

AGENDA # _____

CITY OF MADISON, WISCONSIN

AN ORDINANCE _____

amending Section 28.03(2) of the Madison General Ordinances to change one of the requirements for an accessory building or use.

Drafted by: Katherine C. Noonan
Assistant City Attorney

Date: December 6, 2004

Fiscal Note: No expenditure required.

SPONSORS: Ald. MacCubbin

PRESENTED December 14, 2004
REFERRED Plan Commission

REREFERRED _____

REPORTED BACK _____

ADOPTED _____ POF _____
RULES SUSPENDED _____

PUBLIC HEARING P.C. 1/24/05
C.C. 2/01/05

MAYOR SIGNED _____
PUBLISHED _____

APPROVAL OF FISCAL NOTE IS NEEDED
BY THE COMPTROLLER'S OFFICE
Approved By

Comptroller's Office

ORDINANCE NUMBER _____
ID NUMBER _____

The Common Council of the City of Madison do hereby ordain as follows:

Subsection (2) entitled "Definitions" of Section 28.03 entitled "Rules and Definitions" of the Madison General Ordinances is amended by amending therein the following:

" Accessory Building Or Use. An accessory building or use is one which:

1. Is customary and clearly incidental to the principal building or principal use;
2. Serves exclusively the principal building or principal use;
3. Is subordinate in floor area, extent or purpose to the principal building or principal use served;
4. Contributes to the comfort, convenience or necessity of occupants of the principal building or principal use served; and
5. Is located on the same zoning lot as the principal building or principal use served, with the single exception of such accessory off-street parking facilities as are permitted to locate elsewhere than on the same zoning lot as the building or use served.

An accessory building or use includes, but is not limited to, the following:

1. A children's playhouse, garden house or private greenhouse;
2. A garage, carport, compost bin, shed or building for storage incidental to a permitted use;
3. Incinerators incidental to a permitted use;

Approved as to form:

Michael P. May, City Attorney

4. Storage of goods used in or produced by permitted manufacturing activities on the same zoning lot with such activities, unless such storage is excluded by the district regulations;
5. The production, processing, cleaning, servicing, testing, repair or storage of merchandise normally incidental to a permitted retail service or business use if conducted by the same ownership as the principal use;
6. Off-street motor vehicle parking areas and loading facilities; and
7. Signs, as permitted and regulated in each district incorporated in this ordinance.
8. Keeping of chickens, as permitted and regulated in each district incorporated in this ordinance."