

**Dane County Board of Supervisors
Amending Chapter 10 of the Dane County Code of Ordinances
Zoning Map Amendment Petition 11874**

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

FP-35 to RR-2

COMMENCING at the Northwest Corner of Section 28; thence S89°46'31"E, 1316.62 feet (recorded as N89°46'21"E, 1316.57 feet) along the north line of the NW¼ of Section 28 to the northwest corner of the NE ¼ of the NW¼; thence S00°22'12"W (recorded as S00°22'28"W), 1297.10 feet along the west line of the NE¼ of the NW¼ of Section 28 to the POINT OF BEGINNING; thence continuing S00°22'12"W (recorded as S00°22'28"W), 66.00 feet along the west line of the NE ¼ of the NW ¼ of Section 28 to the southwest corner of said NE ¼ of the NW¼; thence S89°54'22"E, 893.19 feet along the south line of the NE ¼ of the NW ¼ of Section 28; thence N00°05'38"E, 200.00 feet; thence S89°54'22"W, 350.00 feet; thence S00°05'38"W, 134.00 feet; thence S89°54'22"W, 542.88 feet to the POINT OF BEGINNING. Containing 103,010 square feet (2.36 acres) excluding road right of-way.

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.

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.**

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. Additional non-farm residential development is prohibited on the remaining FP-35 zoned parcels 0909-282-8000-8, 0909-281-8500-4, and 0909-281-9000-7. The housing density rights for the original farm have been exhausted.

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.