



CITY OF MADISON
ZONING BOARD OF APPEALS
APPEAL APPLICATION

\$200 Filing Fee

Ensure all information is **typed** or legibly **printed** using blue or black ink.

Notices are sent to the District Alderperson and to owners of record as listed in the Office of the City Assessor. Maximum size for all drawings is 11" x 17".

Name of Applicant: Koua Vang
Address: 2919 Vang Road
Sun Prairie, WI 53590
Daytime Phone: (608) 445-8657 Evening Phone: _____
Email: KouaVang@TDS.net

1. The undersigned hereby appeals the decision of the Zoning Administrator in regard to
Madison General Ordinance Section No. 28.091C1

2. When relevant to a specific property, fill out below:

Street Address: 3600 Portage Road, Madison, WI

3. ☒ List of grounds for the appeal, statements, evidence of fact, and any additional information associated with the appeal are provided on a separate attachment.
see attached

Applicant Signature: _____

FOR OFFICE USE ONLY

Amount Paid: _____	Zoning District: _____
Receipt: _____	Hearing Date: _____
Filing Date: _____	Published Date: _____
Received By: _____	Appeal Number: _____
Parcel Number: _____	GQ: _____
Alder District: _____	

DECISION

The Board, in accordance with the findings of fact, hereby determines that the requested appeal for _____ is

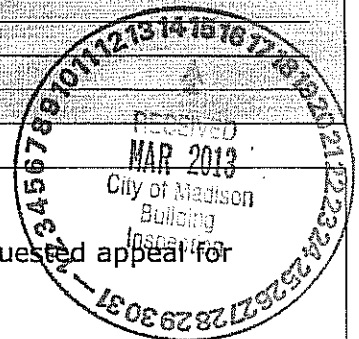
☐ **Approved**

☐ **Denied**

☐ **Conditionally Approved**

Zoning Board of Appeals Chair:

Date:



Koua and Dia Vang

2919 Vang Road, Sun Prairie, WI 53590

Phone: (608) 445-8657 Koua's Cell,

445-8657 Dia's Cell

(608) 834-8064 Home

Fax: (608) 834-0654

Email: kouavang77@gmail.com

and

diamvang@gmail.com

March 15, 2013

City of Madison
Zoning Board Appeals

Re: Notice of Appeal

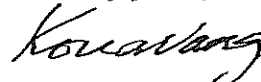
Appealing the Zoning Administrator's decision and interpretation of City of Madison's Zoning ordinance Chapter 28.091(1).

Attached is the email decision dated March 7, 2013 of the Zoning Administrator, Matthew Tucker. I also had a personal meeting with Mr. Tucker and he intends to enforce the zoning ordinance as he stated and interpreted in his email.

Chapter 28.091(1) is unconstitutional the following and other reason.

1. First Amendment of US Constitution, Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the Government for a redress of grievances.
2. Tenth Amendment of US Constitution, The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people.
3. Fourteenth Amendment of the US Constitution, Section 1. (1) All persons born or naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States and of the State wherein they reside. (2) No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; (3) nor shall any State deprive any person of life, liberty, or property, without due process of law; (4) nor deny to any person within its jurisdiction the equal protection of the
4. Chapter 28.091(1) and other zoning ordinance of the City of Madison is generally overbroad and ambiguous.
5. Other grounds that are fair and equitable.

Sincerely yours,



Koua Vang



kouavang tds.net< kouavang@tds.net>

Homeless Persons Camping at 3600 Portage Road10 messages

Tucker, Matthew< MTucker@cityofmadison.com>

Thu, Mar 7, 2013 at 10:29 AM

To: "kouavang@tds.net" <kouavang@tds.net>

Cc: "McLay, Cam" <CMcLay@cityofmadison.com>

Mr. Vang- I have been advised that you have chosen to allow the "Occupy" campers, currently at Token Creek Park, to locate onto your property at 3600 Portage Road on or about March 17th. Please note, Per sec. 28.091(1) of the Madison Zoning Ordinance, camping is not an allowed use of this property.

If you allow the campers to locate on your property, the City will be issuing you municipal citations for each day the camping activity is occurring on the site. The daily citation amounts are \$177 1st, \$303 2nd, \$366 3rd and each day thereafter.

Please also note, there may be additional zoning violations, including but not limited to zoning code regulations relative to the floodplain and wetland environmental condition that encumber the property.

Let me now if you have any questions.

Matt Tucker**Zoning Administrator****Department of Planning and Community and Economic Development****Building Inspection Division**

215 Martin Luther King, Jr. Blvd., Suite LL-100

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608/266-4569 PH

mtucker@cityofmadison.com

<http://www.cityofmadison.com>