

**AGENDA # 10**

City of Madison, Wisconsin

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REPORT OF: LANDMARKS COMMISSION

**PRESENTED:** 5/20/19

TITLE: Amending Section 41.09 of the Madison General Ordinances to clarify when a certificate of appropriateness is required under Sec. 41.09 of the Historic Preservation Ordinance at Forest Hill Cemetery.

**REFERRED:**

**REREFERRED:**

**REPORTED BACK:**

AUTHOR: Heather Bailey, Preservation Planner

**ADOPTED:**

**POF:**

DATED: 5/21/19

**ID NUMBER:** 53620

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Members present were: Stuart Levitan, Anna Andrzejewski, Richard Arnesen, and Katie Kaliszewski. Excused were Arvina Martin and David McLean.

**SUMMARY:**

Bailey explained that Ald. Rummel sponsored this amendment to the historic preservation ordinance as it relates to Forest Hill Cemetery. She said that it will make the work of the Parks Department more efficient, as they currently need permission for any alterations to the landscape. This amendment would clarify which actions require Certificates of Appropriateness at Forest Hill; new gravesites would not require a COA, nor would modifying or demolishing structures that are less than 50 years old.

Levitan asked if anything in the new language protects the burial mounds from being disturbed. Kaliszewski said that the state Burial Law statute prevents them from doing any ground-disturbing work around a burial site, and the State Historical Society would have the final authorization. There was brief discussion of the Burial Law.

Kaliszewski said that she is concerned that the Landmarks Commission wouldn't have any say about relocating existing structures. Arnesen said that he is okay with the language as it is. Andrzejewski agreed that it is acceptable, and Levitan agreed.

**ACTION:**

**A motion was made by Arnesen, seconded by Andrzejewski, to approve the ordinance amendment language as drafted. The motion passed by voice vote/other.**