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Dane County Planning and
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Room 116, City-County Building
Madison, Wi 53703

Town of Vermont Plan Commission
Town of Vermont Town Board
4017 County Road JJ
Black Earth, Wi 53515

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RE: Letter of Amendment and Clarification re CUP Petition #02241

Dear Members of the Dane County Planning and Development Department, Town of Vermont Plan Commission and Town of Vermont Town Board:

Tyrol Properties, LLC ("Tyrol") provides this letter to formally amend its application for conditional use permit (CUP Petition #02241) to clarify that there is no longer any relationship between the currently pending CUP application #02241 and Tyrol's previously submitted and withdrawn zoning petition (Zoning Petition #11351) requesting amendment of the Deed of Covenants and Restrictions.

Tyrol has formally withdrawn its zoning petition requesting amendment of the Deed of Covenants and Restrictions. **The Dane County Planning and Development Department has affirmed, by letter dated October 10, 2018, that Tyrol's withdrawn Zoning Petition No. 11351 is null and void.** No application to amend the Deed of Covenants and Restrictions is currently pending before the Town of Vermont or Dane County.

Tyrol Properties, LLC hereby amends CUP Application #02241 to remove any reference to the withdrawn Rezoning Petition No. 11351 or to an Amended Deed of Covenants and Restrictions.

All reference to a rezoning petition or an *Amended Deed of Covenants and Restrictions* should be disregarded during the Town of Vermont's and Dane County's upcoming meetings discussing Tyrol's CUP Petition #02241. The Deed of Covenants and Restrictions recorded in the year 2000 will remain applicable to the Tyrol property until (if ever) Tyrol and

the Town of Vermont mutually agree to revise the Deed and Tyrol files a zoning petition which is subsequently approved by the town and Dane County.

Very truly yours,

HALEY PALMERSHEIM, S.C.



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NSS/lah
cc: Tyrol Properties, LLC