



Dane County Zoning Division

City-County Building
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DANE COUNTY CONDITIONAL USE PERMIT #2514

THE ZONING AND LAND REGULATION COMMITTEE OF THE DANE COUNTY BOARD PURSUANT TO SECTION 10.101(7) OF THE DANE COUNTY CODE OF ORDINANCES DOES HEREBY:

GRANT Conditional Use Permit # 2514 for a Limited Family Business in the RR-4 Rural Residential Zoning District conditioned upon Dane County Code of Ordinances Section 10.101(7)(d) and subject to the additional conditions listed below:

EFFECTIVE DATE OF PERMIT: April 28, 2021

THE CONDITIONAL USE SHALL BE LOCATED ON THE PROPERTY DESCRIBED AS FOLLOWS:

LOCATION: 1331 County Highway D, Town of Oregon, Dane County, Wisconsin

Legal Description:

Lot 1 of Certified Survey Map 10551, Section 8, T05N, R09E, Town of Oregon, Dane County, Wisconsin

CONDITIONS:

1. The use shall employ no more than one, or one full-time equivalent, employee who is not a member of the family residing on the premises.
2. The conditional use permit shall automatically expire on sale of the property or the business to an unrelated third party.
3. Hours of operation for the Limited Family Business, including deliveries, shall be Monday through Friday, from 7:00 a.m. to 5:00 p.m.
4. All lighting on the site shall be downward-directed and designed to minimize spill onto adjoining properties.
5. All storage of vehicles, trailers, materials, scrap, dumpsters and supplies shall occur indoors.
6. Existing vegetative screening shall be maintained along the southern property line to effectively screen the shed housing the Limited Family Business. Any

replacement vegetation or landscaping must meet or exceed the current effectiveness of screening.

7. Vehicles used in the operation of the limited family business shall meet the following standards:

a. Daily operation: vehicles must be single-axle, not to exceed 7,000 lbs. gross vehicle weight.

b. No more than one vehicle trip per week: one dual-axle vehicle with a gross vehicle weight not to exceed 24,000 lbs.

c. No more than one vehicle trip per month: one 40-foot tandem-axle vehicle with a gross vehicle weight not to exceed 30,000 lbs.

8. The physical development and operation of the conditional use must conform, in all respects, to the approved site plan, operational plan and phasing plan.

9. Operations of the Limited Family Business will not exceed a peak noise level of 70db (dBA scale), as measured from any property line.

10. The building used for the Limited Family Business shall not exceed 26 feet in height and shall meet all requirements for residential accessory buildings in the RR-4 zoning district. Sanitary facilities installed in the accessory building must be removed upon termination of the Limited Family Business or expiration or termination of the conditional use permit. No more than 4,200 square feet of the accessory building will be used for the Limited Family Business.

11. Prior to construction, the landowner must successfully obtain County Stormwater and Erosion Control Permits from the Department of Land and Water Resources.

12. The applicant shall apply for, receive and maintain all other legally required and applicable local, county, state and federal permits. Copies of approved permits or other evidence of compliance will be provided to the zoning administrator upon request.

13. Any ongoing business operation must obtain and continue to meet all legally required and applicable local, county, state and federal licensing requirements. Copies of approved licenses or other evidence of compliance will be provided to the zoning administrator upon request.

14. All vehicles and equipment must access the site only at approved locations identified in the site plan and operations plan.

15. Off-street parking must be provided, consistent with s. 10.102(8).

16. If the Dane County Highway, Transportation and Public Works Department determines that road intersection improvements are necessary to safely accommodate the conditional use, the cost of such improvements shall be borne by the landowner. Costs borne by the landowner shall be proportional to the incremental increase in traffic associated with the proposed conditional use. Driveways and road access points must be designed to safely accommodate the largest vehicle to be used in the operation of the limited family business, and to minimize backing up operations.

17. The Zoning Administrator or designee may enter the premises of the operation in order to inspect those premises and to ascertain compliance with these conditions or to investigate an alleged violation. Zoning staff conducting inspections or investigations will comply with any applicable workplace safety rules or standards for the site.

18. The owner must post, in a prominent public place and in a form approved by the zoning administrator, a placard

with the approved Conditional Use Permit number, the nature of the operation, name and contact information for the operator, and contact information for the Dane County Zoning Division.

19. The owner or operator must keep a copy of the conditional use permit, including the list of all conditions, on the site, available for inspection to the public during business hours.

20. Failure to comply with any imposed conditions, or to pay reasonable county costs of investigation or enforcement of sustained violations, may be grounds for revocation of the conditional use permit. The holder of a conditional use permit shall be given a reasonable opportunity to correct any violations prior to revocation.

21. If any use allowed by an approved conditional use permit is abandoned for one year or more, the associated conditional use permit shall be terminated. Future re-establishment of an abandoned conditional use shall require approval of a new conditional use permit.

THE ZONING AND LAND REGULATION COMMITTEE AFTER PUBLIC HEARING AND IN THEIR CONSIDERATION OF THE CONDITIONAL USE PERMIT MADE THE FOLLOWING FINDINGS OF FACT:

1. That the establishment, maintenance and operation of the proposed conditional use will not be detrimental to or endanger the public health, safety, morals comfort or general welfare.
2. That the uses, values, and enjoyment of other property in the neighborhood for purposes already permitted will not be substantially impaired or diminished by the establishment, maintenance, and operation of the proposed conditional use.
3. That the establishment of the proposed conditional use will not impede the normal and orderly development and improvement of the surrounding property for uses permitted in the district.
4. That adequate utilities, access roads, drainage and other necessary site improvements will be made.
5. That adequate measures will be taken to provide ingress and egress so designed as to minimize traffic congestion in the public streets.
6. That the proposed conditional use does conform to all applicable regulations of the district in which it is proposed to be located.
7. The proposed conditional use is consistent with adopted Town and County Comprehensive Plans.
8. If located in the Farmland Preservation (FP) area, the conditional use meets the necessary findings to be located in the district as per Dane County Code of Ordinances Section 10.220 (1).

EXPIRATION OF PERMIT

Upon the allowed land use's cessation or abandonment for a period of one year, this conditional use permit will be deemed to have been terminated and any future use shall be in conformity with the ordinance.