

**Dane County Board of Supervisors
Amending Chapter 10 of the Dane County Code of Ordinances
Zoning Map Amendment Petition 10682**

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 Medina

Location: Section 5

Zoning District Boundary Changes

Lot 1: A-1EX to RH-2

A part of the Southwest 1/4 of the Southwest 1/4 of Section 5, T8N, R12E, Town of Medina, Dane County, Wisconsin. Being more fully described as follows: commencing at the South 1/4 corner of said Section 5; thence S88°40'23"W, 1325.80 feet along the South line of said Southwest 1/4 to the southeast corner of said 1/4 1/4; thence N01°38'58"E, 1333.82 feet along the East line of said 1/4 1/4 to the Northeast corner of said 1/4 1/4; thence S88°06'49"W 827.40 feet along the North line of said 1/4 1/4; thence S01°22'21"W 33.05 feet to a point on the South right-of-way line of Berlin Road and the point of beginning; thence S01°22'21"W 666.69 feet to a point on the North right-of-way line of the Chicago Milwaukee & St. Paul Railroad; thence N88°00'32"W 498.67 feet along said right-of-way to a point on the West line of said Southwest 1/4; thence N01°22'21"E 632.91 feet along said West line to a point on the South right-of-way line of Berlin Road thence N88°06'49"E 499.45 feet along said right-of-way line to the point of beginning, containing 324,020 sq. ft. or 7.43 acres Net

Lot 2: A-1EX to RH-3

A part of the Southwest 1/4 of the Southwest 1/4 of Section 5, T8N, R12E, Town of Medina, Dane County, Wisconsin. Being more fully described as follows: commencing at the South 1/4 corner of said Section 5; thence S88°40'23"W, 1325.80 feet along the South line of said Southwest 1/4 to the southeast corner of said 1/4 1/4; thence N01°38'58"E, 671.90 feet along the East line of said 1/4 1/4; thence N88°21'20"W, 27.80 feet to a point on the West right-of-way line of Berlin Road also being a point on the North line of Hanson Road and the point of beginning; thence N88°21'02"W, 27.80 feet thence continuing N88°21'02"W, 269.00 feet along said North right-of-way line; thence N03°14'12"E, 246.69 feet; thence S89°08'04"W, 534.50 feet; thence N01°22'21"E, 354.70 feet to a point on the South right-of-way line of Berlin Road; thence N88°06'49"E, 735.70 feet along said South right-of-way line to a curve turning to the right with a radius of 64.00 feet and a chord bearing of S43°55'35"E, 82.59 feet along said right-of-way; thence S01°02'28"W, 354.99 feet along the West right-of-way line of Berlin Road; thence S01°25'42"W, 210.43 feet along said right-of-way line to the point of beginning, containing 353,161 sq. ft. or 8.10 acres Net

Lot 3: A-1EX to RH-2

A part of the Southwest 1/4 of the Southwest 1/4 of Section 5, T8N, R12E, Town of Medina, Dane County, Wisconsin. Being more fully described as follows: commencing at the South 1/4 corner of said Section 5; thence S88°40'23"W, 1325.80 feet along the South line of said Southwest 1/4 to the southeast corner of said 1/4 1/4; thence N01°38'58"E, 553.15 feet along the East line of said 1/4 1/4; thence N88°00'32"W, 27.34 feet to a point on the West right-of-way line of Berlin Road also being a point on the North right-of-way line of the Chicago Milwaukee & St. Paul Railroad and the point of beginning; thence continuing N88°00'32"W, 578.86 feet along said railroad right-of-way; thence N01°47'55"E, 25.00 feet along said railroad right-of-way; thence N88°00'32"W, 216.33 feet along said railroad right-of-way; thence N01°22'21"E, 311.99 feet; thence N89°08'04"E, 534.50 feet; thence S03°14'12"W, 246.69 feet to a point on the North right-of-way line of Hanson Road; thence N88°21'02"W, 130.93 feet along said right-of-way to a point on a curve to the left with a chord bearing of S15°33'31"E, 51.82 and with a radius of 60.00 feet, thence S88°21'02"E, 384.80 feet along said right-of-way to a point on the West right-of-way line of Berlin Road; thence S01°25'42"W, 69.09 feet along said West right-of-way line to the point of beginning, containing 192,223 sq. ft. or 4.41 acres Net

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 placed on Lots 1 through 3 to prohibit further residential development or divisions of the property.
2. A deed restriction shall be placed on Lots 1 through 3 to identify the Town of Medina's animal unit restrictions.

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.**