



Legislation Details (With Text)

**File #:** 53809      **Version:** 1      **Name:** Plan Commission required to consider the impact of a building relocation could have on City terrace trees

**Type:** Ordinance      **Status:** Passed

**File created:** 11/13/2018      **In control:** Attorney's Office/Approval Group

**On agenda:** 1/8/2019      **Final action:** 1/8/2019

**Enactment date:** 1/19/2019      **Enactment #:** ORD-19-00001

**Title:** Amending Section 28.185(7)(a)2.b., creating Section 28.185(7)(a)5., renumbering Section 28.185(7)(a)5. to 6., and amending Section 28.185(7)(b) of the Madison General Ordinances to add a Demolition and Removal standard requiring the Plan Commission to consider the proposed impact of a building relocation on city terrace trees.

**Sponsors:** Ledell Zellers

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
1/8/2019	1	COMMON COUNCIL	Adopt and Close the Public Hearing	Pass
12/17/2018	1	PLAN COMMISSION	RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING	Pass
12/12/2018	1	BOARD OF PARK COMMISSIONERS	Return to Lead with the Recommendation for Approval	Pass
11/20/2018	1	PLAN COMMISSION	Refer	
11/20/2018	1	COMMON COUNCIL	Refer For Public Hearing	Pass
11/13/2018	1	Attorney's Office/Approval Group	Referred for Introduction	

..Fiscal Note

No City appropriation required.

..Title

Amending Section 28.185(7)(a)2.b., creating Section 28.185(7)(a)5., renumbering Section 28.185(7)(a)5. to 6., and amending Section 28.185(7)(b) of the Madison General Ordinances to add a Demolition and Removal standard requiring the Plan Commission to consider the proposed impact of a building relocation on city terrace trees.

..Body

DRAFTER'S ANALYSIS: This amendment will require the Plan Commission to consider a report of the City Forester regarding the impact a proposed building relocation could have on City Terrace trees prior to approving an application for Demolition or Removal of the building.

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

1. Subparagraph b. of Paragraph 2. of Subdivision (a) entitled "Applications With a Proposed Future Use" of Subsection (7) entitled "Approval Standards" of Section 28.185 entitled "Approval of Demolition (Razing, Wrecking) and Removal" of the Madison General Ordinances is amended to read as follows:

"b. The reasonableness of efforts to relocate the building, including but not limited to the costs of relocation, the impact on city terrace trees, and the structural soundness of the building; and"

2. Paragraph 5. of Subdivision (a) entitled “Applications With a Proposed Future Use” of Subsection (7) entitled “Approval Standards” of Section 28.185 entitled “Approval of Demolition (Razing, Wrecking) and Removal” of the Madison General Ordinances is created to read as follows:

“5. The Plan Commission shall consider the report of the City Forester regarding the impact a proposed building relocation could have on City terrace trees.”

3. Current Paragraph 5. of Subdivision (a) entitled “Applications With a Proposed Future Use” of Subsection (7) entitled “Approval Standards” of Section 28.185 entitled “Approval of Demolition (Razing, Wrecking) and Removal” of the Madison General Ordinances is hereby renumbered to Paragraph 6.

4. Subdivision (b) entitled “Application With No Proposed Use” of Subsection (7) entitled “Approval Standards” of Section 28.185 entitled “Approval of Demolition (Razing, Wrecking) and Removal” of the Madison General Ordinances is amended to read as follows:

“(b) Application With No Proposed Use. In addition to the above standards in Subsection (7)(a)3.-56.,”