

Josh Miller  
3160 Bailey Rd, Sun Prairie, WI 53590  
608-575-6410

Dane County Highway Department  
2302 Fish Hatchery Rd, Madison, WI 53713

ATTN: Pam Dumphy



### Request for variance of Dane County Controlled Access Ordinance on Cty Rd N

Dear Pam Dunphy,

I am requesting a variance to the denial of Permit # ~~21C003~~ <sup>21C007</sup> due to hardship if not granted permission to continue the plan approved by the town of Sun Prairie. The reasons for this plan and the issues that have arisen are as follows:

1. Land selection
  - a. The lot that was purchased was selected due to its centralized location to all the other farms that are managed and worked by the machines that will be staged on this property.
  - b. Due to the weight of many ag implements and equipment, hauling these machines is prohibited on smaller roadways, limiting us to land that has access to larger state or county roads with adequate weight ratings.
2. Operational Needs
  - a. I operate year-round performing a diversified agriculture operations to many farms that are owned and rented surrounding this lot. Equipment will be moved from this location to surrounding farms daily, not just as a seasonal spring and fall operation. There is not an existing road or easement that has access to this lot that can service this requirement.
3. Driveway Requirement
  - a. The Semis and trailers that are used to efficiently move many of the implements are unable to enter the field using the ditch due to low trailer clearances. The machines that can, would have to drive on the road, slowing traffic that could otherwise be hauled to the different farms.
  - b. Equipment such as combine heads and other long, trailered equipment is very difficult to enter the roadway safely without a large, aproned driveway.
  - c. Our neighbor on lot 2 operates similar large machinery and currently does not have roadway access to their lot either. We would also be providing access to their lot via this driveway, easing the burden on both of our operations.
  - d. After reviewing the applicable ordinances, we would like to request a 35ft driveway with a 40ft radius that would allow for safe ingress and egress to the property for both our operation and the neighbor's farm.
  - e. The nearest driveway where the farmers can enter the fields is the neighbors at 5637 COUNTY HIGHWAY N, and significant damage would occur to their driveway due to the size and frequency of truck and equipment mobility.

Please consider approving our Agriculture Controlled Access Permit to install a driveway to be used by our neighbors and I, so that we can have safe roadway access to our land. If there are any other considerations that we can accommodate or questions about the project, please let me know.

-Sincerely Josh Miller

21C007



Dane County Department of Public Works, Highway and Transportation

# APPLICATION FOR ACCESS PERMIT

REC'D - 7/1/2021

This permit is required and shall be issued in accordance with the provisions of Section 83.027 of the Wisconsin Statutes and Chapter 79 of the Dane County Code of Ordinances.

APPLICANT INFORMATION			
Name <b>Alysen Tierney for Josh Miller</b>		E-Mail Address unitedgradingandsurveying@gmail.com	
Street Address <b>6522 County Road C</b>	City <b>Sun Prairie</b>	State <b>WI</b>	Zip <b>53590</b>
Home Phone	Work Phone <b>608-228-5027</b>	Fax Number	

PROPOSED ACCESS LOCATION			
County Trunk Highway in which access is requested: <b>County Road N</b>	Controlled Access? (see list on page 2) <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> Town <input type="checkbox"/> City <input type="checkbox"/> Village of: <b>Sun Prairie</b>	Section Number <b>17</b>
Existing Access? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	If yes, how modified? <input type="checkbox"/> Relocated <input type="checkbox"/> Removed <input type="checkbox"/> Change of Use <input type="checkbox"/> Culvert Replace <input type="checkbox"/> Asphalt Paving		
Describe Use: <b>Agg use. Large farm equipment and semi truck with trailer that hauls equipment</b>			
Which Side of County Trunk Highway? <input type="checkbox"/> North <input type="checkbox"/> South <input type="checkbox"/> East <input checked="" type="checkbox"/> West	Nearest Cross Road <b>Bailey Drive</b>		
Distance and Direction of Nearest Cross Road <b>3,100 feet south</b>	Existing Zoning: <b>Agg Exclusive</b>	Zoning Meets Intended Use? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	

### PERMIT FEE

Type of Permit Requested:

