



Department of Planning & Community & Economic Development
Planning Division

Website: www.cityofmadison.com

Madison Municipal Building
215 Martin Luther King, Jr. Boulevard
P.O. Box 2985
Madison, Wisconsin 53701-2985
TDD 608 266-4747
FAX 608 267-8739
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June 5, 2007

Kelly Jordan
Jordan's Big Ten Pub, Inc.
1330 Regent Street
Madison, Wisconsin 53715

RE: Approval of a major alteration to a conditional use for property located at 1330 Regent Street and an alteration to a planned unit development for property located at 10 N. Orchard Street to allow a revised site plan for a temporary outdoor eating area at Jordan's Big Ten Pub for home football games.

Dear Ms. Jordan:

The Plan Commission, meeting in regular session on June 4, 2007 determined that the ordinance standards could be met and **approved** your request to alter your conditional use permit and the adjacent planned unit development for the Jordan's Big Ten Pub temporary outdoor eating area/ beer garden for UW home football games, subject to the conditions below. In approving your request, the Plan Commission clarified that it shall retain continuing jurisdiction for the entire temporary eating area/ beer garden, including that portion of the area zoned PUD-SIP, for the purpose of resolving complaints against the approved beer garden as provided for in Section 28.12, MGO, as it pertains to conditional uses.

In order to receive final approval of your temporary outdoor eating area/ beer garden for the upcoming football season, the following conditions shall be met:

Please contact Janet Dailey, City Engineering, at 261-9688 if you have questions regarding the following two items:

1. Provide City Engineering a copy of the recorded lease arrangements on the adjacent property for the proposed expansion of the outdoor eating area.
2. The applicant shall submit, prior to plan sign-off, digital CAD files to the Land Records Coordinator in the Engineering Division (Lori Zenchenko). The digital copies shall be drawn to scale and represent final construction, including: building footprints, internal walkway areas, internal site parking areas, lot lines/ numbers/ dimensions, street names, other miscellaneous impervious areas.

Please contact my office at 261-9632 if you have questions about the following Planning Division and Plan Commission conditions of approval:

3. That the temporary outdoor eating area/ beer garden located at 1330 Regent Street and 10 N. Orchard Street be subject to the following conditions:
 - a.) Hours of Operation of the outdoor eating area(s) for University of Wisconsin afternoon football games shall be open no later than 8:00pm, except for games with a kickoff after 5:00pm, when the outdoor eating area shall be open no later than 10:00pm.
 - b.) Outdoor live or amplified music or sound shall not be permitted before 10:00am.

- c.) The outdoor eating area conditions imposed by the Alcohol License Review Committee (including litter control, security, etc.) shall be complied with as required by the ALRC as part of the issuance of a license for any outdoor eating area.
 - d.) Any use of an outdoor eating area for a concert at the stadium shall end one hour after the start of the concert and shall remain closed for the remainder of the evening.
- 4. That at least ten Dane County Sheriff's deputies be maintained on site throughout the operation of the beer garden.
 - 5. That beer garden employees wear brightly colored vests [to aid in identifying the staff from the patrons]. The Plan Commission recommended that the color of the staff vests not be red.
 - 6. That food be available throughout the operation of the beer garden.
 - 7. That the beer garden operator hold meetings annually with beer garden staff and the assigned Dane County Sheriff's deputies prior to the beginning of each UW football season to discuss customer safety and service standards.

Please now follow the procedures listed below for obtaining your conditional use:

- 1. Please submit *five (5) copies* of the final beer garden plan to the Zoning Administrator for final review and inclusion in our files. You are also required to submit the attached "Minor Alteration to An Approved Planned Unit Development" form for the portion of the property zoned PUD-SIP (10 N. Orchard Street). The alteration form must be approved submitted for recording by August 15, 2007 in time for the beginning of the next football season. Also be sure to include any additional materials requested by these departments for their approval prior to sign off.
- 2. This letter shall be signed by the applicant to acknowledge the conditions of approval and returned to the Zoning Administrator by August 15, 2007 along with the final plans and minor alteration form required in Item #1 above.
- 3. No alteration of this proposal shall be permitted unless approved by the Plan Commission, provided, however, the Zoning Administrator may issue permits for minor alterations. This approval shall become null and void one year after the date of the Plan Commission unless the use is commenced, construction is under way, or a valid building permit is issued and construction commenced within six months of the issuance of said building permit. The Plan Commission shall retain jurisdiction over your entire temporary eating area/ beer garden, including that portion of the area zoned PUD-SIP, for the purpose of resolving complaints against the approved outdoor area as provided for in Section 28.12, MGO, as it pertains to conditional uses.

If you have any questions about this letter or the operation of your beer garden under this approval, do not hesitate to contact Matt Tucker, Zoning Administrator at 266-4551, or myself at 261-9632.

Sincerely,

Timothy M. Parks
Planner

I hereby acknowledge that I understand and will comply with the above conditions of approval for this temporary outdoor eating area/ beer garden.

Signature of Applicant

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10 N. Orchard Street
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cc: Kathy Voeck, Assistant Zoning Administrator
Bill Sullivan, Madison Fire Department
Janet Dailey, Engineering Division

For Official Use Only, Re: Final Plan Routing			
<input checked="" type="checkbox"/>	Planning Division (T. Parks)	<input type="checkbox"/>	Recycling Coordinator
<input checked="" type="checkbox"/>	Zoning Administrator	<input type="checkbox"/>	Fire Department
<input checked="" type="checkbox"/>	City Engineering	<input type="checkbox"/>	Urban Design Commission
<input type="checkbox"/>	Traffic Engineering	<input type="checkbox"/>	Other: