

**Dane County Board of Supervisors
Amending Chapter 10 of the Dane County Code of Ordinances
Zoning Map Amendment Petition 11671**

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: Town of Burke

Location: Section 24

Zoning District Boundary Changes

NR-C to RR-8

Part of Lot 1, Certified Survey Map No. 1183 as recorded in Volume 5 of Certified Survey Maps of Dane County on Page 72, located in the Northwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$, Section 24, T8N, R10E, Town of Burke, Dane County, Wisconsin, more fully described as follows: Commencing at the South $\frac{1}{4}$ corner of said Section 24; thence N01°19'14"E (recorded as N01°19'15"E, 1322.15 feet along the West line of said Southeast $\frac{1}{4}$ to the point of beginning; thence continuing along said West line N01°19'14"E (recorded as N01°19'15"E), 880.68 feet; thence N88°31'54"E (recorded as S90°00'00"E), 485.78 feet along the Westerly prolongation of the South line of said Certified Survey Map No. 9224 to the West right-of-way line of Sunnyburke Drive; thence S05°55'49"W, 375.76 feet along said West right-of-way line; thence N81°09'19"W (recorded as N79°47'00"W), 208.21 feet along the North line of Lot 3, Certified Survey Map No. 1183; thence S05°52'10"W (recorded as S07°16'20"W), 219.81 feet along the West line of said Lot 3; thence S81°16'43"E (recorded as S79°53'16"E), 207.95 feet along the South line of said Lot 3 to the said West right-of-way line; thence along said West right-of-way line along a non-tangent curve to the left having a radius of 2866.00 feet and a long chord bearing and length of S03°00'52"W, 288.59 feet (recorded as S04°27'00"W, 288.34 feet); thence S88°17'36"W, 429.46 feet (recorded as S89°46'15"W, 429.26 feet) to the point of beginning. Containing 351,369 square feet or 8.066 acres.

RR-2 to RR-2

Part of Lot 1, Certified Survey Map No. 1183 as recorded in Volume 5 of Certified Survey Maps of Dane County on Page 72, located in the Northwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$, Section 24, T8N, R10E, Town of Burke, Dane County, Wisconsin, more fully described as follows: Commencing at the South $\frac{1}{4}$ corner of said Section 24; thence N01°19'14"E (recorded as N01°19'15"E), 2202.83 feet along the West line of said Southeast $\frac{1}{4}$ to the point of beginning; thence continuing along said West line N01°19'14"E, 407.39 feet; thence N88°32'17"E (recorded as N90°00'00"E), 303.14 feet along the South right-of-way line of Nelson Road; thence S02°44'35"W (recorded as S04°08'46"W), 407.98 feet

along the West line of Certified Survey Map No. 9224; thence S88°31'54"W, 292.99 feet to the point of beginning; Containing 121,283 square feet, or 2.784 acres.

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.

1. Sachs obtaining approval of the CSM and rezone from Dane County by December 31, 2021.
2. Sachs executing a Stormwater Maintenance Agreement with the Town of Burke for maintenance of the "Drainage-Way Easement" shown on the CSM by December 31, 2021. The form and substance of the Stormwater Maintenance Agreement shall be acceptable to the Town Attorney and Town Engineer. The Town will record the fully-executed Stormwater Maintenance Agreement with the Dane County Register of Deeds after the CSM.
3. All outstanding monies owed the Town and incurred in the review and action on the CSM to be paid in full by September 30, 2021.
4. In the event all the conditions of approval are not fulfilled by Sachs or waived by the Town Board by the dates specified above, the approval of the CSM shall be null and void.

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.**