

**Dane County Board of Supervisors
Amending Chapter 10 of the Dane County Code of Ordinances
Zoning Map Amendment Petition # 12271**

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 Dane

Location: Section 26

Zoning District Boundary Changes

FP-35 to RR-2

A parcel of land being part of the NE ¼ of the SW ¼ of Section 26, T9N, R8E, Town of Dane, Dane County, Wisconsin, more particularly described as follows:

Commencing at the West ¼ corner of said Section 26; thence S 00°16'48" W along the west line of said SW ¼, 276.60 feet; thence N 89°45'29" E, 1330.93 feet to the west line of said NE ¼ of the SW ¼ also being the centerline of right of way of Goeden Road and the point of beginning. Thence continue N 89°45'29" E, 358.00 feet; thence S 00°16'08" W, 365.05 feet; thence S 89°45'29" W, 358.00 feet to said west line and centerline of Goeden Road; thence N 00°16'08" E along said west line and centerline, 365.05 feet to the point of beginning. This parcel contains 3.00 acres and is subject to a road right of way of 33.00 feet over the most westerly 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 said land:

1. A deed restriction shall be recorded on the balance of the FP-35 land (tax parcels 090826380003 and 090826395006) stating the following:
 - a. Further residential/nonfarm development is prohibited on the remaining FP-35 zoned land. The housing density rights for the original Rodney Goeden farm have been exhausted per the Town Comprehensive Plan density policies.

Said restriction(s) shall run in favor of Dane County and the pertinent Town Board(s). 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.**