

TOWN BOARD ACTION REPORT – CONDITIONAL USE PERMIT

Regarding Petition # 02428 Dane County ZLR Committee Public Hearing Tuesday, July 24, 2018

Whereas, the Town Board of the Town of Albion having considered said conditional use permit application, be it therefore resolved that said conditional use permit is hereby (check one): **APPROVED**

DENIED (IF DENIED, PLEASE COMPLETE FINDINGS SECTION ON PAGE 2)

PLANNING COMMISSION VOTE: 4 **In Favor** 0 **Opposed**

TOWN BOARD VOTE: 5 **In Favor** 0 **Opposed**

Whereas, in support of its decision, the Town Board has made appropriate **findings of fact** that the standards listed in section 10.255(2)(h), Dane County Code of Ordinances, and section 10.123(3)(a), if applicable, are found to be (check one):

SATISFIED

NOT SATISFIED (PLEASE COMPLETE FINDINGS SECTION ON PAGE 2)

THE CONDITIONAL USE PERMIT IS SUBJECT TO THE FOLLOWING CONDITION(S):

1. A Landscape plan will be in place and approved by Mr Harris(adjoining neighbor) and the Albion Plan Commission prior to completion of the project and be implemented within 6(six) months of completion of the project. Landscaping will be maintained per the plan.
2. This Conditional Use Permit shall be for an electrical distribution substation.
3. Development of the site, including outdoor lighting, access gate, security fencing, and location of buildings and facilities shall be consistent with the site and operations plan submitted with CUP# 2428.
4. Hours of operation shall be 24 hours/day, 7 days/week, 365 days/year.

PLEASE NOTE: The following space, and additional pages as needed, are reserved for comment by the minority voter(s), **OR**, for the Town to explain its approval if the decision does not comply with the relevant provisions of the Town Plan.

I, Julie Hanewall, as Town Clerk of the Town of Albion, County of Dane, hereby certify that the above resolution was adopted in a lawful meeting of the Town Board on Tuesday, August 7, 2018

Julie Hanewall
Town Clerk

Wednesday, August 8, 2018
Date

FINDINGS OF FACT FOR DENIED CONDITIONAL USE PERMITS

If the Conditional Use Permit application is denied, please complete the following section. For each of the standards, indicate if the standard was found to be satisfied or not satisfied. Please note the following from section 10.255(2)(b):

“No permit shall be granted when the zoning committee or applicable town board determines that the standards are not met, nor shall a permit be denied when the zoning committee and applicable town board determine that the standards are met.”

PLEASE INDICATE THE APPROPRIATE FINDING FOR EACH STANDARD (CHECK ONE / STANDARD)

- | | |
|---|---|
| 1. That the establishment, maintenance, or operation of the conditional use will not be detrimental to or endanger the public health, safety, comfort or welfare. | 1. <input checked="" type="checkbox"/> SATISFIED / <input type="checkbox"/> NOT SATISFIED |
| 2. That the uses, values and enjoyment of other property in the neighborhood for purposes already permitted shall be in no foreseeable manner substantially impaired or diminished by establishment, maintenance or operation of the conditional use. | 2. <input checked="" type="checkbox"/> SATISFIED / <input type="checkbox"/> NOT SATISFIED |
| 3. That the establishment of the conditional use will not impede the normal and orderly development and improvement of the surrounding property for uses permitted in the district. | 3. <input checked="" type="checkbox"/> SATISFIED / <input type="checkbox"/> NOT SATISFIED |
| 4. That adequate utilities, access roads, drainage and other necessary site improvements have been or are being made. | 4. <input checked="" type="checkbox"/> SATISFIED / <input type="checkbox"/> NOT SATISFIED |
| 5. That adequate measures have been or will be taken to provide ingress and egress so designed as to minimize traffic congestion in the public streets. | 5. <input checked="" type="checkbox"/> SATISFIED / <input type="checkbox"/> NOT SATISFIED |
| 6. That the conditional use shall conform to all applicable regulations of the district in which it is located. | 6. <input checked="" type="checkbox"/> SATISFIED / <input type="checkbox"/> NOT SATISFIED |

THIS SECTION IS RESERVED FOR FURTHER EXPLANATION OF THE FINDINGS:

Conditions for CUP#02428

1. A Landscape plan will be in place and approved by Mr Harris(adjoining neighbor) and the Albion Plan Commission prior to completion of the project and be implemented within 6(six) months of completion of the project. Landscaping with be maintained per the plan.
2. This Conditional Use Permit shall be for an electrical distribution substation.
3. Development of the site, including outdoor lighting, access gate, security fencing, and location of buildings and facilities shall be consistent with the site and operations plan submitted with CUP# 2428.
4. Hours of operation shall be 24 hours/day, 7 days/week, 365 days/year.