

TOWN BOARD ACTION REPORT – REZONE

Regarding Petition # DZPREZ-2016-11084

Dane County Zoning & Land Regulation Committee Public Hearing Date 3/14/2017

Whereas, the Town Board of the Town of Pleasant Springs having considered said zoning petition,

be it therefore resolved that said petition is hereby (check one): **Approved** **Denied** **Postponed**

Town Planning Commission Vote: 7 in favor 0 opposed 0 abstained

Town Board Vote: 5 in favor 0 opposed 0 abstained

THE PETITION IS SUBJECT TO THE FOLLOWING CONDITION(S) (Check all appropriate boxes):

1. Deed restriction limiting use(s) in the _____ zoning district to **only** the following:

2. Deed restrict the balance of A-1 EX Agricultural Exclusive zoned land owned by the applicant from the original farm (as of date specified in the Town Plan) prohibiting non-farm development. Please provide property description, or tax parcel number(s):

3. Deed restrict the applicant's property described below prohibiting division. Please provide property description, or tax parcel number(s):
Removal of Deed Restriction currently in place on parcel # 0611-8001-4 zoned A-2, and recorded in Dane County Ordinance Amendment No. 6888 effective 8-11-1998. This is to allow owners the creation of a building site approx. 2.5 acres zoned A-2(2). This property is the receiving site of approved limited transfer of development rights from parcels 0611-203-9000-3, 0611-103-8670-5, 0611-094-9500-0, 0611-094-8000-7 zoned A-1 EX and consisting of 118.02 acres.

4. Condition that the applicant must record a *Notice Document* which states all residential development units (a.k.a. splits) have been exhausted on the property, and further residential development is prohibited under Town & County Land Use Planning policies. Please provide property description, or tax parcel number(s):

5. **Other Condition(s). Please specify:**

2. Discussion and action on the request of Neal and Mark Elsing, with Neal Elsing acting as agent, to apply for a transfer of development right from Parcels #103-8670-5, #094-8000-7, #103-9000-3 and #094-9500-0 currently zoned A-1EX for property located at 2376 Koshkonong Rd, Cottage Grove, WI to the receiving Parcels #0611-161-8001-4, #0611-094-9715-1 and #0611-161-8052-3, currently zoned A2 for property located near 2635 S Hill St. Approval to include conditions set by Plan Commission. There was no discussion on this agenda item. It was approved at the previous Plan Commission meeting with the Plan Commission and Town Board.

3. Discussion and action on the removal of the deed restriction currently in place on Parcels #0611-161-8001-4, #0611-094-9715-1 and #0611-161-8052-3 for property located near 2635 S Hill St for owners Neal and Mark Elsing to allow for the creation of a building site of approximately 2.5 acres to be zoned A-2(2). Approval to include any conditions set by the Plan Commission. Neal & Mark Elsing were in attendance at this meeting. Chair Haley presented. She explained the reasons deed restrictions can be removed, and that it is appropriate to remove deed restrictions due to a Transfer of Development Rights (TDR). A motion was made by Supervisor McGinnis, seconded by Sup. Bolender recommend approval of the termination/removal of the deed restriction currently in place on Parcel #0611-161-8001-4 (this is zoned A2), and recorded in Dane County Ordinance Amendment No. 6888 which took effect on August 11, 1998, for owners Neal and Mark Elsing to allow for the creation of a building site of approximately 2.5 acres to be zoned A-2(2). This property will be the receiving site of an approved Limited Transfer of Development Right from Parcels #0611-

Please note: The following space is 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, Maria Hougan, as Town Clerk of the Town of Pleasant Springs, County of Dane, hereby certify that the above resolution was adopted in a lawful meeting of the Town Board on 11/15/2016

Town Clerk Maria Hougan Date: 3/2/2017

A motion was made by Supervisor McGinnis, seconded by Sup. Bolender recommend approval of the termination/removal of the deed restriction currently in place on Parcel #0611-161-8001-4 (this is zoned A2), and recorded in Dane County Ordinance Amendment No. 6888 which took effect on August 11, 1998, for owners Neal and Mark Elsing to allow for the creation of a building site of approximately 2.5 acres to be zoned A-2(2). This property will be the receiving site of an approved Limited Transfer of Development Right from Parcels #0611