

# Dane County Conditional Use Permit Application

<b>Application Date</b>	<b>C.U.P Number</b>
04/19/2016	DCPCUP-2016-02345
<b>Public Hearing Date</b>	
06/28/2016	

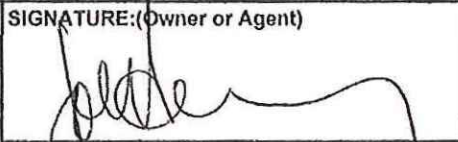
OWNER INFORMATION		AGENT INFORMATION	
OWNER NAME HENRY LAND LLC	Phone with Area Code (608) 846-4112	AGENT NAME JOE HENRY	Phone with Area Code
BILLING ADDRESS (Number, Street) 7794 PATTON RD		ADDRESS (Number, Street) 7794 PATTON ROAD	
(City, State, Zip) DANE, WI 53529		(City, State, Zip) DANE, WI 53529	
E-MAIL ADDRESS JOE@HENRYFARMSLLC.COM		E-MAIL ADDRESS	

ADDRESS/LOCATION 1		ADDRESS/LOCATION 2		ADDRESS/LOCATION 3	
ADDRESS OR LOCATION OF CUP		ADDRESS OR LOCATION OF CUP		ADDRESS OR LOCATION OF CUP	
7790 PATTON ROAD					
TOWNSHIP VIENNA	SECTION 3	TOWNSHIP	SECTION	TOWNSHIP	SECTION
PARCEL NUMBERS INVOLVED		PARCEL NUMBERS INVOLVED		PARCEL NUMBERS INVOLVED	
0909-033-8500-4		---		---	

**CUP DESCRIPTION**

Amend conditions of CUP 2277 to extend days and hours of operation

DANE COUNTY CODE OF ORDINANCE SECTION	ACRES
SEC. 10.123(3)	3.6

<b>DEED RESTRICTION REQUIRED?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Applicant Initials: <i>JH</i>	<b>Inspectors Initials</b>  SJW3	<b>SIGNATURE: (Owner or Agent)</b> 
		<b>PRINT NAME:</b> JOE HENRY
		<b>DATE:</b> 4/19/16

COMMENTS: AMEND CONDITIONS OF CUP 2277 TO EXTEND DAYS AND HOURS OF OPERATION



DANE COUNTY  
**PLANNING DEVELOPMENT**

Zoning Division  
Room 116, City-County Building  
210 Martin Luther King Jr. Blvd.  
Madison, Wisconsin 53703-3342  
Phone: (608) 266-4266  
Fax: (608) 267-1540

**Conditional Use Application**

Application Fee: \$486 Mineral Extraction: \$1136

Items required to be submitted with application:

- o Written Legal Description of Conditional Use Permit boundaries
- o Scaled drawing of the property showing existing/proposed buildings, setback requirements, driveway, parking area, outside storage areas, location/type of exterior lighting, any natural features, and proposed signs.
- o Scaled map showing neighboring area land uses and zoning districts
- o Written operations plan describing the items listed below (additional items needed for mineral extraction sites)
- o Written statement on how the proposal meets the 6 standards of a Conditional Use

Owner	<u>HENRY LAND LLC</u>	Agent	<u>JOE HENRY</u>
Address	<u>7794 PATTON RD</u>	Address	<u>7794 PATTON RD</u>
Phone	<u>DANE, WI 53529</u>	Phone	<u>DANE, WI 53529</u>
	<u>608-846-4112</u>		<u>608-846-4112</u>
Email	<u>Joe@henryfarmsllc.com</u>	Email	<u>Joe@henryfarmsllc.com</u>

Parcel numbers affected: 0909-033-8500-4 Town: VIENNA Section: 3  
 Property Address: 7794 PATTON RD  
DANE WI 53529

Existing/ Proposed Zoning District : CUP PERMIT # 2277

Type of Activity proposed:

*THE PURPOSE OF THIS AMENDMENT  
REQUEST IS TO EXTEND THE DAILY  
HOURS OF OPERATION OF THE EXISTING  
CUP PERMIT # 2277 TO MONDAY-SUNDAY  
10AM-10PM AND TO ALLOW FOR  
OCCASIONAL USE OF OUTDOOR SPEAKERS*

- o Hours of Operation
- o Number of employees
- o Anticipated customers
- o Outside storage
- o Outdoor activities
- o Outdoor lighting
- Outside loudspeakers
- o Proposed signs
- o Trash removal
- o Six Standards of CUP (see back)

The statements provided are true and provide an accurate depiction of the proposed land use. I authorize that I am the owner/ have permission to act on behalf of the owner of the property.