<input type="checkbox"/> \$110 Temporary Controlled Access	<input type="checkbox"/> \$75 Temporary Non-Controlled Access
<input checked="" type="checkbox"/> \$110 Agricultural Controlled Access	<input type="checkbox"/> \$75 Agricultural Non-Controlled Access
<input type="checkbox"/> \$110 Residential (single family) Controlled Access	<input type="checkbox"/> \$75 Residential (single family) Non-Controlled Access
<input type="checkbox"/> \$220 Residential, Joint Access > 1 parcel	<input type="checkbox"/> \$220 Commercial, <100 ADT**
<input type="checkbox"/> \$1,100 Private/Public, New/Existing, Street or Road	<input type="checkbox"/> \$550 Commercial, >100 and <1,000 ADT
<input type="checkbox"/> \$45 Miscellaneous	<input type="checkbox"/> \$1,100 Commercial, >1,000 ADT

\*\*ADT denotes Average Daily Traffic. Data substantiating ADT for access or road intersections may be required.

Permit fee made payable to Dane County Highway Department must accompany all applications.

### PERMIT CONDITIONS & SIGNATURE

Applicant acknowledges that (s)he has read and understand the requirements for obtaining an Access permit. By signing this application, applicant agrees that Dane County may establish additional provisions prior to application approval. Applicants shall receive notification of any special provisions.

Applicant further understands and agrees that the permitted work shall comply with all permit provisions and conditions listed on the reverse side hereof, any special provisions, and any and all plans, details or notes attached hereto and made a part hereof. Property owner is responsible for notifying Dane County of any conditions and/or restrictions.

By *Alysen Tierney*  
Signature of Applicant / Representative

7/1/2021  
Date

Alysen Tierney rep. for Josh Miller  
Print Name and Title

608-228-5027  
Phone

**NOTE:** Application should be accompanied by plans or plat or CSM when appropriate. Submit application to Dane County Department of Public Works, Highway and Transportation, 2302 Fish Hatchery Rd, Madison, WI 53713. Contact the Engineering Office at (608) 283-1486 with any questions. Any applicants which are denied a permit may appeal the decision to the Dane County Public Works and Transportation Committee.

# PROPOSED DRIVEWAY LOCATION 21C007

SUBMITTED BY: ALYSEN TIERNEY FOR JOSH MILLER  
LOCATED IN SEC 17-8-11 NE1/4 SE1/4  
CURRENT PARCEL NUMBER 081117480310

REC'D  
7/1/2021

PROPOSE TO BUILD ONE 100 FT WIDE GRAVEL DRIVEWAY THAT WOULD BE USED BY LOT 1 AND 2 OF THE PROPOSED CSM OR MAXIMUM WIDTH ALLOWED  
PROPOSED 105 FT CULVERT AS REQUIRED, DIAMETER TO BE DETERMINED  
DRIVEWAY APPROXIMATELY 1,000 FEET FROM TOP OF HILL



9/23/2021

STAFF RECOMMEND ELIMINATION OF ACCESS AT #5637 CTH N. INSTALL COMMERCIAL ACCESS AT RECOMMENDED/PROPOSED LOCATION TO SERVE ALL TREE PROPERTIES.



