

**TOWN BOARD ACTION REPORT – CONDITIONAL USE PERMIT**

Regarding Petition # CUP 2427 Dane County ZLR Committee Public Hearing July 24, 2018

Whereas, the Town Board of the Town of Black Earth 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:**      5 **In Favor**           **Opposed**

**TOWN BOARD VOTE:**                      3 **In Favor**                           **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):**

- A. That the Town of Black Earth grants you a Conditional Use Permit on said property located at 5140 Mickelson Road with the following deed restrictions.
  - 1. That Dependency Living Area have a common wall while owner and family reside in principle area.
  - 2. That Dependency Living Area must be 800 sq. ft. or less.
  - 3. The living area may contain a bath, limited kitchen facilities and no more than two(2) bedrooms.
  - 4. Dependency Living Area must have a separate entrance.
  - 5. That Dependency Living area may only be occupied by a parent(s) of the principle of the Dwelling Unit.
- B. When the parent(s) no longer occupy the Dependency Living Area it is prohibited to be converted into a rental unit.

**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, Dayna Dreis, as Town Clerk of the Town of Black Earth, County of Dane, hereby certify that the above resolution was adopted in a lawful meeting of the Town Board on June 5, 2018.

Dayna Dreis

**Town Clerk**

June 5, 2018.

**Date**



# TOWN BOARD ACTION REPORT – REZONE

Regarding Petition # DCPCUP-2018-02427

Dane County Zoning & Land Regulation Committee Public Hearing Date 7-24-2018

Whereas, the Town Board of the Town of BLACK EARTH having considered said zoning petition, be it therefore resolved that said petition is hereby (check one):  Approved  Denied  Postponed

Town Planning Commission Vote: 5 in favor 0 opposed      abstained

Town Board Vote: 3 in favor 0 opposed      abstained

## THE PETITION IS SUBJECT TO THE FOLLOWING CONDITION(S) (Check all appropriate boxes):

1.  Deed restriction limiting use(s) in the \_\_\_\_\_ zoning district to only the following:  
SEE ATTACHED  
\_\_\_\_\_  
\_\_\_\_\_
2.  Deed restrict the balance of A-1 EX Agricultural Exclusive zoned land owned by the applicant from the original farm (as of date specified in the Town Plan) prohibiting non-farm development. Please provide property description, or tax parcel number(s):  
\_\_\_\_\_  
\_\_\_\_\_
3.  Deed restrict the applicant's property described below prohibiting division. Please provide property description, or tax parcel number(s):  
\_\_\_\_\_  
\_\_\_\_\_
4.  Condition that the applicant must record a *Notice Document* which states all residential development units (a.k.a. splits) have been exhausted on the property, and further residential development is prohibited under Town & County Land Use Planning policies. Please provide property description, or tax parcel number(s):  
\_\_\_\_\_  
\_\_\_\_\_
5.  Other Condition(s). Please specify:  
\_\_\_\_\_  
\_\_\_\_\_

Please note: The following space is 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, DAYNA DREIS, as Town Clerk of the Town of BLACK EARTH, County of Dane, hereby certify that the above resolution was adopted in a lawful meeting of the Town Board on JUNE 5, 20 18.

Town Clerk [Signature]

Date: JUNE 5, 20 18.

DOESCHER CONDITIONAL USE PERMIT DCPCUP-2018-02427

Plan Commission:

Motion Danz/Weil to recommend approval with the following Deed Restrictions. Carried 5-0

Town of Black Earth Board:

Motion Ripp/Parrell to approve with the following Deed Restrictions. Carried 3-0

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