

**Dane County Board of Supervisors
Amending Chapter 10 of the Dane County Code of Ordinances
Zoning Map Amendment Petition 11511**

Dane County Board of Supervisors does ordain as follows:

The Zoning Districts Maps as referenced under Dane County Code of Ordinance Section 10.200(4) shall be amended as follows:

Town Map: Town of Vienna

Location: Section 28

Zoning District Boundary Changes

FP-1 to RR-4

A parcel of land being located in the Southwest ¼ of the Southeast ¼ and the Southeast ¼ of the Southeast ¼ of Section 28, T9N, R9E in the Town of Vienna, Dane County, Wisconsin more particularly described as follows: Beginning at the South ¼ corner of said Section 28; thence N00°16'09"E, 737.53 feet; thence N43°27'45"E, 306.25 feet; thence N59°45'51"E, 143.62 feet; thence N77°17'23"E, 255.90 feet; thence S84°11'08"E, 287.10 feet; thence S23°09'47"E, 150.37 feet; thence S00°54'29"E, 115.96 feet; thence N88°05'30"W, 752.63 feet; thence S43°27'45"W, 164.12 feet; thence S00°16'09"W, 710.74 feet to the south line of said Section 28; thence S89°40'56"W along said south line, 66.00 feet to the point of beginning. This description contains 5.32 acres and is subject to a road right of way of 33 feet over the most southerly part thereof.

CONDITIONAL ZONING

Conditional zoning is hereby imposed pursuant to Section 10.101(8)(d) 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 parcels 090928485010, 090928481916, 090928490013, and 090928495303 to prohibit further residential development on the remaining FP-35 Agriculture zoned land. The housing density rights for the original farm have been exhausted.
2. A deed restriction shall be recorded on Lots 2 and 3 to prohibit further land division or development of the properties.

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 90 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.**