



Department of Planning & Community & Economic Development

Planning Division

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TO: Mayor Paul R. Soglin
Madison Common Council

FROM: Natalie Erdman, Secretary of the Plan Commission

DATE: September 29, 2016

SUBJECT: Appeal of Plan Commission Approval of Conditional Use for 2022 Monroe Street (ID 44170)

On September 19, 2016, the Plan Commission found the standards for approval met and granted a conditional use to allow construction of an accessory building with an accessory dwelling unit at 2022 Monroe Street (13th Ald. Dist).

Per Section 28.183(5)(b)1 of the Zoning Code, the Plan Commission's decision to grant the conditional use is appealable to the Common Council. Section 28.183(5)(b)2.c allows twenty percent (20%) or more of the property owners entitled to notice (those owning property within 200 feet of the subject property) who object to the establishment of the conditional use to file an appeal with the Secretary of the Plan Commission within ten (10) days of the Plan Commission's decision. If the appeal is valid, the Common Council must then set a date and time for hearing the appeal. Under the ordinance, the action of the Plan Commission shall be upheld unless it is reversed or modified by a favorable vote of two-thirds of the members of the Common Council.

On Wednesday, September 28, 2016, an appeal of the Plan Commission's decision to grant the above-mentioned conditional use was filed with the Secretary of the Plan Commission pursuant to the provisions outlined in Section 28.183(5)(b)2.c. The petition has been added to the legislative file.

The appeal has been reviewed by the Planning Division and it appears that it was signed by over 20% of the property owners entitled to notice, pursuant to the requirements in Section 28.183(5)(b)2.c. of the Zoning Code. Therefore, the Common Council shall set a date and time for hearing the appeal. At that time, the action of the Plan Commission shall be upheld unless reversed or modified by a favorable vote of two-thirds of the members of the Common Council.

If anyone has questions regarding the appeal, please let me know.

cc: Michael May, City Attorney
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