

Dane County Board of Supervisors
Amending Chapter 10 of the Dane County Code of Ordinances
Zoning Map Amendment Petition 10763

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 Perry

Location: Section 23

Zoning District Boundary Changes

LOT 1: A-1EX TO A-4

A PART OF THE NW1/4 OF THE SE1/4, OF SECTION 23, T5N, R6E, TOWN OF PERRY, DANE COUNTY, WISCONSIN, MORE FULLY DESCRIBED AS FOLLOWS: COMMENCING AT THE S1/4 CORNER OF SAID SECTION 23; THENCE NORTH ALONG THE N-S 1/4 LINE 1940 FEET TO THE POINT OF BEGINNING; THENCE NORTH 700 FEET; THENCE EAST 900 FEET MORE OR LESS TO THE SOUTHERLY R/W OF C.T.H. A; THENCE ALONG SAID R/W S70deg.E 440 FEET TO THE WESTERLY R/W OF JOSEPHSON ROAD; THENCE SOUTH 300 FEET; THENCE S45deg.W 550 FEET; THENCE NORTH 150 FEET; THENCE WEST 900 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 19.4 ACRES NET

LOT 2: A-1EX & A-2 TO A-2(8)

A PART OF THE NW1/4 OF THE SE1/4 AND A PART OF CSM NO. 4763, ALL IN SECTION 23, T5N, R6E, TOWN OF PERRY, DANE COUNTY, WISCONSIN, MORE FULLY DESCRIBED AS FOLLOWS: COMMENCING AT THE S1/4 CORNER OF SAID SECTION 23; THENCE NORTH ALONG THE N-S 1/4 LINE 1470 FEET TO THE POINT OF BEGINNING; THENCE NORTH 470 FEET; THENCE EAST 900 FEET; THENCE SOUTH 150 FEET TO THE WESTERLY R/W OF JOSEPHSON ROAD; THENCE S45deg.W ALONG SAID R/W 280 FEET; THENCE ALONG A CURVE TO THE LEFT OF RADIUS 60 FEET AND A LONG CHORD OF S05deg.E 120 FEET; THENCE SOUTH 50 FEET; THENCE WEST 680 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 8 ACRES NET

LOT 3: A-1EX & A-2 TO A-4

A PART OF CSM NO. 4763 AND A PART OF THE W1/2 OF THE SE1/4, ALL IN SECTION 23, T5N, R6E, TOWN OF PERRY, DANE COUNTY, WISCONSIN, MORE FULLY DESCRIBED AS FOLLOWS: BEGINNING AT THE S1/4 CORNER OF SAID SECTION 23; THENCE NORTH ALONG THE N-S 1/4 LINE 1470 FEET; THENCE WEST 680 FEET; THENCE NORTH 50 FEET; THENCE ALONG A CURVE TO THE LEFT OF RADIUS 60 FEET AND A LONG CHORD OF N40deg.E 66 FEET; THENCE S40deg.E 215 FEET; THENCE SOUTH 1370 FEET; THENCE WEST 840 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 28.5 ACRES.

LOT 4 : A-1EX & A-2 TO A-4

A PART OF CSM NO. 4763 AND A PART OF THE W1/2 OF THE SE1/4 ALL IN SECTION 23, T5N, R6E, TOWN OF PERRY, DANE COUNTY, WISCONSIN, MORE FULLY DESCRIBED AS FOLLOWS: COMMENCING AT THE S1/4 OF SAID SECTION 23; THENCE EAST 840 FEET TO THE POINT OF BEGINNING; THENCE NORTH 1370 FEET; THENCE N40deg.W 215 FEET TO THE SOUTHEASTERLY R/W OF JOSEPHSON ROAD; THENCE ALONG SAID R/W N45deg.E 880 FEET; THENCE SOUTH 2150 FEET; THENCE WEST 480 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 21.1 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 recorded on the proposed Lot 3 (28.5 acres) to prohibit residential development.

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.**