

LEGISTAR No. 63902 Body

DRAFTER'S ANALYSIS: This ordinance makes changes to the conditional use thresholds and allowable densities in most multi-family residential districts. Similarly, this ordinance makes changes to the conditional use thresholds and the standards for lot area, maximum height, and usable open space for most mixed-use districts.

These changes will allow for the construction of more multi-family dwelling units ("higher densities") as permitted uses ("by right"). In that way, this ordinance takes one step toward removing barriers in the zoning code that have historically tended to exclude the construction of multi-family housing in areas of the City that are otherwise appropriate for it.

For further information related to the changes contained in this ordinance, please see the Planning Division Staff Report.

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

Editor's Note: Changes to Conditional Use Thresholds in Most Multi-family Residential Districts

1. Table 28C-1 of Section 28.032 entitled "Residential District Uses" of Subchapter 28C entitled "Residential Districts" of the Madison General Ordinances is amended by amending and creating therein the following:

"Residential Districts"																
	SR-C1	SR-C2	SR-C3	SR-V1	SR-V2	TR-C1	TR-C2	TR-C3	TR-C4	TR-V1	TR-V2	TR-U1	TR-U2	TR-R	TR-P	Supp Regs
Multi family dwelling (5-8 units)				<u>PG</u>	P						<u>PG</u>	P	P		P	
Multi-family dwelling (>8 dwelling units)					<u>G</u>						<u>G</u>	<u>G</u>	<u>G</u>		P	
Multi-family dwelling (9-12 units)					<u>P</u>						<u>P</u>	<u>P</u>	<u>P</u>		<u>P</u>	
Multi-family dwelling (13-24 units)					<u>P</u>						<u>C</u>	<u>P</u>	<u>P</u>		<u>P</u>	
Multi-family dwelling (25-60 units)					<u>C</u>						<u>C</u>	<u>C</u>	<u>P</u>		<u>P</u>	
Multi-family dwelling					<u>C</u>							<u>C</u>	<u>C</u>		<u>P</u>	

(<u>>60</u> units)																
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Editor’s Note: Changes to Allowable Density in Most Multi-family Residential Districts

2. Table entitled “SR-C3 District” of Subsection (2) entitled “Dimensional Requirements, Permitted and Conditional Uses” of Section 28.037 entitled “SR-C3 District” of Subchapter 28C entitled “Residential Districts” of the Madison General Ordinances is amended by amending and creating therein the following:

“SR-C3 District				
	Single-family detached	Two-family Two unit	Two-family - Twin	Nonresidential
Lot Area (sq. ft.)	6,000	8,000	4,000/d.u.	6,000
Lot Width	50	50	25/d.u.	50
Front Yard Setback	25	25	25	25
Side Yard Setback	One-story: 5 Two-story: 6	Two-story: 6	One-story: 5 Two-story: 6 (one side only)	One-story: 5 Two-story or more: 6
Reversed Corner Side Yard Setback	15	15	15	25
Rear Yard Setback	Lesser or 30% lot depth or 35 See (b) below	Lesser or 30% lot depth or 35 See (b) below	Lesser or 30% lot depth or 35 See (b) below	Equal to building height but at least 35 See (b) below
Maximum height	2 stories/35	2 stories/35	2 stories/35	35
Maximum lot coverage	60%	60%	60%	60%
Maximum building coverage	n/a	n/a	n/a	50%
Usable open space (sq. ft. per d.u.)	750	750	750	n/a”

3. Subdivision (a) entitled “Dispersion of Dwellings” of Subsection (2) entitled “Dimensional Requirements, Permitted and Conditional Uses” of Section 28.037 entitled “SR-C3 District” of Subchapter 28C entitled “Residential Districts” of the Madison General Ordinances is amended by eliminating (a) herein and amending (b) as follows:

~~(a) — Dispersion of Dwellings. No two-family twin dwelling shall be constructed or converted within three hundred (300) feet of a zoning lot containing another two-family twin building, as measured from the perimeter of each zoning lot, unless approved by conditional use.~~

