

ORDINANCE No. 2008-12

An Ordinance to amend Sec. 13-1-63(f)(1) and Sec. 13-1-63(f)(3) of the Zoning Code pertaining to Institutional District street yard and rear yard setback regulations, Sec. 13-1-63(g)(2) pertaining to Institutional District building area regulations, and 13-1-82(h)(6)b pertaining to parking regulations for library uses

The Common Council of the City of Cedarburg, Wisconsin, hereby ordains as follows:

SECTION 1. Sections 13-163(f)(1), 13-163(f)(3), and 13-163(g)(2), of the City of Cedarburg Municipal Code are hereby amended to read as follows:

SEC. 13-1-63 I-1 INSTITUTIONAL AND PUBLIC SERVICE DISTRICT.

- (f) **Setback and Yards.** (Also see Section 13-1-27 and Article E.)
- (1) A minimum street yard (setback) of twenty-five (25) feet from an existing or planned public street right-of-way shall be required. The required street yard setback may be reduced by action of the Common Council following review and recommendation by the Plan Commission in order to facilitate redevelopment of a designated state or federal contaminated site.
 - (2) There shall be a minimum side yard of not less than six (6) feet on a side.
 - (3) There shall be a rear yard of not less than twenty-five (25) feet. The required rear yard setback may be reduced by action of the Common Council following review and recommendation by the Plan Commission in order to facilitate redevelopment of a designated state or federal contaminated site.
- (g) **Building Height and Area.** (Also see Article E.)
- (1) No building or parts of a building shall exceed thirty-five (35) feet in height. No accessory building shall exceed twenty (20) feet in height.
 - (2) The sum total of the floor area of the principal building and all accessory buildings shall not exceed forty percent (40%) of the lot area. The required floor area may be increased up to fifty percent (50%) of the lot area by action of the Common Council following review and recommendation by the Plan Commission in order to facilitate redevelopment of a designated state or federal contaminated site.

SECTION 2. Section 13-1-82(h)(6)b of the City of Cedarburg Municipal Code is hereby amended to read as follows:

SEC. 13-1-82 PARKING REQUIREMENTS.

- (h)(6) Institutional and Related Uses.
- a. Churches. One (1) space per three (3) seats based on the maximum capacity of the facility.
 - b. Libraries. One (1) space per ~~two hundred fifty (250)~~ five hundred (500) square feet of gross floor area. ~~or one (1) space per four (4) seats of~~

~~maximum capacity, whichever is greater, plus one (1) space per employee for the work shift with the largest number of employees.~~

SECTION 3. This ordinance shall take effect upon publication as provided by law.

Passed and adopted this 28th day of July 2008.

Paul A. Radtke, Acting Mayor

Attest:

Constance K. McHugh, City Clerk

Approved as to form:

Kaye K. Vance, City Attorney