Submitted By: *Joe Henry*

Date: 4/12/16



## Six Standards of a Conditional Use Permit

↳ Provide an explanation on how the proposed land use will meet all six standards.

1. The establishment, maintenance or operation of the conditional use will not be detrimental to or endanger the public health, safety, comfort or general welfare.

THE PROPOSED USE IS SURROUNDED BY FARM LAND + WOODS  
OUTDOOR ACTIVITIES WILL BE PICNICS + WALKING

2. 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. THERE ARE NO IMMEDIATE NEIGHBORS

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.

USE WILL BE IN AN EXISTING FARM HOUSE  
SURROUNDED BY OWNED FARM LAND + WOODS.

4. That adequate utilities, access roads, drainage and other necessary site improvements have been or are being made. ALL OF THE ABOVE ARE DONE

5. Adequate measures have been or will be taken to provide ingress and egress so designed as to minimize traffic congestion in the public streets. EXISTING DRIVEWAY + PARKING AREAS ARE USED

6. That the conditional use shall conform to all applicable regulations of the district in which it is located.

THE REQUESTED AMENDMENTS CONFORM TO APPLICABLE  
REGULATIONS OF THE DISTRICT + TOWNSHIP.



## Dane County Zoning Division

City-County Building

210 Martin Luther King, Jr., Blvd., Room 116

Madison Wisconsin 53703

(608) 266-4266/266-9083

Fax (608) 267-1540

## DANE COUNTY CONDITIONAL USE PERMIT #2277

THE ZONING AND LAND REGULATION COMMITTEE OF THE DANE COUNTY BOARD PURSUANT TO SECTION 10.255(2) OF THE DANE COUNTY CODE OF ORDINANCES DOES HEREBY:

GRANT Conditional Use Permit #2277 for an Agricultural Entertainment Activity that exceeds 45 days (spirit tasting venue) pursuant to Dane County Code of Ordinance Sections 10.123(3) and subject to any conditions contained herein.

EFFECTIVE DATE OF PERMIT: **August 26, 2014**

THE CONDITIONAL USE SHALL BE LOCATED ON THE PROPERTY DESCRIBED AS FOLLOWS:

ADDRESS: 7790 Patton Road, Town of Vienna, Dane County, Wisconsin

LEGAL DESCRIPTION: Part of the NW  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  of Section 3, T9N, R9E, Town of Vienna, Dane County, Wisconsin, being further described as follows: Commencing at the SW corner of said Section 3; thence north 1700 feet along the west line of the SW  $\frac{1}{4}$  of said Section 3; thence east 920 feet to the point of Beginning; Thence north 400 feet; thence east 400 feet; thence south 400 feet; thence west 400 feet to the point of beginning. Contains approximately 3.6 acres.

### CONDITIONS:

1. Sales of alcoholic beverages by the drink shall be limited to between 10am and 8pm (Thursday - Sunday), and shall be limited to within the existing building as shown on the site plan.
2. Parking shall be limited to 2 areas proposed on the site plan.
3. Outdoor loudspeakers are prohibited.
4. Outdoor lighting shall be limited to what is necessary for safety.
5. Signage for the shall be limited to an entrance sign.
6. Use shall comply with all state and local licensing for the sale and distribution of alcohol.

THE ZONING AND LAND REGULATION COMMITTEE AFTER PUBLIC HEARING AND IN THEIR CONSIDERATION OF THE CONDITIONAL USE PERMIT MADE THE FOLLOWING FINDINGS OF FACT:



1. That the establishment, maintenance and operation of the proposed conditional use will not be detrimental to or endanger the public health, safety, morals comfort or general welfare.
2. That the uses, values, and enjoyment of other property in the neighborhood for purposes already permitted will not be substantially impaired or diminished by the establishment, maintenance, and operation of the proposed conditional use.
3. That the establishment of the proposed conditional use will not impede the normal and orderly development and improvement of the surrounding property for uses permitted in the district.
4. That adequate utilities, access roads, drainage and other necessary site improvements will be made.
5. That adequate measures will be taken to provide ingress and egress so designed as to minimize traffic congestion in the public streets.
6. That the proposed conditional use does conform to all applicable regulations of the district in which it is proposed to be located.

