

Madison General Ordinance 28.134 - HEIGHT AND BULK REGULATIONS.

(3) Capitol View Preservation.

No portion of any building or structure located within one (1) mile of the center of the State Capitol Building shall exceed the elevation of the base of the columns of said *Capitol* Building or one hundred eighty-seven and two-tenths (187.2) feet, City datum. Provided, however, this prohibition shall not apply to any church spires, flagpoles, communication towers, elevator penthouses, **screened air conditioning equipment** *on existing buildings* and chimneys exceeding such elevation, when approved as conditional uses. (emphasis added)

For the purpose of this subsection, City datum zero (0.00) feet shall be established as eight hundred forty-five and six-tenths (845.6) feet above sea level as established by the United States Coast and Geodetic Survey.

Question 1: What part of the non-existing Judge Doyle Square buildings existed when our Capitol View

Ordinance was adopted in 1966?

Question 2: How difficult might it be to get a court to order the City of Madison to follow its own

ordinance and zoning code?

