



Dane County Zoning Division

City-County Building
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DANE COUNTY CONDITIONAL USE PERMIT #2290

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 #2290 for residences in the C-1 Commercial Zoning District and Drive-thru establishment pursuant to Dane County Code of Ordinances Section 10.13 and subject to any conditions contained herein.

EFFECTIVE DATE OF PERMIT: November 26, 2014

THE CONDITIONAL USE SHALL BE LOCATED ON THE PROPERTY DESCRIBED AS FOLLOWS: **5291 Felland Road, Town of Burke, Dane County, Wisconsin**

Parcel numbers: 0810-233-7534-3, 0810-233-7545-0, and 0810-233-7512-9

Boundary Description: The North 49.5 feet of Lot 2, Lot 3, Lot 4, and the South 34 feet of Lot 5, Block 1, Gilman and Droster's Plat of Burke Village, Town of Burke, Dane County, Wisconsin

CONDITIONS:

1. Hours of operation shall be 6:00 a.m. to 12:00 a.m. (midnight)
2. There shall be no outdoor storage.
3. Outdoor activity will be limited to a small outdoor patio associated with the restaurant.
4. Outdoor lighting is restricted to parking lot & security lighting as designated on the submitted lighting plan.
5. There shall be no outdoor loudspeakers/music.
6. Signage must be in conformance with Dane County and City of Madison ordinance requirements.
7. A septic tank maintenance agreement shall be recorded in a format accepted by the Town of Burke and Dane County Department of Health.
8. The three parcels must be combined into a single lot through the Certified Survey Map process.

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.