE 2646.22FT N0D50M40SW 30.66FT N89D37M8SE 36.1FT ALG N R/W ST ANDREW ST TO POB N0D48M22SW 100FT ALG ELY R/W LN GEORGE ST N2D4M38SW 307.38FT ALG ELY R/W LN GEORGE ST N88D54M6SE 110.8FT N0D50M18SW 52.07FT N89D0M17SE 38.73FT N0D47M52SW 298.63FT N89D30M30SE 59.42FT ALG SLY R/W LN ST CLOUD ST S4D26M3SE 5.46FT ALG SLY R/W LN ST CLOUD ST N89D29M15SE 432.64FT ALG SLY R/W LN ST CLOUD ST S0D49M36SW 755.43FT S89D37M8SW 635.4FT ALG N R/W LN ST ANDREW ST TO POB SUBJ TO ESMT & SUBJ TO R/W ESMT IN V1293 P548 &P553.*

SECTION II: Said zoning is conditioned upon a Payment in Lieu of Taxes being signed by applicant prior to the Common Council meeting on March 12, 2020. This property is conditionally rezoned commencing upon the following conditions being met on or before noon on October 9, 2020:

(a) Petitioner, Sports, Therapeutic and Adaptive Recreation (STAR) Association, Inc., to obtain ownership and close on the property from Stizo Development, LLC;

(b) Petitioner to sign and deliver a Payment for Municipal Services Agreement to the City substantially in form and substance as per the attached template agreement; and

(c) Petitioner obtains actual receipt of tax credits and grants as outlined in Petitioner's application and materials submitted to the City.

SECTION III: Should any portion of this ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder of this division shall not be affected.

SECTION IV: This ordinance shall take effect and be in force from and after its passage and publication.

/s/  
Timothy Kabat, Mayor

/s/  
Teri Lehrke, City Clerk

Passed: 5/14/2020  
Approved: 5/14/2020  
Published: 5/23/2020