

TOWN BOARD ACTION REPORT – CONDITIONAL USE PERMIT

Regarding Petition # CUP-2019-02455 Dane County ZLR Committee Public Hearing Tuesday, March 26, 2019

Whereas, the Town Board of the **Town of** Oregon _____ 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: 7 **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):

Land Rezone and CUP Request. Petition #DCPREZ-2019-11402 & #DCPCUP-2019-02455. Parcel #0509-334-8810-0 & 0509-334-9040-0; 5610 Alpine Road, Brooklyn, WI 53521. The request is to rezone 8.5 acres from RH-3 to A-2(8). The CUP request is to allow agricultural entertainment activities occurring 10 days or more per year. Owner is Cathy Leverenz, 4330 Melody Lane #3, Madison, WI 53704 and Gary Leverenz, 4814 Felland Road, Madison, WI 53718. Applicant is Brandon Leverenz, 5610 Alpine Road, Brooklyn, WI 53521.

CUP Request

1.Agricultural entertainment activities occurring 10 days/year or more during the season from June through November.

Other Conditions

- 1.The number of employees will be limited to 5.
- 2.Hours of operation from 10:00 a.m. to 6:00 p.m. The season is from June through November.
- 3.All lighting should be directed downward.
- 4.Adequate parking is required. No parking in road right of way
- 5.No loudspeakers.
- 6.No fireworks.
- 7.CUP would run with the properties.

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, Denise Arnold _____, as Town Clerk of the Town of Oregon _____, County of Dane, hereby certify that the above resolution was adopted in a lawful meeting of the Town Board on Tuesday, March 5, 2019

Denise Arnold
Town Clerk

Wednesday, March 20, 2019
Date

FINDINGS OF FACT FOR DENIED CONDITIONAL USE PERMITS

If the Conditional Use Permit application is denied, please complete the following section. For each of the standards, indicate if the standard was found to be satisfied or not satisfied. Please note the following from section 10.255(2)(b):

“No permit shall be granted when the zoning committee or applicable town board determines that the standards are not met, nor shall a permit be denied when the zoning committee and applicable town board determine that the standards are met.”

PLEASE INDICATE THE APPROPRIATE FINDING FOR EACH STANDARD (CHECK ONE / STANDARD)

- | | |
|---|---|
| 1. That the establishment, maintenance, or operation of the conditional use will not be detrimental to or endanger the public health, safety, comfort or welfare. | 1. <input checked="" type="checkbox"/> SATISFIED / <input type="checkbox"/> NOT SATISFIED |
| 2. That the uses, values and enjoyment of other property in the neighborhood for purposes already permitted shall be in no foreseeable manner substantially impaired or diminished by establishment, maintenance or operation of the conditional use. | 2. <input checked="" type="checkbox"/> SATISFIED / <input type="checkbox"/> NOT SATISFIED |
| 3. That the establishment of the conditional use will not impede the normal and orderly development and improvement of the surrounding property for uses permitted in the district. | 3. <input checked="" type="checkbox"/> SATISFIED / <input type="checkbox"/> NOT SATISFIED |
| 4. That adequate utilities, access roads, drainage and other necessary site improvements have been or are being made. | 4. <input checked="" type="checkbox"/> SATISFIED / <input type="checkbox"/> NOT SATISFIED |
| 5. That adequate measures have been or will be taken to provide ingress and egress so designed as to minimize traffic congestion in the public streets. | 5. <input checked="" type="checkbox"/> SATISFIED / <input type="checkbox"/> NOT SATISFIED |
| 6. That the conditional use shall conform to all applicable regulations of the district in which it is located. | 6. <input checked="" type="checkbox"/> SATISFIED / <input type="checkbox"/> NOT SATISFIED |

THIS SECTION IS RESERVED FOR FURTHER EXPLANATION OF THE FINDINGS: