

**Dane County Board of Supervisors
Amending Chapter 10 of the Dane County Code of Ordinances
Zoning Map Amendment Petition 11621**

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: VIENNA

Location: Section 22

Zoning District Boundary Changes

RM-16 to TFR-08

Being part of the Northwest 1/4 of the Northeast 1/4 of Section 22, Township 9 North, Range 9 East, Town of Vienna, Dane County, Wisconsin more fully described as follows: Commencing at the North 1/4 corner of said Section 22, Town 9 North, Range 9 East; Thence N89°50'30"E, 1301.88 feet along the North line of the Northeast 1/4 to the East line of the Northwest 1/4 of the Northeast 1/4; Thence S00°06'02"E, 223.59 feet along the said East line to the centerline of Norway Grove Road being the Point of Beginning; Thence continuing S00°06'02"E, 302.35 feet; Thence N67°57'43"W, 663.02 feet; Thence N00°22'40"E, 263.10 feet to the South right of way of C.T.H. "N"; Thence along an arc of curve 400.13 feet with a radius of 2115.00 feet whose cord bears S69°29'27"E, 399.53 feet to the Northeast Corner of Lot 2, CSM 5197; Thence S25°18'23"W, 193.76 feet along the Westerly line of said Lot 2; Thence S70°29'29"E, 264.49 feet along the Southerly line of said Lot 2; Thence N00°40'32"E, 223.46 feet along the Easterly line of said Lot 2 to the Centerline of said Norway Grove Road; Thence along an arc of curve 75.05 feet with a radius of 1375.74 feet whose cord bears S66°51'16"E, 75.04 feet to the Point of Beginning; This description contains 129,092 square feet or 2.96 acres more or less.

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 0909-221-8560-4, 0909-154-9000-1, and 0909-154-8500-8 to prohibit further residential

development on the remaining land. The housing density rights for the original farm have been exhausted.

2. A deed restriction shall be recorded on the proposed TFR-08 zoned lot prohibiting access to adjoining 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.

1. A note shall be added on the Certified Survey Map for the TFR-08 zoned lot, stating "This property is restricted from providing access to adjoining properties per Dane County Zoning Committee".

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.**