

**Dane County Board of Supervisors
Amending Chapter 10 of the Dane County Code of Ordinances
Zoning Map Amendment Petition 11067**

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 Dunkirk

Location: Section 30

Zoning District Boundary Changes

A-1EX to A-2(2)

Part of the SW 1/4th of the SE 1/4th of Section 30, Township 5 North, Range 11 East, Town of Dunkirk, Dane County, Wisconsin, containing 3.05 acres, described as follows: Commencing at the NW corner of the SW 1/4th of the SE 1/4th of said Section 30; thence East along the North line of SW 1/4th of the SE 1/4th of said Section 30, 33 feet to the East right-of-way line of State Trunk Highway 138; thence South along said East right-of-way line, 230 feet; thence East perpendicular to said East right-of-way, 60 feet to the Point of Beginning; thence continuing East perpendicular to said East right-of-way line, 365 feet; thence South parallel with said East right-of-way, 365 feet; thence West Perpendicular to said East right-of-way-line, 365 feet; thence North parallel with said East right-of-way-line of State Trunk Highway 138, 365 feet to the Point of Beginning.

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 parcel #0511-304-9000-2 to prohibit further residential development on the remaining A-1 Exclusive Agriculture zoned land. The housing density rights this portion of 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.**