



## Legislation Details (With Text)

**File #:** 73471      **Version:** 1      **Name:** Zoning Variance Fee  
**Type:** Ordinance      **Status:** Passed  
**File created:** 8/30/2022      **In control:** Attorney's Office  
**On agenda:** 10/11/2022      **Final action:** 10/11/2022  
**Enactment date:** 10/22/2022      **Enactment #:** ORD-22-00105  
**Title:** Amending Table 28L-2 in MGO Sec. 28.181 and amending MGO Sec. 28.206 to Increase Fees.  
**Sponsors:** Patrick W. Heck

**Indexes:**

**Code sections:**

**Attachments:** 1. 73471Body, 2. Zoning Text Memo 10-3-22 CU Referral to UDC, Fees and Variance Notice, Mission Box, Mixed Use Bldgs Res Districts.pdf

Date	Ver.	Action By	Action	Result
10/11/2022	1	COMMON COUNCIL	Adopt and Close the Public Hearing	Pass
10/3/2022	1	PLAN COMMISSION	RECOMMEND TO COUNCIL TO ADOPT - RECESSED PUBLIC HEARING	Pass
9/20/2022	1	COMMON COUNCIL	Re-refer for Recessed Public Hearing	Pass
9/19/2022	1	PLAN COMMISSION	RECOMMEND TO COUNCIL TO RE- REFER - PUBLIC HEARING	Pass
9/6/2022	1	COMMON COUNCIL	Referred	
8/30/2022	1	Attorney's Office	Referred for Introduction	

### Fiscal Note

The proposed ordinance makes updates related to zoning variances including increased fees associated with variance applications, zoning certificates, and zoning letters. Fee changes are estimated to increase revenues by \$17,000. These fees represent a General Fund revenue source.

### Title

Amending Table 28L-2 in MGO Sec. 28.181 and amending MGO Sec. 28.206 to Increase Fees.

### Body

**DRAFTER'S ANALYSIS:** This ordinance amends two sections of MGO Chapter 28. First, Table 28L-2 is amended to require applicants for zoning variances to notify via first-class mail the owners of record, as listed in the office of the City Assessor, and occupants of multi-tenant buildings, of property in whole or in part situated within two hundred (200) feet of the boundaries of the properties affected. Additionally, the row in Table 28L-2 reading "the owners of record, as listed in the office of the City Assessor, and occupants, of adjoining properties" is removed because it is made duplicative by adding a check mark to the variance column in the preceding row.

MGO Sec. 28.206 Fees is amended to increase some fees for applications in Chapter 28. First, the "application for a variance filed by, or on behalf of, the owner or owners of the property affected" is increased from three hundred (300) dollars to five hundred (500) dollars. The fee for this type of action was last increased in 2000, from one hundred and twenty (120) dollars to the current amount. The fee increase covers the current administrative costs of the request; including staff time, copying, publishing and posting notices and materials. The increased fee is comparable to the zoning appeal fee in other Wisconsin municipalities. Second, the types of actions that would require a request for a zoning certificate are clarified, and the fee increased from fifty (50) dollars to seventy-five (75) dollars. Third, a "Zoning office only review" of Site Plan

Reviews fee of twenty-five (25) dollars is created. Finally, a category “request for zoning letter that includes the above information and any additional requested information” is created along with a fee of two-hundred (200) dollars.

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**\*\*Please see Legistar File No. 73471 Body in attachments.**