

CITY OF MADISON, WISCONSIN

AN ORDINANCE _____

Amending Sections 28.127(1)(a) and (2),
repealing Sections 28.127(3) and (4) of the
Madison General Ordinances to expand the
Alcohol Overlay District, remove the requirement
that there be an annual review, and remove the
previous sunset provision.

PRESENTED
REFERRED

November 19, 2019
ALRC (11/20/19); PC
(12/9/19); CC (1/7/19)

DRAFT

Drafted by: John Strange

Date: November 12, 2019

SPONSORS: Alder Verveer

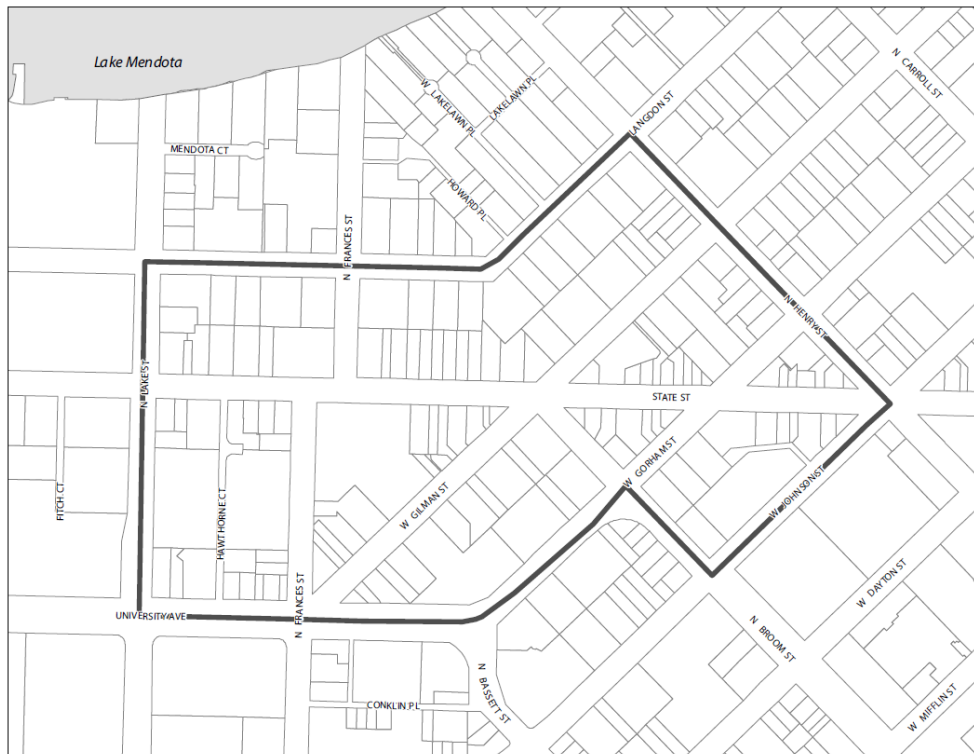
DRAFTER'S ANALYSIS: This ordinance amends Section 28.127 of the Madison General Ordinances, the Alcohol Overlay District, to expand the boundaries of the district. This ordinance also removes the requirement that there be an annual review by the Alcohol Policy Coordinator. This ordinance removes the previous sunset provision, which required the Common Council to renew the Alcohol Overlay District after five (5) years. Finally, this ordinance adds Incidental Alcohol Sales as defined in Section 28.211 of the Madison General Ordinances to the list of permitted uses in the Alcohol Overlay District.

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

1. Subdivision (a) entitled "Alcohol Overlay District map" of Subsection (1) entitled "Applicability" of Section 28.127 entitled "Alcohol Overlay District" of the Madison General Ordinances is amended to read as follows:

"(a) Alcohol Overlay District map.

Approved as to form:



2. The Table entitled “Table 28H-1” of Section (2) entitled Permitted and Conditional Uses” of Section 28.127 entitled “Alcohol Overlay District” of the Madison General Ordinances is amended by amending herein to read as follows:

	“Alcohol Overlay District	Supplemental Regulations
Food and Beverages		
Incidental Alcohol Sales	P	
Tavern”		

3. Section (3) entitled “Annual Review” and Section (4) of Section 28.127 entitled “Alcohol Overlay District” of the Madison General Ordinances are hereby repealed.

EDITOR'S NOTES:

Sections 28.127(3) and (4) currently read as follows:

- “(3) Annual Review. The effect of this ordinance shall be reviewed every year. A report shall be prepared by the Alcohol Policy Coordinator with assistance from the Zoning Administrator and Madison Police Department. The report shall be shared with the Alcohol License Review Committee, Plan Commission, and Common Council. The report will be due December 1 of each year, with the first report due December 1, 2015. This report should include information regarding:
- (a) The number and types of establishments in each district;
 - (b) The number of nonconforming uses in the Alcohol Overlay District;
 - (c) The number and kind of any conditional uses approved in each district;
 - (d) Feedback provided by the public, including business owners, throughout the calendar year;

- (e) Feedback from the Madison Police Department regarding any public safety issues arising from or impacted by this ordinance; and,
 - (f) Feedback from the Zoning Administrator regarding any land use issues arising from or impacted by this ordinance. In addition, the report should include any other information gathered by City staff that may be relevant to the various committees and Common Council regarding the impact of this ordinance across the City and in the new Alcohol Overlay District.
- (4) This section is effective July 1, 2014 and shall expire and be of no legal effect on December 31, 2019, unless extended by the Common Council prior to the expiration date. The Common Council shall be notified of this provision by City staff at least one hundred twenty (120) days prior to this date."