



Legislation Details (With Text)

**File #:** 51065      **Version:** 1      **Name:** Minor alterations approvals  
**Type:** Ordinance      **Status:** Passed  
**File created:** 4/2/2018      **In control:** PLAN COMMISSION  
**On agenda:** 5/15/2018      **Final action:** 5/15/2018  
**Enactment date:** 5/26/2018      **Enactment #:** ORD-18-00054

**Title:** Amending Section 28.183(8) of the Madison General Ordinances to require that the Plan Commission decide whether minor alterations should be approved if the alderperson of the district and the Director of Planning and Community and Economic Development do not agree on whether the minor alteration should be approved.

**Sponsors:** Marsha A. Rummel

**Indexes:**

**Code sections:**

**Attachments:** 1. Comments.pdf, 2. Ald\_Eskrich\_Comment.pdf, 3. Wolff\_Comment.pdf, 4. Lehnertz\_Comment.pdf

Date	Ver.	Action By	Action	Result
5/15/2018	1	COMMON COUNCIL	Adopt and Close the Public Hearing	Pass
5/7/2018	1	PLAN COMMISSION	RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING	Pass
4/10/2018	1	COMMON COUNCIL	Refer For Public Hearing	Pass
4/2/2018	1	Attorney's Office/Approval Group	Referred for Introduction	

**Fiscal Note**

No City appropriation required.

**Title**

Amending Section 28.183(8) of the Madison General Ordinances to require that the Plan Commission decide whether minor alterations should be approved if the alderperson of the district and the Director of Planning and Community and Economic Development do not agree on whether the minor alteration should be approved.

**Body**

DRAFTER'S ANALYSIS: This amendment requires that that the Plan Commission shall decide whether to approve a request for minor alteration to a conditional use if the Director of Planning and Community and Economic Development and Alderperson of the District disagree about whether a minor alteration should be approved. This language adopts similar language already contained in Sec. 28.098(6)(a), MGO, pertaining to minor alterations in Planned Developments.

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

Subsection (8) entitled "Alterations" of Section 28.183 entitled "Conditional Uses" of the Madison General Ordinances is amended to read as follows:

"(8) Alterations. No alteration of a conditional use shall be permitted unless approved by the Plan Commission provided, however, the Zoning Administrator following consideration by the alderperson of the district, may approve minor alterations or additions which are approved by the Director of Planning and Community and Economic Development and are compatible with the concept approved by the

Plan Commission and the standards in sub. (6), above. If the alderperson of the district and the Director of Planning and Community and Economic Development do not agree that a request for minor alteration should be approved, then the request for minor alteration shall be decided by the Plan Commission after payment of the applicable minor alteration to a conditional use fee in Sec. 28.206, MGO. Telecommunications towers, Class 1 Collocations, Class 2 Collocations and Radio Broadcast Service Facilities shall be considered minor alterations under this section. Criteria for review are provided in Sections 28.143 and 28.148. See Wis. Stat §§ 66.0404(3)(a)1 and (4)(gm) and 66.0406 (2013)”