

**Dane County Board of Supervisors
Amending Chapter 10 of the Dane County Code of Ordinances
Zoning Map Amendment Petition 11339**

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 Rutland

Location: Section 16

Zoning District Boundary Changes

A-1EX to RH-2

Part of the Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$, Section 16, T5N, R10E, Town of Rutland, Dane County, Wisconsin, described as follows: Commencing at the Northwest corner of said Section 16; thence S01°20'51"E, 1896.99 feet along the West line of said Northwest $\frac{1}{4}$; thence N89°51'17"E, 1087.22 feet; thence N01°11'57"W, 55.07 feet to the point of beginning; thence N17°25'17"W, 87.34 feet; thence N02°38'45"E, 167.13 feet; thence N65°32'13"E, 171.74 feet; thence S80°15'36"E, 278.76 feet; thence S56°48'47"E, 148.59 feet; thence S82°27'46"E, 185.82 feet to the West right of way line of Flint Road; thence S05°04'48"W, 101.22 feet along said right of way line; thence continuing along said right of way line along a curve to the right having a radius of 12,035.33 feet and long chord bearing and length of S05°22'10"W, 121.53 feet; thence S89°51'17"W, 399.66 feet; thence N01°11'57"W, 314.32 feet; thence S88°48'03"W, 300.00 feet; thence S01°11'57"E, 253.74 feet to the point of beginning; Containing 132,381 square feet, or 3.039 acres.

RH-1 to RH-2

Part of the Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$, Section 16, T5N, R10E, Town of Rutland, Dane County, Wisconsin, described as follows: Commencing at the Northwest corner of said Section 16; thence S01°20'51"E, 1896.99 feet along the West line of said Northwest $\frac{1}{4}$; thence N89°51'17"E, 1103.33 feet to the point of beginning; thence N17°25'17"W, 57.66 feet; thence N01°11'57"W, 253.74 feet; thence N88°48'03"E, 300.00 feet; thence S01°11'57"E, 314.32 feet; thence S89°51'17"W, 283.94 feet to the point of beginning; Containing 93,026 square feet, or 2.136 acres.

RH-1 to A-1EX

Part of the Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$, Section 16, T5N, R10E, Town of Rutland, Dane County, Wisconsin, described as follows:

Commencing at the Northwest corner of said Section 16; thence S01°20'51"E, 1896.99 feet along the West line of said Northwest ¼; thence N89°51'17"E, 1103.33 feet to the point of beginning; thence N89°51'17"E, 283.94 feet; thence S01°11'57"E, 48.68 feet; thence S88°48'03"W, 300.00 feet; thence N01°11'57"W, 109.26 feet; thence S17°25'17"E, 57.66 feet to the point of beginning; Containing 15,874 square feet, or 0.364 acres.

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 parcels 0510-162-9570-0 and 0510-162-9001-0 to prohibit further residential development on the remaining A-1 Exclusive Agriculture zoned land. The housing density rights for the original farm have been 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.**