

**Dane County Board of Supervisors
Amending Chapter 10 of the Dane County Code of Ordinances
Zoning Map Amendment Petition 11786**

Dane County Board of Supervisors does ordain as follows:

The Zoning Districts Maps as referenced under Dane County Code of Ordinance Section 10.200(4) shall be amended as follows:

Town Map: Town of Vienna

Location: Section 28

Zoning District Boundary Changes

SFR-1 TO RM-16

All of Lot 1, Certified Survey Map No. 7756 being located in the northeast and southeast ¼'s of the southeast ¼ of Section 28, T9N, R9E, in the Town of Vienna, Dane County, Wisconsin more particularly described as follows: Commencing at the East ¼ corner of said Section 28; thence S 00°15'24" W, 1214.21 feet to the point of beginning. Thence continue S 00°15'24" W, 256.02 feet; thence S 89°22'48" W, 256.12 feet; thence N 00°17'02" E, 256.09 feet; thence N 89°23'45" E, 256.00 feet to the point of beginning. This description contains 1.51 acres and is subject to a road right of way of 33.00 feet over the most easterly part thereof.

CONDITIONAL ZONING

Conditional zoning is hereby imposed pursuant to Section 10.101(8)(d) 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 the new certified survey map:

1. The existing accessory building shall be used for seasonal storage only with no individual units added to the facility. See attached floor plan.
2. The individual units in the accessory building, shown on floor plan, may be used for a limited family business (HVAC contractor) by the landowner residing on the property to store business materials and equipment.
3. Outside storage of construction equipment, recreational vehicles, and/or construction materials is prohibited on the property.
4. No additional accessory buildings or accessory building additions shall be constructed on the property.

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.**

