

**Dane County Board of Supervisors
Amending Chapter 10 of the Dane County Code of Ordinances
Zoning Map Amendment Petition 11927**

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 Rutland

Location: Section 19

Zoning District Boundary Changes

FP-1 to RR-2

Part of the Northeast Quarter of the Southwest Quarter of Section 19, Township 05 North, Range 10 East, Town of Rutland, Dane County, Wisconsin, more fully described as follows; Commencing at the West Quarter corner of said Section 19; thence North 87 degrees 03 minutes 06 seconds East along the north line of said Southwest Quarter, 1392.60 feet; thence South 17 degrees 18 minutes 19 seconds East along the centerline of Windmill Road, 730.00 feet; thence North 87 degrees 15 minutes 47 seconds East, 34.10 feet to the easterly right of way line of Windmill Road and the Point of Beginning; thence continuing North 87 degrees 15 minutes 47 seconds East, 500.08 feet; thence South 17 degrees 18 minutes 19 seconds East, 270.00 feet; thence South 87 degrees 15 minutes 47 seconds West, 500.08 feet to the aforementioned right of way line; thence North 17 degrees 18 minutes 19 seconds West, 270.00 feet to the Point of Beginning. This description contains 130,680 square feet or 3.0000 acres excluding the right of way.
And

Part of the Northeast Quarter of the Southwest Quarter of Section 19, Township 05 North, Range 10 East, Town of Rutland, Dane County, Wisconsin, more fully described as follows; Commencing at the West Quarter corner of said Section 19; thence North 87 degrees 03 minutes 06 seconds East along the north line of said Southwest Quarter, 1392.60 feet; thence South 17 degrees 18 minutes 19 seconds East along the centerline of Windmill Road, 460.00 feet; thence North 87 degrees 15 minutes 47 seconds East, 34.10 feet to the easterly right of way line of Windmill Road and the Point of Beginning; thence continuing North 87 degrees 15 minutes 47 seconds East, 500.08 feet; thence South 17 degrees 18 minutes 19 seconds East, 270.00 feet; thence South 87 degrees 15 minutes 47 seconds West, 500.08 feet to the aforementioned easterly right of way line; thence North 17 degrees 18 minutes 19 seconds West, 270.00 feet to the Point of Beginning. This description contains 130,680 square feet or 3.0000 acres excluding the right of way.

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.

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 tax parcels 0510-193-8041-0, 0510-193-9500-4 and 0510-194-9000-8 stating the following:
 - a. Further residential/nonfarm development is prohibited. The housing density units have been exhausted per the Town Comprehensive Plan density policies.

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.**