

TOWN OF BURKE
RESOLUTION NO. 01212015A

**RESOLUTION BY THE TOWN BOARD OF THE TOWN OF BURKE
CONDITIONALLY APPROVING THE REZONE FROM C-2 TO R-2 AND
CONDITIONAL USE PERMIT SUBMITTED BY CINDY WHITEAKER ON
BEHALF OF SHELTER FROM THE STORM MINISTRIES**

WHEREAS, an application for a rezone from C-2 to R-4 with a Conditional Use Permit (CUP) to allow for community living for more than 16 people for the purpose of operating a homeless shelter at the property located at 3392 Brooks Drive, Sun Prairie, parcel number 0810-123-8850-0 was submitted by Cindy Whiteaker of Shelter From The Storm Ministries;

WHEREAS, the Plan Commission has reviewed the Rezone and CUP application and recommended conditional approval of the rezone and CUP; and

WHEREAS, after receiving input from the City of Sun Prairie the applicant revised the application requesting a rezone from C-2 to R-2 (not R-4); and

WHEREAS, per County Zoning regulations under R-2 zoning a Conditional Use Permit is need for community living for 9 or more people; and

WHEREAS, the Town Board has reviewed the revised application and considered the Plan Commission's recommendation.

NOW, THEREFORE, the Town Board hereby approves the rezone and CUP subject to the following conditions:

- 1) the Conditional Use Permit is only valid if the property is being used as a facility to serve homeless women and children as stated in the letter of intent and the property is rezoned to R-2; and
- 2) all requirements, certifications and permits required by City of Sun Prairie, Dane County and State of Wisconsin are met; and
- 3) all remodeling codes are met; and
- 4) the property is either connected to City of Sun Prairie sewer or the steps are taken to assure that the septic system is designed to meet the needs of the building occupancy.

The above Resolution was duly adopted by the Town Board of the Town of Burke, Dane County, Wisconsin, at a meeting on January 21, 2015.

APPROVED:

By Kevin Viney
Kevin Viney, Town Chair

ATTEST:
Brenda Ayers
Brenda Ayers, Town Clerk/Treasurer

TOWN BOARD ACTION REPORT - CONDITIONAL USE PERMIT

CUP 2299

Regarding Petition # Res. 1078 Dane County ZLR Committee Public Hearing February 24, 2015

Whereas, the Town Board of the Town of Burke having considered said conditional use permit application, be it therefore resolved that said conditional use permit is hereby (check one): APPROVED

DENIED (IF DENIED, PLEASE COMPLETE FINDINGS SECTION ON PAGE 2)

PLANNING COMMISSION VOTE: 6 In Favor 0 Opposed

TOWN BOARD VOTE: 5 In Favor 0 Opposed

Whereas, in support of its decision, the Town Board has made appropriate findings of fact that the standards listed in section 10.255(2)(h), Dane County Code of Ordinances, and section 10.123(3)(a), if applicable, are found to be (check one):

SATISFIED

NOT SATISFIED (PLEASE COMPLETE FINDINGS SECTION ON PAGE 2)

THE CONDITIONAL USE PERMIT IS SUBJECT TO THE FOLLOWING CONDITION(S):

See attached Resolution for conditions of the
Res. 1078 & CUP.

PLEASE NOTE: The following space, and additional pages as needed, are reserved for comment by the minority voter(s), OR, for the Town to explain its approval if the decision does not comply with the relevant provisions of the Town Plan.

I, Brenda Ayers, as Town Clerk of the Town of Burke, County of Dane, hereby certify that the above resolution was adopted in a lawful meeting of the Town Board on January 21, 2015.

Brenda Ayers
Town Clerk

February 2, 2015.
Date