

**Dane County Board of Supervisors
Amending Chapter 10 of the Dane County Code of Ordinances
Zoning Map Amendment Petition 11093**

Dane County Board of Supervisors does ordain as follows:

The Zoning Districts Maps as referenced under Dane County Code of Ordinance Section 10.03 shall be amended as follows:

Town Map: Town of Primrose

Location: Section 9

Zoning District Boundary Changes

A-1EX to A-2

A part of the Northeast ¼ of the Southeast ¼ of Section 9, Town 5 North, Range 7 East, Town of Primrose, Dane County, Wisconsin, described as follows:

Commencing at the East ¼ corner of said Section 9; thence West, 1325.00 feet; thence South, 360.00 feet; thence East, 220.00 feet; thence S 72° E, 930.00 feet; thence South, 100.00 feet; thence East, 231.00 feet; thence North, 785.00 feet to the point of beginning, containing 16.5 acres to centerline, or 15.9 acres net.

RH-4 TO A-1EX

Part of the Northwest 1/4 of the Southeast 1/4 of Section 9, Township 5 North, Range 7 East, Town of Primrose, Dane County, Wisconsin, described as follows: Commencing at the South 1/4 corner of Section 9; thence North 0° 50' 55" East 2,646.18 feet to the center of Section 9; thence North 0° 50' 53" West 34.89 feet; thence orth 89° 31' 51" East 68.37 feet; thence South 44° 16' 59" East 133.77 feet to the point of beginning in the centerline of Eith Road; thence South 2° 32' 18" East 123.74 feet; thence South 78° 48' 09" East 157.86 feet; thence North 88° 53' 22" East 354.13 feet to the East line of the Northwest 1/4, Northwest 1/4, Southeast 1/4; thence South 0° 50' 04" West 66.04 feet; thence South 88° 53 '22" West 359.01 feet; thence North 78° 48' 09" West 216.79 feet; thence North 2° 32' 18" West 249.51 feet to the centerline of Eith Road; thence South 44° 16' 59" East 99.13 feet to the point of beginning.

CONDITIONAL ZONING

Conditional zoning is hereby imposed pursuant to Section 10.255(3)(a)2.(b) 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 property with the following information:
 - a. Residential development and driveway installation shall be limited to the areas delineated on, and completed in accordance with, the site and engineering plans submitted with petition 11093.
 - b. Prohibit residential development on the balance of A-1EX zoned land owned by the applicant.
 - c. That portion of the Property which is remaining zoned A-1 Exclusive Agriculture District, (a) shall be accessed from Primrose Center Road, (b) shall be transferred as a single parcel, (c) shall not be further subdivided nor (d) shall not contain a driveway that connects to Oakgrove Road or Eith Road. Notwithstanding the provisions of the preceding sentence, a part or parts of the A1-EX zoned property may be transferred to any transferee owning property adjoining the A1-EX zoned property, subject to the provisions of section 75.14 of the county land division code. 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.

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.**