~~(b) Rear Yard Setback. If the existing principal structure and any additions to it, covers twenty percent (20%) or less of the lot area, the rear yard setback may be reduced by twenty-five percent (25%).~~

4. Table entitled “SR-V1 District: Permitted Uses” of Subsection (2) entitled “Dimensional Requirements, Permitted and Conditional Uses” of Section 28.039 entitled “SR-V1 District” of Subchapter 28C entitled “Residential Districts” of the Madison General Ordinances is amended by amending and creating therein the following:

“SR-V1 District: Permitted Uses					
	Single-family detached	Two-family Two unit	Two-family - Twin	Three-four unit Multi-family (3-8 units)	Single-family attached, three-four unit
Lot Area (sq. ft.)	6,000	8,000-6,000	4,000/d.u. 3,000/d.u.	8,000-1,500/d.u.	2,000/d.u.-1,500/d.u.
Usable open space (sq. ft. per d.u.)	750	750-500	750-500	500-160/one bedroom, 320/2+bedrooms	100”

5. Table “SR-V1 District: Conditional and Nonresidential Uses” of Subsection (2) entitled “Dimensional Requirements, Permitted and Conditional Uses” of Section 28.039 entitled “SR-V1 District” of Subchapter 28C entitled “Residential Districts” of the Madison General Ordinances is amended by amending and creating therein the following:

“SR-V1 District: Conditional and Nonresidential Uses			
	Single-family attached (5-8 units)	Multi-family (5-8 units)	Nonresidential
Lot Area (sq. ft.)	2,000/d.u.-1,500/d.u.	2,000/d.u.	6,000
Usable open space (sq. ft. per d.u.)	100	500	n/a”

6. Subdivision (a) entitled “Dispersion of Dwellings” of Subsection (2) entitled “Dimensional Requirements, Permitted and Conditional Uses” of Section 28.039 entitled “SR-V1 District” of Subchapter 28C entitled “Residential Districts” of the Madison General Ordinances is amended by eliminating herein the following:

~~“(a) — Dispersion of Dwellings. No two-family twin dwelling, three-unit, multi-family dwelling, or single-family attached shall be constructed within three hundred (300) feet of any other two-family twin dwelling, three-unit dwelling, multi-family dwelling(s), or single-family attached as measured from the perimeter of each zoning lot, except by conditional use.”~~

7. Table entitled “SR-V2 District: Permitted Uses” of Subsection (2) entitled “Dimensional Requirements, Permitted and Conditional Uses” of Section 28.040 entitled “SR-V2 District” of Subchapter

28C entitled “Residential Districts” of the Madison General Ordinances is amended by amending and creating therein the following:

“SR-V2 District: Permitted Uses						
	Single-family detached	Two-family Two unit	Two-family – Twin	Three-unit	Single-family attached (8 units max)	Multi-family (3-24 units max)
Lot Area (sq. ft.)	6,000	6,000	4,000/d.u. 3,000/d.u.	8,000	2,000/d.u. 1,500/d.u.	2,000/d.u. 1,500/d.u.
Lot Width	50	50	25/d.u.	60	20/d.u.	60
Front Yard Setback	25	25	25	25	25	25
Side Yard Setback	One-story: 5 Two-story: 6	Two-story: 6	One-story: 5 Two-story: 6	6	Exterior end walls: 6	10
Reversed Corner Side Yard Setback	12	12	12	12	12	12
Rear Yard	Lesser of 25% lot depth or 30	Lesser of 25% lot depth or 30	Lesser of 25% lot depth or 30	Lesser of 25% lot depth or 30	Lesser of 25% lot depth or 30	Lesser of 25% lot depth or 30
Maximum height	2 stories/35	2 stories/35	2 stories/35	3 stories/40	3 stories/40	3 stories/40
Maximum lot coverage	60%	60%	60%	60%	90%	60%
Usable open space (sq. ft. per d.u.)	500	500	500	500	100	500-160/one bedroom, 320/2+ bedrooms”

8. Table entitled “SR-V2 District: Conditional and Nonresidential Uses” of Subsection (2) entitled “Dimensional Requirements, Permitted and Conditional Uses” of Section 28.040 entitled “SR-V2 District” of Subchapter 28C entitled “Residential Districts” of the Madison General Ordinances is amended by amending and creating therein the following:

“SR-V2 District: Conditional and Nonresidential Uses			
	Single-family attached (>8 units)	Multi-family (>24 units)	Nonresidential
Lot Area (sq. ft.)	2,000/d.u.-1,500/d.u.	2,000/d.u.-1,500/d.u.	6,000
Usable open space (sq. ft. per d.u.)	100	500-160/one bedroom, 320/2+bedrooms	n/a”

9. Subdivision (a) entitled “Dispersion of Dwellings” of Subsection (2) entitled “Dimensional Requirements, Permitted and Conditional Uses” of Section 28.045 entitled “TR-C4 District” of Subchapter 28C entitled “Residential Districts” of the Madison General Ordinances is amended by eliminating herein the following:

(a) ~~Dispersion Requirement. No two-family twin dwelling three-unit dwelling, multi-family dwelling, or single-family attached shall be constructed within three hundred (300) feet of any other two-family twin dwelling, three-unit dwelling, multi-family dwelling or single-family attached, as measured from the perimeter of each zoning lot, except by conditional use.~~

10. Table entitled “TR-V1 District: Permitted Uses” of Subsection (2) entitled “Dimensional Requirements, Permitted and Conditional Uses” of Section 28.047 entitled “TR-V1 District” of Subchapter 28C entitled “Residential Districts” of the Madison General Ordinances is amended by amending and creating therein the following:

“TR-V1 District: Permitted Uses						
	Single-family detached	Two-family Two unit	Two-family - Twin	Three-Four Unit	Four-unit	Single-family attached, three-four unit
Lot Area (sq. ft.)	3,000	4,000-3,000	3,000/d.u. 1,500/d.u.	6,000-1,500/d.u.	8,000	2,000/d.u. 1,500/d.u.
Lot Width	30	40	25/d.u.	50	50	20 d.u.
Front Yard Setback	20	20	20	20	20	20
Maximum Front Yard Setback	30 ft. or up to 20% greater than block average	30 ft. or up to 20% greater than block average	30 ft. or up to 20% greater than block average	30 ft. or up to 20% greater than block average	30 ft. or up to 20% greater than block average	30 ft. or up to 20% greater than block average
Side Yard Setback	One-story: 5 Two-story: 6 Lot width <50: 10% of lot width	Two-story: 6 See (ba) below	One-story: 5 Two-story: 6 (one side only) See (ba) below	One-story: 5 Two-story or more: 6 See (ba) below	One-story: 5 Two-story or more: 6 See (b) below	Exterior end walls: 6
Reversed Corner Side Yard Setback	12	12	12	12	12	12
Rear Yard	Lesser of 25% lot depth or 25	Lesser of 25% lot depth or 25	Lesser of 25% lot depth or 25	Lesser of 25% lot depth or 25	Lesser of 25% lot depth or 25	Lesser of 25% lot depth or 25
Maximum height	2 stories/35	2 stories/35	2 stories/35	3 stories/40	3 stories/40	3 stories/40
Maximum lot coverage	70%	70%	70%	70%	70%	90%
Usable open space (sq. ft. per d.u.)	500	500	500	500-160/one bedroom, 320/2+bedrooms	500	100”

11. Subdivision (a) entitled “Dispersion Requirement” of Subsection (2) entitled “Dimensional Requirements, Permitted and Conditional Uses” of Section 28.047 entitled “TR-V1 District” of Subchapter 28C entitled “Residential Districts” of the Madison General Ordinances is amended by eliminating (a) herein and amending (b) as follows:

(a) ~~Dispersion Requirement~~. No two family twin dwelling three-unit dwelling, multi-family dwelling, or single-family attached shall be constructed within three hundred (300) feet of any other two-family twin dwelling, three-unit dwelling, multi-family dwelling or single-family attached, as measured from the perimeter of each zoning lot, except by conditional use.

