



## Dane County Zoning Division

City-County Building  
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# DANE COUNTY CONDITIONAL USE PERMIT #2429

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 # 2429 for a Limited Rural Business (banquet hall) within the LC-1 Limited Commercial Zoning District pursuant to Dane County Code of Ordinances Section 10.111(3), subject to any conditions contained herein:

**EFFECTIVE DATE OF PERMIT: October 16, 2018**

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

LOCATION: 6538 Schumacher Rd, Town of Vienna, Dane County, Wisconsin

Legal Description:

Lot 1 of CSM #5388, Part of the SE ¼ of the NW ¼ of Sec 33, T9N, R9E, Town of Vienna, Dane County, Wisconsin.

**CONDITIONS:**

1. The conditional use permit shall expire after a 1 year period unless reviewed and approved by the Town Board. The facility will be reviewed on the safety of the operation and to ensure all of the conditions listed below are being followed.
2. The Conditional Use Permit shall expire upon the transfer of ownership to an unrelated third party.
3. A split rail fence shall be installed to surround the property to deter patrons from wandering off site.
4. The operator shall acquire an Operator's Liquor License from the Town of Vienna.
5. The number of events is limited to 30 per year.
6. Outside loudspeakers are prohibited.
7. All music shall be contained to the inside of the building. In no event shall the volume of music or amplified sounds exceed a decibel limit of 80 DbA measured at the property line.
8. The hours of operation shall be from 9:00 am to 10:00 pm on Sunday through Thursday, and 9:00 am to 12:00 am on Friday and Saturday.
9. The capacity shall be limited to 300 patrons per event based on available parking on site.

10. The facility will be upgraded to provide ample bathroom facilities that would meet all sanitary regulations, including a larger septic tank and ADA bathrooms.
11. The facility will be upgraded to meet the Commercial Building Code by means of plan submittal and inspections from Wisconsin Safety and Buildings Department. The facility shall not operate until building plans are approved by the State and the necessary improvements made to the structure.
12. The applicant shall remove the outdoor deck and all outdoor seating areas. All activities shall be confined to the inside of the barn.
13. The landowner shall obtain a storm water management permit from Dane County Land and Water Resources Department for the previous increase of impervious surface.
14. The operator will have a traffic study conducted to determine road safety. The landowner will be responsible for the construction of required improvements.
15. Parking on Schumacher Road shall be prohibited. No Parking signs shall be installed along the road by landowner as designated by the Town.
16. The all exterior lighting shall be down lighted and shall not cause a nuisance to neighboring properties.

**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. The establishment, maintenance, or operation of the conditional use will not be detrimental to or endanger the public health, safety, comfort or welfare.
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.
3. 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.
4. Adequate utilities, access roads, drainage and other necessary site improvements have been or are being made; and
5. That adequate measures have been or will be being taken to provide ingress and egress so designed as to minimize traffic congestion in the public streets; and
6. That the conditional use shall conform to all applicable regulations of the district in which it is 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.