

TOWN BOARD ACTION REPORT – REZONE

Regarding Petition # 2019-11484 REVISED

Dane County Zoning & Land Regulation Committee Public Hearing Date 10/22/2019

Whereas, the Town Board of the Town of Burke having considered said zoning petition,

be it therefore resolved that said petition is hereby (check one): **Approved** **Denied** **Postponed**

Town Planning Commission Vote: 4 in favor 0 opposed 0 abstained

Town Board Vote: 5 in favor 0 opposed 0 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:

- 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:**

1)Recording of Deed Restrictions on the property to address the following:
a)there shall be no outdoor storage until the principal buildings and fence are constructed on the property
b)allowable outdoor storage is limited to no more than ten (10) total of trailered boats and non-motorized campers not to exceed 30 feet
c)the following uses of the property are prohibited: adult book store; cemeteries; colony houses; institutional residential; transient or tourist lodging; vehicle repair or maintenance services; contractor, landscaping or building trade operations; freight and bus terminals; outdoor sales, display or repair and warehousing and distribution facilities

2)Satisfaction of the following City of Sun Prairie conditions of approval:
a)approval of a City of Sun Prairie comprehensive plan amendment identifying the subject lands for commercial use
b)a copy of the recorded deed restrictions provided to the City within 30 days of approval by Dane County. Said deed restrictions shall include those uses as identified by the applicant's letter dated October 29, 2019, along with other use restrictions as set forth by the Town of Burke and Dane County

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, 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 11/20/2019

Town Clerk Brenda Ayers **Date:** 11/21/2019

1. Recording of Deed Restrictions on the property to address the following:
 - a. there shall be no outdoor storage until the principal buildings and fence are constructed on the property
 - b. allowable outdoor storage is limited to no more than ten (10) total of trailered boats and non-motorized campers not to exceed 30 feet
 - c. the following uses of the property are prohibited: adult book store; cemeteries; colony houses; institutional residential; transient or tourist lodging; vehicle repair or maintenance services; contractor, landscaping or building trade operations; freight and bus terminals; outdoor sales, display or repair and warehousing and distribution facilities
2. Satisfaction of the following City of Sun Prairie conditions of approval:
 - a. approval of a City of Sun Prairie comprehensive plan amendment identifying the subject lands for commercial use
 - b. a copy of the recorded deed restrictions provided to the City within 30 days of approval by Dane County. Said deed restrictions shall include those uses as identified by the applicant's letter dated October 29, 2019, along with other use restrictions as set forth by the Town of Burke and Dane County