



Legislation Details (With Text)

**File #:** 41822      **Version:** 2      **Name:** Rezoning 1910 Tennyson Lane  
**Type:** Ordinance      **Status:** Passed  
**File created:** 2/16/2016      **In control:** PLAN COMMISSION  
**On agenda:** 2/23/2016      **Final action:** 3/29/2016  
**Enactment date:** 4/9/2016      **Enactment #:** ORD-16-00041

**Title:** SUBSTITUTE Creating Section 28.022-00227 of the Madison General Ordinances to maintain the current zoning of property located at 1910 Tennyson Lane, 12th Aldermanic District, as SR-V2 (Suburban Residential - Varied 2) District until October 1, 2016, at which time the zoning of the property located at 1910 Tennyson Lane, 12th Aldermanic District, shall change to SR-C1 (Suburban Residential - Consistent 1) District unless the conditional use has been lawfully commenced and the building permits have been issued for said property, in which case the zoning shall remain SR-V2 (Suburban Residential-Varied 2).

**Sponsors:** Larry Palm

**Indexes:**

**Code sections:**

**Attachments:** 1. Version 1, 2. Information.pdf, 3. Staff Memo 032116.pdf

Date	Ver.	Action By	Action	Result
3/29/2016	1	COMMON COUNCIL	Adopt as Substituted and Close the Public Hearing	Pass
3/21/2016	1	PLAN COMMISSION	RECOMMEND TO COUNCIL TO ADOPT WITH CONDITIONS - PUBLIC HEARING	Pass
2/23/2016	1	COMMON COUNCIL	Refer For Public Hearing	Pass
2/16/2016	1	Attorney's Office/Approval Group	Referred for Introduction	

**Fiscal Note**

No fiscal impact.

**Title**

SUBSTITUTE Creating Section 28.022-00227 of the Madison General Ordinances to maintain the current zoning of property located at 1910 Tennyson Lane, 12<sup>th</sup> Aldermanic District, as SR-V2 (Suburban Residential - Varied 2) District until October 1, 2016, at which time the zoning of the property located at 1910 Tennyson Lane, 12<sup>th</sup> Aldermanic District, shall change to SR-C1 (Suburban Residential - Consistent 1) District unless the conditional use has been lawfully commenced and the building permits have been issued for said property, in which case the zoning shall remain SR-V2 (Suburban Residential-Varied 2).

**Body**

**DRAFTER'S ANALYSIS:** On January 20, 2015, the Common Council approved a zoning map amendment request rezoning a portion of 1910 Tennyson Lane from SR-C1 (Suburban Residential-Consistent 1) District to SR-V2 (Suburban Residential-Varied 2) District (ORD-15-00011). However, the Common Council's rezoning approval was subject to a number of conditions, including "[t]hat the SR-V2 zoning shall expire and revert back to the SR-C1 district should a conditional use not be approved, lawfully commenced, and building permits issued within one year of the Common Council rezoning approval." As of February 23, 2016, the applicant had not satisfied this condition and, therefore, an ordinance was drafted to effect the reversion of the zoning as required by the Common Council.

Since the introduction of that ordinance the applicant has showed considerable progress toward commencing the project. This substitute ordinance takes into account this process and provides the applicant with more time to commence the project by maintaining the SR-V2 zoning until September 30, 2016. If the applicant has

still not commenced the project consistent with the Common Council's initial condition by that date, then on October 1, 2016 the zoning will automatically revert to SR-C1. If the applicant has commenced the project consistent with the Common Council's initial condition, then the zoning of the property shall remain SR-V2.

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

1. If the conditional use has not been lawfully commenced and the building permits have not been issued for the property located at 1910 Tennyson Lane, 12<sup>th</sup> Aldermanic District by September 30, 2016, then on October 1, 2016 Map Amendment 00227 of Section 28.022 of the Madison General Ordinances is hereby created to read as follows:

"28.022-00227. The following described property is hereby rezoned to SR-C1 (Suburban Residential-Consistent 1) District:

A portion of Lot 3, CSM 13716, City of Madison, Dane County, Wisconsin herein described as follows:

Commencing at the northwest corner of said lot, thence S87°59'37"E a distance of 375.23 feet; thence S00°50'12"E a distance of 462.15 feet, thence N87°50'02"W a distance of 273.08 feet; thence N02°16'05" a distance of 152 feet; thence N85°53'30"W a distance of 95.22' to the easterly right of way line of Eliot Lane; thence northeasterly along said line, also being the westerly line of said Lot 3, a distance of 310 feet, more or less, to the Point of Beginning. Said described property contains 3.24 acres of land, more or less."

2. If the conditional use has been lawfully commenced and the building permits have been issued for the property located at 1910 Tennyson Lane, 12<sup>th</sup> Aldermanic District, by September 30, 2016, then the zoning for said property shall remain SR-V2 (Suburban Residential - Varied 2) consistent with ORD-15-00011.