

**CITY OF MADISON, WISCONSIN**

AN ORDINANCE \_\_\_\_\_

PRESENTED  
REFERRED

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CCOC  
\_\_\_\_\_

Amending Sections 28.182(5)(c)4.c. and g. of the Madison General Ordinances to change the deadline for filing a protest petition.

**DRAFT**

Drafted by: John Strange

Date: February 23, 2017

**SPONSOR:**

DRAFTER'S ANALYSIS: Currently, Sec. 28.182(5)(c)4.c.,MGO, requires that a protest petition be filed by noon on the Thursday preceding final Common Council consideration of a zoning map amendment. This ordinance changes that deadline to noon on the Monday before final Common Council consideration. This will allow individuals wishing to protest a zoning map amendment three additional days to compile their petition. With this change, it becomes necessary to also change the deadline for withdrawing a protest petition. This ordinance allows the withdrawal of a protest petition until noon on the day of final Common Council consideration.

While this ordinance gives petitioners more time to file a petition, it gives staff less time before the Common Council meeting to determine if the petition is valid. Accordingly, this change could result in more referrals if staff is unable to evaluate a petition that is filed the day before the council meeting.

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

Subparagraphs c. and g. of Paragraph 4. entitled "Protest Petition Procedure" of Subdivision (c) entitled "Protest Petition" of Subsection (5) entitled "Decision" of Section 28.182 entitled "Text and Map Amendments" of the Madison General Ordinances are amended to read as follows:

- "c. Protest petitions shall be delivered to the City Clerk by noon on the ~~Thursday~~Monday before final Common Council consideration."
- "g. Although protesters may exercise their rights to subsequently withdraw their names from a protest petition, the withdrawal must be signed, dated and acknowledged and the form of the acknowledgement must also comply with Wis. Stat. § 706.07. Withdrawals must be submitted to the City Clerk by noon on the ~~Friday before day~~of final Common Council consideration. If action on the proposed map amendment is not taken at the initial meeting of the Common Council, additional withdrawals may be again filed with the City Clerk until noon on the ~~Friday before day~~the Common Council again proposes to act upon the map amendment."

**Approved as to form:**