



Legislation Details (With Text)

File #: 31717 **Version:** 1 **Name:** Mobile tower service
Type: Ordinance **Status:** Passed
File created: 9/24/2013 **In control:** PLAN COMMISSION
On agenda: 11/19/2013 **Final action:** 11/19/2013
Enactment date: 11/27/2013 **Enactment #:** ORD-13-00189

Title: Repealing and recreating Sec. 28.143, amending Secs. 28.032, 28.061, 28.072, 28.082, 28.091 28.098(6), 28.134(2) & (3), 28.183(8) & (10)(a), 28.206, 28.211, 17.08(2), 17.12(2)(b)5. and (2)(d) and creating Secs. 28.148 and 28.074(4)(d) of the Madison General Ordinances to comply with new Wis. Stat. §§ 66.0404 and 66.0406.

Sponsors: Steve King, Scott J. Resnick, Ledell Zellers

Indexes:

Code sections:

Attachments: 1. BODY, 2. ZText Staff Comments.pdf

Date	Ver.	Action By	Action	Result
11/19/2013	1	COMMON COUNCIL	Adopt	Pass
11/4/2013	1	PLAN COMMISSION	RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING	Pass
10/1/2013	1	COMMON COUNCIL	Referred for Public Hearing	
9/24/2013	1	Attorney's Office/Approval Group	Referred for Introduction	

Fiscal Note

No appropriation is required.

Title

Repealing and recreating Sec. 28.143, amending Secs. 28.032, 28.061, 28.072, 28.082, 28.091 28.098(6), 28.134(2) & (3), 28.183(8) & (10)(a), 28.206, 28.211, 17.08(2), 17.12(2)(b)5. and (2)(d) and creating Secs. 28.148 and 28.074(4)(d) of the Madison General Ordinances to comply with new Wis. Stat. §§ 66.0404 and 66.0406.

Body

DRAFTER'S ANALYSIS: In 2013 Wisconsin Act 20, the state legislature limited the City's authority to regulate the placement of cell towers (defined as "Mobile Service Support Structures") and radio towers. ("Radio Broadcast Service Facilities") Among other things, the Act prohibits the City from denying an application for a cell tower based solely upon aesthetic concerns, and prohibits the City from denying an application for a radio tower based on anything other than a reasonable and well defined public health or safety concern. This amendment makes changes to current ordinances to comply with this new law.

The Common Council of the City of Madison do hereby ordain as follows:
Please see "BODY" in Attachments.