(ba) Side Yard Setback. Lots with two-family, three-unit and four-unit dwellings that are existing on the effective date of this ordinance and have a lot width less than fifty (50) feet shall have a minimum side yard setback of ten percent (10%) of the lot width.

12. Table entitled “TR-V2 District: Permitted Uses” of Subsection (2) entitled “Dimensional Requirements, Permitted and Conditional Uses” of Section 28.048 entitled “TR-V2 District” of Subchapter 28C entitled “Residential Districts” of the Madison General Ordinances is amended by amending and creating therein the following:

“TR-V2 District: Permitted Uses						
	Single-family detached	Two-family Two unit	Two-family - Twin	Three-unit Multi-family (3-12 units)	Four-unit	Single-family attached, three-four unit (8 units max)
Lot Area (sq. ft.)	3,000	4,000-3,000	3,000/d.u.-1,500/d.u.	6,000-1,500/d.u.	8,000	2,000/d.u.-1,500/d.u.
Lot Width	30	40	25/d.u.	50	50	20 d.u.
Front Yard Setback	20	20	20	20	20	20
Maximum Front Yard Setback	30 ft. or up to 20% greater than block average	30 ft. or up to 20% greater than block average	30 ft. or up to 20% greater than block average	30 ft. or up to 20% greater than block average	30 ft. or up to 20% greater than block average	30 ft. or up to 20% greater than block average
Side Yard Setback	One-story: 5 Two-story: 6 Lot width <50: 10% of lot width	Two-story: 6 See (a) below	One-story: 5 Two-story: 6 (one side only) See (a) below	One-story: 5 Two-story: 6 See (a) below	One-story: 5 Two-story or more: 6 See (a) below	Exterior end walls: 6
Reversed Corner Side Yard Setback	12	12	12	12	12	12
Rear Yard	Lesser of 25% lot depth or 25	Lesser of 25% lot depth or 25	Lesser of 25% lot depth or 25	Lesser of 25% lot depth or 25	Lesser of 25% lot depth or 25	Lesser of 25% lot depth or 25
Maximum height	2 stories/35	2 stories/35	2 stories/35	3 stories/40	3 stories/40	3 stories/40
Maximum lot coverage	70%	70%	70%	70%	70%	90%
Usable open space (sq. ft. per d.u.)	500	500	500	500-160/one bedroom, 320/2+bedrooms	500	100”

13. Table entitled “TR-V2 District: Conditional and Nonresidential Uses” of Subsection (2) entitled “Dimensional Requirements, Permitted and Conditional Uses” of Section 28.048 entitled “TR-V2 District” of Subchapter 28C entitled “Residential Districts” of the Madison General Ordinances is amended by amending and creating therein the following:

“TR-V2 District: Conditional and Nonresidential Uses			
	Single-family attached (>4 units) (>8 units)	Multi-family (>12 units)	Nonresidential
Lot Area (sq. ft.)	2,000/d.u.-1,500/d.u.	2,000/d.u.-1,500/d.u.	6,000

“TR-V2 District: Conditional and Nonresidential Uses			
	Single-family attached (>4 units) (>8 units)	Multi-family (>12 units)	Nonresidential
Usable open space (sq. ft. per d.u.)	100	500-160 /one bedroom, <u>320/2+bedrooms</u>	n/a”

14. Table entitled “TR-U1 District: Permitted Uses” of Subsection (2) entitled “Dimensional Requirements, Permitted and Conditional Uses” of Section 28.050 entitled “TR-U1 District” of Subchapter 28C entitled “Residential Districts” of the Madison General Ordinances is amended by amending and creating therein the following:

“TR-U1 District: Permitted Uses						
	Single-family detached	Two-family Two unit	Two-family - Twin	Three-four unit	Single-family attached (max. 8 units)	Multi-family (5 - 8 <u>24</u> units)
Lot Area (sq. ft.)	3,000	4,000-3,000	3,000/d.u. <u>1,500/d.u.</u>	4,000-3,000	1,200/d.u. <u>1,000/d.u.</u>	1,000/d.u. <u>750/d.u.</u>
Lot Width	30	40	25/d.u.	50-40	15/d.u.	50
Maximum height	2 stories/35 See (b) below	2 stories/35 See (b) below	2 stories/35 See (b) below	3 stories/40 See (b) below	3 stories/40 See (b) below	3 stories/40 <u>4 stories/52 ft.</u> See (b) below
Usable open space (sq. ft. per d.u.)	320	320	320	320-160	100	320-160”

15. Table entitled “TR-U1 District: Conditional and Nonresidential Uses” of Subsection (2) entitled “Dimensional Requirements, Permitted and Conditional Uses” of Section 28.050 entitled “TR-U1 District” of Subchapter 28C entitled “Residential Districts” of the Madison General Ordinances is amended by amending and creating therein the following:

“TR-U1 District: Conditional and Nonresidential Uses			
	Single-family attached (>8 units)	Multi-family (>8 <u>24</u> units)	Nonresidential
Lot Area (sq. ft.)	1,000/d.u.	1,000/d.u. <u>750/d.u.</u>	6,000
Usable open space (sq. ft. per d.u.)	100	320-160	n/a”

16. Table entitled “TR-U2 District: Permitted Uses” of Subsection (2) entitled “Dimensional Requirements, Permitted and Conditional Uses” of Section 28.051 entitled “TR-U2 District” of Subchapter 28C entitled “Residential Districts” of the Madison General Ordinances is amended by amending and creating therein the following:

"TR-U2 District: Permitted Uses			
	Three-four unit	Single-family attached (max. 8 units)	Multi-family (5 – 8 <u>60</u> units)
Lot Area (sq. ft.)	4,000 <u>3,000</u>	1,200/d.u. <u>800/d.u.</u>	500/d.u. <u>350/d.u.</u>
Lot Width	50 <u>40</u>	15/d.u.	50
Usable open space (sq. ft. per d.u.)	140 <u>40</u>	100	140 <u>40</u> "

17. Table entitled "TR-U2 District: Conditional and Nonresidential Uses" of Subsection (2) entitled "Dimensional Requirements, Permitted and Conditional Uses" of Section 28.051 entitled "TR-U2 District" of Subchapter 28C entitled "Residential Districts" of the Madison General Ordinances is amended by amending and creating therein the following:

"TR-U2 District: Conditional and Nonresidential Uses						
	Single-family attached (>8 units)	Single-family detached	Two-family Two unit	Two-family - Twin	Multi-family (>8 <u>60</u> units)	Nonresidential
Lot Area (sq. ft.)	800/d.u.	3,000	4,000 <u>3,000</u>	3,000/d.u. <u>1,500/d.u.</u>	500/d.u. <u>350/d.u.</u>	6,000
Usable open space (sq. ft. per d.u.)	100	320	320	320	140/d.u. <u>40</u>	n/a"

Editor's Note: Changes to Mixed-Use and Commercial Districts Uses Table

18. Table entitled "Mixed-Use and Commercial Districts Uses" of Section 28.061 entitled "Mixed-Use and Commercial Districts Uses" Subchapter 28D entitled "Mixed-Use and Commercial Districts" of the Madison General Ordinances is amended by amending and creating therein the following:

"Mixed-Use and Commercial Districts Uses							
	LMX	NMX	TSS	MXC	CC-T	CC	Supp Regs
Dwelling units in mixed-use buildings	P/C	P/C	P/C	P/C	P/C	C	Y
Live-work unit	P	P	P	P	P	P	Y
Multi-family dwelling (4 units)		P/C	C	P	C	C	
Multi-family dwelling (5-8 24 units)		<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>C</u>	
Multi-family dwelling (>8 25-48 units)			<u>P</u>	<u>P</u>	<u>P</u>	<u>C</u>	Y
Multi-family dwelling (49-60 units)			<u>C</u>	<u>P</u>	<u>P</u>	<u>C</u>	<u>C</u>
Multi-family dwelling (>60 units)			<u>C</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>C</u>
Residential building complex					C	C	Y
Single family attached dwelling (3-8 units)		C	C	P	C	C	
Single family attached dwelling (>8 units)		C	C	P	C	C	
Single family detached dwellings		P/C	P/C		P/C		Y
Three-family dwelling – three unit		C	C		C		
Two-family dwelling – two unit		P/C	P/C		P/C		Y
Two-family dwelling - twin		P/C	P/C		P/C		Y

Editor’s Note: Changes to Lot Area, Max Height, and Usable Open Space for most Mixed-Use Districts

19. Table entitled “Neighborhood Mixed Use District” of Subsection (3) entitled “Dimensional Requirements” of Section 28.064 entitled “Neighborhood Mixed-Use District” of Subchapter 28D entitled “Mixed-Use and Commercial Districts” of the Madison General Ordinances is amended by amending and creating therein the following:

“Neighborhood Mixed Use District	
Lot area (for exclusive residential use)	1000 <u>500</u> sq. ft./unit
Usable open space - residential only.	160 sq. ft. per lodging room or 1-bedroom unit, 320 sq. ft. for >1-bedroom units <u>40 sq. ft./unit</u>

20. Table entitled “Traditional Shopping Street District” of Subsection (3) entitled “Dimensional Requirements” of Section 28.065 entitled “Traditional Shopping Street (TSS) District” of Subchapter 28D entitled “Mixed-Use and Commercial Districts” of the Madison General Ordinances is amended by amending and creating therein the following:

“Traditional Shopping Street District	
Lot area (for exclusive residential use)	500 <u>350</u> sq. ft./unit”

21. Table entitled “Mixed-Use Center District” of Subsection (5) entitled “Dimensional Requirements” of Section 28.066 entitled “Mixed Use Center (MXC) District” of Subchapter 28D entitled “Mixed-Use and Commercial Districts” of the Madison General Ordinances is amended by amending and creating therein the following:

“Mixed-Use Center District	
Maximum height	The maximum height of any building in the MXC district shall be established on the approved master plan. Any building exceeding 5 stories/ 68 <u>78 feet</u> shall require approval as a conditional use”

22. Table entitled “Commercial Corridor – Transitional District” of Subsection (3) entitled “Dimensional Requirements” of Section 28.067 entitled “Commercial Corridor - Transitional District” of Subchapter 28D entitled “Mixed-Use and Commercial Districts” of the Madison General Ordinances is amended by amending and creating therein the following:

“Commercial Corridor - Transitional District	
Lot area (for exclusive residential use)	750 <u>500</u> sq. ft./unit
Maximum height	5 stories/ 68 <u>78</u> See (d) below
Usable open space - residential only	160 sq. ft. per lodging room or 1-bedroom unit, 320 sq. ft. for >1-bedroom units <u>40 sq. ft./unit</u>

23. Table entitled “Commercial Center District” of Subsection (3) entitled “Dimensional Requirements” of Section 28.068 entitled “Commercial Center District” of Subchapter 28D entitled “Mixed-

Use and Commercial Districts” of the Madison General Ordinances is amended by amending and creating therein the following:

“Commercial Center District	
Maximum height	5 stories/ 68 <u>78</u> See (d) below”

Editor’s Note: Changes to Conditional Use Thresholds in Most Mixed-Use Districts

24. Subdivision (a) entitled “Maximum Size” of Subsection (4) entitled “Site Standards” of Section 28.064 entitled “Neighborhood Mixed-Use District” of Subchapter 28D entitled “Mixed-Use and Commercial Districts” of the Madison General Ordinances is amended by eliminating herein the following:

~~(a) Maximum Size. Buildings shall not exceed five thousand (5,000) square feet of floor area for an individual establishment or ten thousand (10,000) square feet floor area for a building containing two or more uses. Buildings exceeding this size may be allowed as conditional uses.~~

