

**Dane County Board of Supervisors
Amending Chapter 10 of the Dane County Code of Ordinances
Zoning Map Amendment Petition 11803**

Dane County Board of Supervisors does ordain as follows:

The Zoning Districts Maps as referenced under Dane County Code of Ordinance Section 10.200(4) shall be amended as follows:

Town Map: Town of Cross Plains

Location: Section 1

Zoning District Boundary Changes

FP-35 to RR-8

The SW1/4 of the SE1/4 of Section 1, T7N, R7E, Town of Cross Plains, Dane County, Wisconsin more particularly described as follows:

Beginning at the South 1/4 corner of said Section 1; thence N00°09'37"E, 1336.16 feet along the West line of said SW1/4 of the SE1/4 to the Northwest corner of said SW1/4 of the SE1/4; thence S89°37'07"E, 1322.33 feet along the North line of said SW1/4 of the SE1/4, to the Northeast corner of said SW1/4 of the SE1/4; thence S00°25'21"W, 1330.04 feet the East line of said SW1/4 of the SE1/4, to the Southeast corner of said SW1/4 of the SE1/4; thence N89°53'04"W, 1316.23 feet along the South line of said SW1/4 of the SE1/4 to the point of beginning. Containing 40.374 acres.

RR-4 and UTR to FP-1

Part of Lot 1, Certified Survey Map No. 9424 and lands located in the SE1/4 of the NE1/4 of Section 1, T7N, R7E, Town of Cross Plains, Dane County, Wisconsin more particularly described as follows:

Commencing at the East 1/4 corner of said Section 1; thence S89°56'45"W, 1239.60 feet along the South line of said NE1/4, to the Southwest corner of Lot 1, Certified Survey Map No. 12536, also being the point of beginning; thence S89°56'45"W, 82.51 feet along said South line to the Southeast corner of Lot 2, Certified Survey Map No. 13608; thence N00°00'29"E, 911.16 feet along the East lines of Lots 1 and 2, Certified Survey Map No. 13608, to a point on the Southerly right-of-way line of Airport Road; thence N89°26'00"E, 254.85 feet along said South right-of-way line, to a point of curve; thence Southeasterly along said South right-of-way line along a curve to the right which has a radius of 587.00 feet and a chord which bears S77°18'30"E, 269.24 feet; thence S64°03'00"E, 121.82 feet along said South right-of-way line, to a point on the West line of Lot 1, Certified Survey Map No. 12536; thence S35°14'50"W, 356.80 feet along said West line; thence S02°37'00"W, 259.20 feet along said West line, to a point of curve; thence Southwesterly along said West line on a curve to the right which has a radius of 183.00 feet and a chord which bears S41°34'30"W, 230.13 feet; thence S80°32'00"W, 102.33 feet along said West line to a point of curve; thence Southwesterly along said West line on a curve to the left which has a radius of 117.00 feet

and a chord which bears S49°50'01"W, 95.87 feet to the point of beginning. Containing 8.953 acres.

CONDITIONAL ZONING

Conditional zoning is hereby imposed pursuant to Section 10.101(8)(d) of the Dane County Code of Ordinances. The rezoned area shall be subject to the following conditions.

1. Amend the petition to zone the 3 large lots to RR-8 instead of the requested RM-8.
2. Owner shall record a shared driveway easement agreement meeting the requirements of Chapter 75 specifically for the three residential lots coming off of Burr Oak Road.
3. The driveway serving the three RR-8 lots shall be paved to town road standards and include a suitable turn-around area at the entrance to the property.
4. Erosion control & stormwater permits shall be required prior to development.

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. Deed restrict the proposed FP-1 parcel and balance of the FP-35 zoned property owned by the applicant to prohibit non-farm development (tax parcel #070701485005), as the housing density units for the property are being exhausted.

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.**