City of Madison

Legislation Details (With Text)

File #:	39903	**Version:** 1	**Name:**	Rear yard setback requirements in DR2 District	

Type:	Ordinance	**Status:**	Passed
File created:	8/25/2015	**In control:**	PLAN COMMISSION
On agenda:	10/6/2015	**Final action:**	10/6/2015
Enactment date:	10/16/2015	**Enactment #:**	ORD-15-00105

Title: Amending Section 28.079(2) of the Madison General Ordinances to amend the rear yard setback requirements in the DR2 District.

Sponsors: Michael E. Verveer, Ledell Zellers

Indexes:

Code sections:

Attachments: 1. Body, 2. Zoning Text Memo 092115.pdf

Date	Ver.	Action By	Action	Result
10/6/2015	1	COMMON COUNCIL	Adopt and Close the Public Hearing	Pass
9/21/2015	1	PLAN COMMISSION	RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING	Pass
9/1/2015	1	COMMON COUNCIL	Referred	Pass
8/25/2015	1	Attorney's Office/Approval Group	Referred for Introduction	

Fiscal Note

No fiscal impact.

Title

Amending Section 28.079(2) of the Madison General Ordinances to amend the rear yard setback requirements in the DR2 District.

Body

DRAFTER'S ANALYSIS: This amendment fixes what staff believes was an oversight when the zoning code was recreated in 2012.

In the DR2 District, a district that is intended to allow more density and development than DR1, the rear yard setback currently requires the setback to be "20% of the lot depth, but no less than 20 feet." Under this requirement, a lot that is 200 feet deep would require a 40 foot setback. Meanwhile, the DR1 setback requirement reads that the setback must be "the lesser of 20% lot depth or 20 feet." Under this requirement, the same lot would require a 20 foot setback. Staff believes the DR2 rear yard setback requirement should have been written the same as the DR1 setback requirement. This amendment makes the two requirements consistent and, in doing so, furthers the purpose of the DR2 district by allowing more density and development.
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The Common Council of the City of Madison do hereby ordain as follows:

   Please see "Body" in Attachments.