25. Subdivision (a) entitled “Maximum Size” of Subsection (4) entitled “Site Standards” of Section 28.065 entitled “Traditional Shopping Street (TSS) District” of Subchapter 28D entitled “Mixed-Use and Commercial Districts” of the Madison General Ordinances is amended by eliminating herein the following:

~~(a) Maximum Size. Buildings shall not exceed ten thousand (10,000) square feet floor area for an individual establishment or twenty-five thousand (25,000) square feet floor area for a mixed-use or multi-tenant building. Buildings exceeding this size may be allowed as conditional uses.~~

26. Subdivision (a) entitled “Maximum Size” of Subsection (4) entitled “Site Standards” of Section 28.067 entitled “Commercial Corridor - Transitional District” of Subchapter 28D entitled “Mixed-Use and Commercial Districts” of the Madison General Ordinances is amended by eliminating herein the following:

~~(a) Maximum Size. Buildings shall not exceed twenty-five thousand (25,000) square feet floor area for an individual establishment or forty thousand (40,000) square feet floor area for a multi-tenant building. Buildings exceeding this size may be allowed as conditional uses, meeting the standards governing large retail developments in [Sec. 33.24\(4\)\(f\)](#), except that for Frontage Requirements, see [Sec. 28.065\(6\)](#), MGO.~~

27. The Section entitled “Dwelling Units in Mixed-Use Buildings” of Section 28.151 entitled “Applicability” of Subchapter 28J entitled “Supplemental Regulations” of the Madison General Ordinances is amended by amending and creating therein the following:

“Dwelling Units in Mixed-Use Buildings.

- (a) In the LMX District, there shall be no more than two (2) dwelling units per lot.
- (b) In the NMX District, more than ~~eight (8)~~ twenty-four (24) dwelling units requires conditional use approval.
- (c) In the TSS, ~~CC-T and MXG~~ Districts, more than ~~twenty-four (24)~~ forty-eight (48) dwelling units requires conditional use approval.
- (d) ~~In the LMX, NMX, TSS and CC-T Districts, for buildings with a street-facing width of forty (40) feet or less, the entire ground floor frontage facing the primary street shall be non-residential. Less non-~~

~~residential frontage requires conditional use approval. In the CC-T and MXC Districts, more than sixty (60) dwelling units requires conditional use approval.~~

~~(e) In the LMX, NMX, and TSS and CC-T Districts, for building with a street-facing width greater than forty (40) feet, at least seventy-five percent (75%) fifty percent (50%) of the ground-floor frontage facing the primary street, including all frontage at a street corner, shall be non-residential. Less non-residential frontage requires conditional use approval.~~

~~(f) In the LMX, NMX, TSS and CC-T Districts, at least seventy-five percent (75%) of the ground floor area shall be non-residential use(s). Less than seventy-five percent (75%) non-residential ground floor area requires conditional use approval. In the CC-T District, at least twenty-five percent (25%) of the ground-floor frontage facing the primary street, including all frontage at a street corner, shall be non-residential. Less non-residential frontage requires conditional use approval.~~

(g) No residential use shall be allowed on the ground floor of buildings on King Street; South Pinckney Street; the 10 through 500 blocks of East Wilson Street; the 100 blocks of West and East Mifflin Streets; the 100 blocks of West and East Main Streets; and on the Capitol Square, which is formed by the 10 blocks of East and West Mifflin, the 10 blocks of North and South Pinckney, the 10 blocks of East and West Main, and the 10 blocks of North and South Carroll Streets.”

28. The Section entitled “Multi-Family Dwelling” of Section 28.151 entitled “Applicability” of Subchapter 28J entitled “Supplemental Regulations” of the Madison General Ordinances is amended by eliminating herein the following:

“Multi-Family Dwelling

~~(c) In the NMX District, a multi-family dwelling shall contain no more than twelve (12) dwelling units.”~~