#### EXPIRATION OF PERMIT

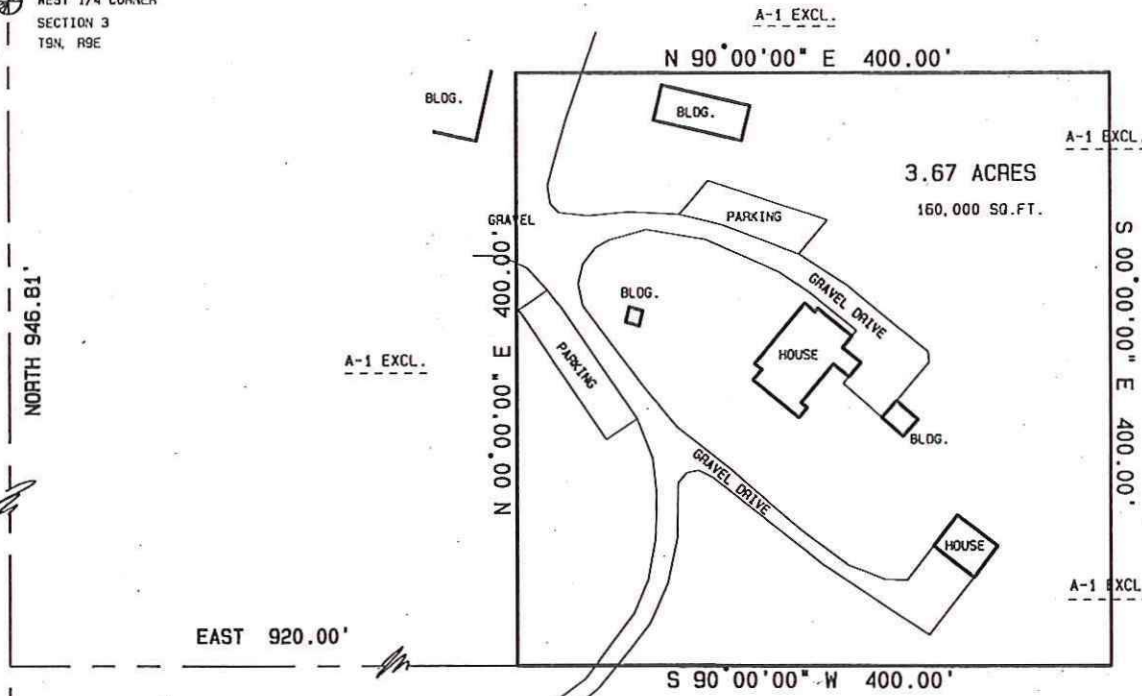
In addition to any time limit established as a condition in granting this CUP, Section 10.25(2)(n) of the Dane County Code of Ordinances provides that any use for which a conditional use permit has been issued, upon its cessation or abandonment for a period of one year, will be deemed to have been terminated and any future use shall be in conformity with the ordinance.

# SITE PLAN

SCALE: 1" = 100'



WEST 1/4 CORNER  
SECTION 3  
T9N, R9E



PREPARED FOR:  
JOE HENRY  
HENRY LAND, LLC  
7794 PATTON ROAD  
DANE, WI 53529

PREPARED BY:  
KEVIN H. RADEL  
ARROW LAND SURVEYING  
109 KINGSTON WAY  
MAUNAKEE, WI 53597  
608-849-8116



JOB NO. 09R-15  
MAP NO. 09R-15-A

**DESCRIPTION:**

Part of the Northwest 1/4 of the Southwest 1/4 of Section 3, T9N, R9E, Town of Vienna, Dane County, Wisconsin, being further described as follows:

Commencing at the Southwest corner of said Section 3; thence North 1700.00 feet along the west line of the Southwest 1/4 of said Section 3; thence East 920.00 feet to the point of beginning.

Thence N00°00'00"E 400.00 feet; thence N90°00'00"E 400.00 feet; thence S00°00'00"E 400.00 feet; thence S90°00'00"W 400.00 feet to the point of beginning. Contains 3.67 acres.