# DANE COUNTY CERTIFIED SURVEY MAP NUMBER 15785

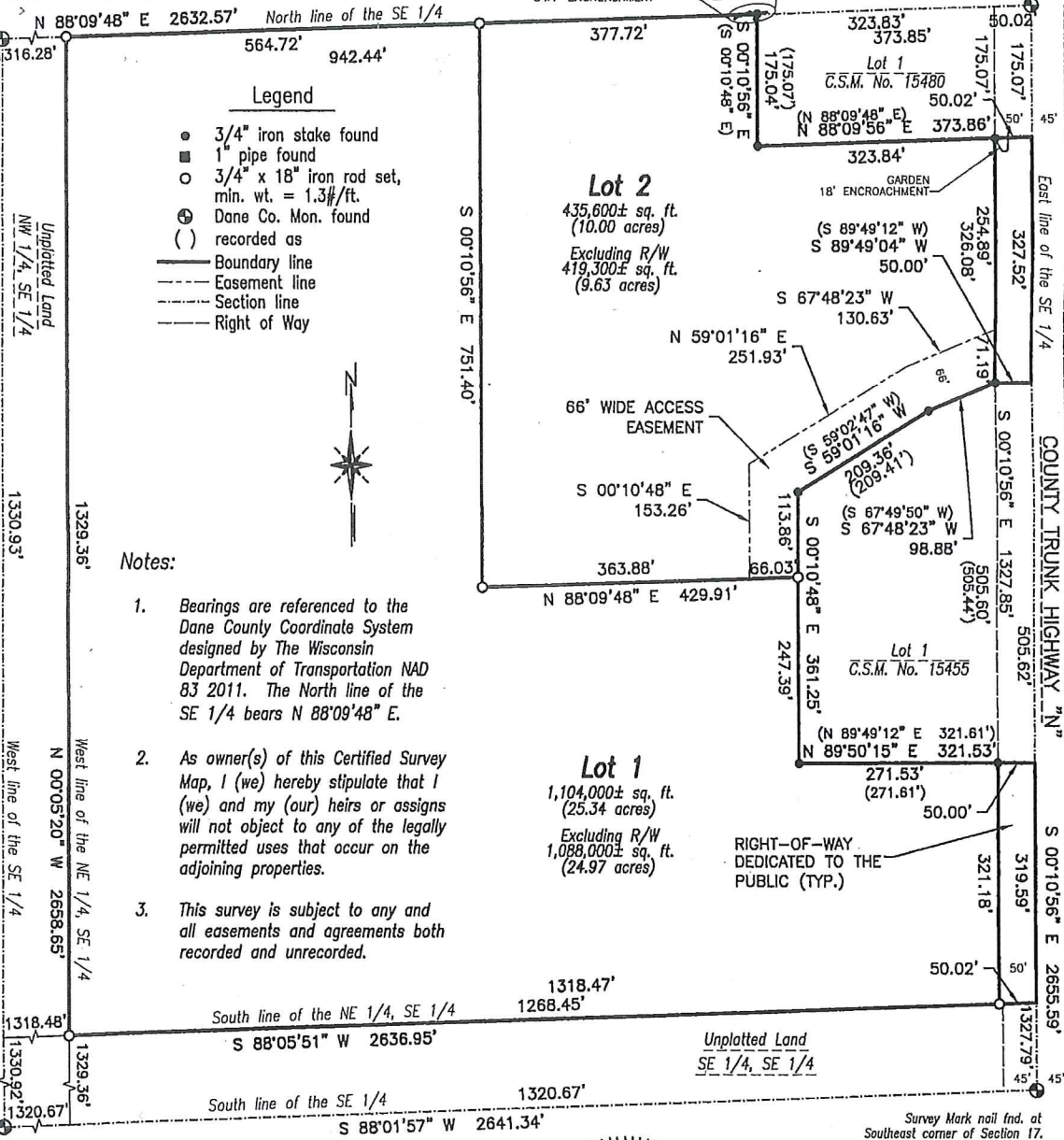
Part of the Northeast 1/4 of the Southeast 1/4 Section 17,  
Township 08 North, Range 11 East, Town of Sun Prairie, Dane County, Wisconsin.

1" iron pipe with plastic cap fnd.  
at Center of Section 17.  
Witnesses found and verified.

Unplatted Land  
SE 1/4, NE 1/4

FENCE  
5' ENCROACHMENT  
GARDEN  
8'x4' ENCROACHMENT

Survey Mark nail fnd. at East  
1/4 corner of Section 17.  
Witnesses found and verified.



**Notes:**

- Bearings are referenced to the Dane County Coordinate System designed by The Wisconsin Department of Transportation NAD 83 2011. The North line of the SE 1/4 bears N 88°09'48" E.
- As owner(s) of this Certified Survey Map, I (we) hereby stipulate that I (we) and my (our) heirs or assigns will not object to any of the legally permitted uses that occur on the adjoining properties.
- This survey is subject to any and all easements and agreements both recorded and unrecorded.



Date of Survey: May 26, 2021

Prepared for:  
Rademacher Living Trust, Adam B  
4930 Town Hall Drive  
Cottage Grove, WI 53527  
  
JRM Ag, LLC  
3160 Bailey Road  
Sun Prairie, WI 53590

## UNITED GRADING AND SURVEYING, LLC

6522 County Road C  
Sun Prairie, WI 53590  
(608) 228-5027

ALYSEN TIERNEY, PLS



Received for record this 17<sup>th</sup> day of August, 2021 at 2:21 P.M. and recorded in volume 115 of Certified Survey Maps on pages 91-92.

Kristi Chlebowska by: Lisa Stahl, Deputy  
Kristi Chlebowska, Register of Deeds Sheet 1 of 2  
CSM number 15785, Vol 115, Page 91  
Document number 5761716