

**Dane County Board of Supervisors
Amending Chapter 10 of the Dane County Code of Ordinances
Zoning Map Amendment Petition 11016**

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 Dunkirk

Location: Section 1

Zoning District Boundary Changes

A-1EX to C-2

PART OF LOT 1 OF A CERTIFIED SURVEY MAP NO. 2271 AND RECORDED IN VOLUME 9, PAGES 90 THRU 91 OF CERTIFIED SURVEY MAPS OF DANE COUNTY, WISCONSIN; ALSO PART OF THE SE 1/4 OF THE SW 1/4 AND PART OF THE SW 1/4 OF THE SE 1/4 OF SECTION 1, T.5N., R.11E. OF THE 4TH P.M., TOWN OF DUNKIRK, DANE COUNTY, WISCONSIN. Described As Follows: Commencing at the South 1/4 Corner of said Section; thence N.31°47'52"E. 76.82 feet to the intersection of the East Line of said Lot 1 and the relocated North Line of U.S.H. "51" also being at the place of beginning for the land to be herein described; thence S.82°09'03"W. along said North Line, 100.01 feet to the West Line of said Lot 1; thence N.07°36'37"W. along said West Line and its Northerly extension, 448.52 feet; thence N.86°42'30"E. 203.43 feet; thence S.07°19'05"E. 298.87 feet to the North Line of Lot 3 of said CSM No. 2271; thence S.86°42'22"W. along said North Line, 101.75 to the NW Corner of said Lot 3; thence S.7°40'07"E. along the West Line of said Lot 3, also being the East Line of said Lot 1, a distance of 141.58 feet to the place of beginning.

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.

1. The joint well agreement and driveway access shall be revised to reflect the current use of the property.
2. Screening shall be provided to buffer the residential and commercial uses as per Dane County Code of Ordinances Section 10.16(7).

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 recorded on the property to limit the land uses to the following: trailer sales and personal use.
2. A deed restriction shall be recorded on the property to prohibit the installation of off-premise advertising signs (billboards).

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.

DEED NOTICE 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 notice shall be recorded on the property to prohibit further development.

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.**