

**Dane County Board of Supervisors
Amending Chapter 10 of the Dane County Code of Ordinances
Zoning Map Amendment Petition # 12108**

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 Dane

Location: Section 26

Zoning District Boundary Changes

FP-35 TO FP-1

A parcel of land located in part of the Northeast 1/4 of the Northwest 1/4 of Section 26, T9N, R8E, Town of Dane, Dane County, Wisconsin, being more particularly described as follows:

Commencing at the North 1/4 Corner of said Section 26; thence N 89°58'49" W along the north line of the said Northeast 1/4 of the Northwest 1/4, 664.07 feet to the point of beginning. Thence continue N 89°58'49" W along said north line, 455.37 feet; thence S 00°18'27" W, 208.70 feet; thence N 89°58'49" W, 208.70 feet to the west line of the said Northeast 1/4 of the Northwest 1/4; thence S 00°18'27" W along said west line, 1,114.21 feet to the Southwest Corner of said Northeast 1/4 of the Northwest 1/4; thence N 89°58'05" E along the south line of said Northeast 1/4 of the Northwest 1/4, 664.75 feet; thence N 00°16'41" E, 1,322.31 feet to the point of beginning. This parcel contains 835,187 sq. ft. or 19.17 acres and is subject to a road right of way over the northerly and southerly sides.

FP-35 TO RM-16

A parcel of land located in part of the Northeast 1/4 of the Northwest 1/4 of Section 26, T9N, R8E, Town of Dane, Dane County, Wisconsin, being more particularly described as follows:

Beginning at the North 1/4 Corner of said Section 26; thence N 89°58'49" W along the north line of the said Northeast 1/4 of the Northwest 1/4, 664.07 feet; thence S 00°16'41" W, 1,322.31 feet to the south line of said Northeast 1/4 of the Northwest 1/4; thence N 89°58'05" E along said south line, 664.74 feet to the Southeast Corner of said Northeast 1/4 of the Northwest 1/4; thence N 00°14'55" E along the east line of the said Northeast 1/4 of the Northwest 1/4, 1,321.71 feet to the point of beginning. This parcel contains 878,342 sq. ft. or 20.16 acres and is subject to a road right of way over the northerly side.

FP-35 TO FP-1

A parcel of land located in part of the Northwest 1/4 of the Northeast 1/4 of Section 26, T9N, R8E, Town of Dane, Dane County, Wisconsin, being more particularly described as follows:

Commencing at the North 1/4 Corner of said Section 26; thence S 00°14'55" W along the west line of the said Northwest 1/4 of the Northeast 1/4, 29.56 feet to the centerline of Stevenson Road and the point of beginning.

Thence continue S 00°14'55" W along said west line, 1,292.15 feet to the Southwest Corner of the said Northwest 1/4 of the Northeast 1/4; thence N 89°58'00" E along the south line of said Northwest 1/4 of the Northeast 1/4, 1,291.38 feet to the centerline of Hyslop Road; thence along said centerline of Hyslop Road for the next 3 courses N 01°24'11" W, 260.60 feet; thence along an arc of a curve concaved easterly having a radius of 43,562.71 feet and a long chord bearing and distance of N 01°01'28" W, 799.32 feet; thence N 00°17'06" W, 5.02 feet to the Southeast Corner of Lot 1 Certified Survey Map No. 2512; thence N 89°57'16" W along the south line of said Lot 1 Certified Survey Map No. 2512 and the south line of Lot 1 Certified Survey Map No. 10260, 681.14 feet to the Southwest Corner of said Lot 1 Certified Survey Map No. 10260; thence N 02°42'23" W along the west line of said Lot 1 Certified Survey Map No. 10260, 233.23 feet to the said centerline of Stevenson Road; thence along said centerline for the next 4 courses S 79°57'08" W, 163.27 feet; thence along an arc of a curve concaved northerly having a radius of 586.80 feet and a long chord bearing and distance of S 88°33'45" W, 175.70 feet; thence N 82°49'38" W, 189.68 feet; thence N 87°12'38" W, 48.37 feet to the point of beginning. This parcel contains 1,482,834 sq. ft. or 34.04 acres and is subject to a road right of way over the easterly and northerly sides.

FP-35 TO RR-1

A parcel of land located in part of the Northwest 1/4 of the Northeast 1/4 of Section 26, T9N, R8E, Town of Dane, Dane County, Wisconsin, being more particularly described as follows:

Commencing at the North 1/4 Corner of said Section 26; thence S 89°58'58" E along the north line of the said Northwest 1/4 of the Northeast 1/4, 962.63 feet to the Northeast Corner of Lot 1 Certified Survey Map No. 10260 and the point of beginning. Thence continue S 89°58'58" E along said north line, 45.48 feet to the Northwest Corner of Lot 1 Certified Survey Map No. 2512; thence S 00°18'32" E along the west line of said Lot 1 Certified Survey Map No. 2512, 255.71 feet to the Southwest Corner of said Lot 1 Certified Survey Map No. 2512; thence N 89°57'16" W, 34.83 feet to the Southeast Corner of said Lot 1 Certified Survey Map No. 2512; thence N 02°41'38" W along the east line of said Lot 1 Certified Survey Map No. 2512, 255.98 feet to the point of beginning. This parcel contains 10,268 sq. ft. or 0.24 acres and is subject to a road right of way over the northerly side.

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.

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.**

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 090826295007, 090826280004, and 090826185900 stating the following:

Further residential/nonfarm development is prohibited on the remaining FP-35 and FP-1 zoned land. The housing density rights for the original Joseph Goeden farm 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). 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.