



Legislation Details (With Text)

File #: 02488 **Version:** 1 **Name:** usable open space
Type: Ordinance **Status:** Passed
File created: 11/21/2005 **In control:** PLAN COMMISSION
On agenda: 1/17/2006 **Final action:** 1/17/2006
Enactment date: 2/2/2006 **Enactment #:** ORD-06-00006
Title: Amending Section 28.12(9)(d)2. and creating Section 28.12(9)(d)20. of the Madison General Ordinances to allow variances for reduction of usable open space.
Sponsors: Kenneth Golden, Santiago Rosas

Indexes:

Code sections:

Attachments: 1. 02488 public hearing notice.pdf, 2. memo.pdf

| Date | Ver. | Action By | Action | Result |
|------------|------|----------------------------------|--|--------|
| 1/17/2006 | 1 | COMMON COUNCIL | Adopt and Close the Public Hearing | Pass |
| 1/9/2006 | 1 | PLAN COMMISSION | RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING | Pass |
| 11/29/2005 | 1 | COMMON COUNCIL | Refer For Public Hearing | |
| 11/21/2005 | 1 | Attorney's Office/Approval Group | Approved As To Form | |
| 11/21/2005 | 1 | Attorney's Office | Fiscal Note Required / Approval | |
| 11/21/2005 | 1 | Finance Dept/Approval Group | Approved Fiscal Note By The Comptroller's Office | |
| 11/21/2005 | 1 | Attorney's Office | Referred for Introduction | |

Fiscal Note

The Ordinance will provide some additional flexibility in residential zoning districts to allow some additional construction and expansion in situations which can not otherwise provide all of the usable open space required by ordinance. No expenditure is required to implement and support the Ordinance.

Title

Amending Section 28.12(9)(d)2. and creating Section 28.12(9)(d)20. of the Madison General Ordinances to allow variances for reduction of usable open space.

Body

DRAFTER'S ANALYSIS: The purpose of this amendment is to allow variances for reduced open space requirements. Currently, a maximum ten percent (10%) reduction is allowed, only in the context of open space located on roofs or balconies.

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

1. Paragraph 2. of Subdivision (d) entitled "Authorized Variances" of Subsection (9) entitled "Variances" of Section 28.12 entitled "Administration And Enforcement" of the Madison General Ordinances is amended to read as follows:

"2. To reduce by not more than twenty-five percent (25%) the applicable requirements for usable open space which may be located on roofs or balconies and to permit up to one hundred percent (100%) of the required usable open space to be located on roofs or balconies when converting other existing uses to residential, provided the Board first receives a recommendation from the Director of Planning and Development."

2. Paragraph 20. of Subdivision (d) entitled "Authorized Variances" of Subsection (9) entitled "Variances" of Section

28.12 entitled "Administration And Enforcement" of the Madison General Ordinances is created to read as follows:

"20. To reduce the applicable requirements for usable open space."