

**Dane County Board of Supervisors
Amending Chapter 10 of the Dane County Code of Ordinances
Zoning Map Amendment Petition 10508**

Dane County Board of Supervisors does ordain as follows:

The Zoning Districts Maps as referenced under Dane County Code of Ordinance Section 10.03 shall be amended as follows:

Town Map: Town of Berry

Location: Section 3

Zoning District Boundary Changes

A-1EX to RH-1

A PART OF THE SE1/4 OF THE NW1/4 OF SECTION 3, T8N, R7E, TOWN OF BERRY, DANE COUNTY, WISCONSIN, MORE FULLY DESCRIBED AS FOLLOWS: COMMENCING AT THE W1/4 CORNER OF SAID SECTION 3; THENCE DUE NORTH ALONG THE SECTION LINE 940.82 FEET; THENCE DUE EAST 2132.00 FEET TO THE POINT OF BEGINNING; THENCE S88deg.50'08" E 348.50 FEET; THENCE S01deg.09'52" W 250.00 FEET; THENCE N88deg.50'08" W 348.50 FEET; THENCE N01deg.09'52" E 250.00 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 2.00 ACRES.

CONDITIONAL ZONING

Conditional zoning is hereby imposed pursuant to Section 10.255(3)(a)2.(b) of the Dane County Code of Ordinances. The rezoned area shall be subject to the following conditions.

DEED RESTRICTION REQUIRED

This amendment will be effective if within 90 days of its adoption by Dane County the owner or owners of the land record the following restriction(s) on said land:

1. A deed restriction shall be place on the 70-acre parcel being purchased that would prohibit residential development on the A-1 Exclusive Agriculture Zoning District area.

Said restriction(s) shall run in favor of Dane County and the pertinent Town Board(s) as well as the owners of land within 300 feet of the site. **Failure to record the restriction(s) will cause the rezone to be null and void. A copy of the recorded document shall be submitted to Dane County Zoning.**

GRANT AS MODIFIED

DELAYED EFFECTIVE DATE

Dane County Board of Supervisors Amending Chapter 10 of the Dane County Code of Ordinances Zoning Map Amendment Petition 10511

Dane County Board of Supervisors does ordain as follows:

The Zoning Districts Maps as referenced under Dane County Code of Ordinance Section 10.03 shall be amended as follows:

Town Map: Town of Dane **Location:** Section 7

Zoning District Boundary Changes

LOT 1: A-1EX TO RH-3

Located in the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 7, T9N, R8E, Town of Dane, Dane County, Wisconsin, being further described as follows:

Commencing at the SE corner of said Section 7; thence West 1980.00 feet along the south line of the SE $\frac{1}{4}$ of said Section 7; thence North 70.00 feet along the west line of the East $\frac{1}{2}$ of said SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ to the point of beginning.

Thence continue along said west line North 1250.00 feet to the north line of said SW $\frac{1}{4}$ of the SE $\frac{1}{4}$; thence East 570.00 feet along said north line to the centerline of Bitney Road; thence Southwesterly 1400.00 feet along said centerline to the point of beginning. Contains 8.6 acres excluding town road right of way.

LOT 2: A-1EX TO RH-3

Located in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 7, T9N, R8E, Town of Dane, Dane County, Wisconsin, being further described as follows:

Commencing at the SE corner of said Section 7; thence West 330.00 feet along the south line of the SE $\frac{1}{4}$ of said Section 7 to the centerline of Latham Road, said point also being the point of beginning. Thence continue West 330.00 feet along said south line; thence North 1320.00 feet along the west line of the East $\frac{1}{2}$ of said SE $\frac{1}{4}$ of the SE $\frac{1}{4}$; thence East 500.00 feet along the north line of said SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ to the centerline of Latham Road; thence Southerly 1370.00 feet along said centerline to the point of beginning. Contains 13.51 acres excluding town road right of way.

LOT 3: A-1EX TO RH-2

Located in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 7, T9N, R8E, Town of Dane, Dane County, Wisconsin, being further described as follows:

Beginning at the SE corner of said Section 7; thence West 330.00 feet along the south line of said SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ to the centerline of Latham Road; thence Northerly 1370.00 feet along said centerline to the north line of said SE $\frac{1}{4}$ of the SE $\frac{1}{4}$; thence East 160.00 feet along said north line to the east line of the SE $\frac{1}{4}$ of said Section 7; thence South 1320.00 feet along said east line to the point of beginning. Contains 4.56 acres excluding town road right of way.

See page 2

CONDITIONAL ZONING

Conditional zoning is hereby imposed pursuant to Section 10.255(3)(a)2.(b) of the Dane County Code of Ordinances. The rezoned area shall be subject to the following conditions.

DEED RESTRICTION REQUIRED

This amendment will be effective if within 90 days of its adoption by Dane County the owner or owners of the land record the following restriction(s) on said land:

1. A deed restriction shall be place on the 70-acre parcel being purchased that would prohibit residential development on the A-1 Exclusive Agriculture Zoning District area.

Said restriction(s) shall run in favor of Dane County and the pertinent Town Board(s) as well as the owners of land within 300 feet of the site. **Failure to record the restriction(s) will cause the rezone to be null and void. A copy of the recorded document shall be submitted to Dane County Zoning.**

CERTIFIED SURVEY REQUIRED

The above listed description/s is/are intended to describe land for which a certified survey map will be prepared for approval and recorded. Within 90 days of rezoning approval by Dane County, a *final* certified survey map that describes the land to be rezoned shall be prepared in accordance with all applicable provisions of Chapter 236 Wisconsin Statutes and Chapter 75 Dane County Code of Ordinances, and submitted to the Dane County Zoning Division. Upon submission of the final certified survey map, the Zoning and Land Regulation Committee, or its authorized representative, shall, within 30 days, approve, approve conditionally, or reject the certified survey map. **Failure to submit the final certified survey within the 90 day period and/or failure to record the survey with the Dane County Register of Deeds will cause the rezone to be null and void. Two copies of the recorded survey shall be submitted to Dane County Zoning.**

GRANT AS MODIFIED

DELAYED EFFECTIVE DATE