

**Dane County Board of Supervisors
Amending Chapter 10 of the Dane County Code of Ordinances
Zoning Map Amendment Petition # 12177**

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 Cross Plains

Location: Section 16

Zoning District Boundary Changes

FP-1 to RM-16

All of Lot 1, Certified Survey Map No. 5959, recorded in Vol. 28, pages 190-191, as Document No. 2164298, located in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 16, T7N, R7E, in the Town of Cross Plains, Dane County, Wisconsin. This parcel contains 11.16 acres or 485,979 sq. ft. and is subject to a road right of way of 33.00 feet over the most northerly part thereof.

RR-2 to RR-4

A parcel of land located in the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 16, T7N, R7E, in the Town of Cross Plains, Dane County, Wisconsin being more particularly described as follows: Commencing at the West $\frac{1}{4}$ corner of said Section 16; thence S 88°38'09" E, 1310.62 feet to the NW corner of said NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ and the point of beginning. Thence continue S 88°38'09" E, 127.76 feet to the centerline of Observatory Road; thence S 20°43'17" E along said centerline, 14.03 feet; thence continue along said centerline and the arc of a curve concaved northeasterly having a radius of 1650.69 feet and a long chord bearing S 33°17'14" E, a distance of 728.41 feet; thence S 46°15'15" E along said centerline, 74.53 feet; thence N 88°34'02" W, 593.67 feet to the west line of said NE $\frac{1}{4}$ of the SW $\frac{1}{4}$; thence N 00°37'17" E along said west line, 661.79 feet to the point of beginning. This parcel contains 4.86 acres or 211,511 sq. ft. and is subject to a road right of way of 33.00 feet over the easterly part thereof.

RM-16 to RR-4

A parcel of land located in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 16, T7N, R7E, in the Town of Cross Plains, Dane County, Wisconsin being more particularly described as follows: Commencing at the West $\frac{1}{4}$ corner of said Section 16; thence S 88°38'09" E, 1310.62 feet to the NE corner of said NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ and the point of beginning. Thence S 00°37'17" W along the east line of said NW $\frac{1}{4}$ of the SW $\frac{1}{4}$, 652.47 feet; thence N 89°45'30" W, 130.88 feet; thence S 52°32'45" W, 69.90 feet; thence N 15°34'01" E, 720.83 feet to the point of beginning. This parcel contains 1.33 acres or 57,852 sq. ft. thereof.

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 proposed Lot 1 that states:
 - a. Further land division is prohibited. The housing density rights for the original Robert Kelter farm have been exhausted per the Town Comprehensive Plan density policies.
 - b. The property is prohibited in being used for Recreational Racetracks or Domestic Pet Animal Boarding.
2. A deed restriction shall be recorded on proposed Lot 2 that states:
 - a. Further land division is prohibited. The housing density rights for the original Robert Kelter and Campbell, E. Tr. farms 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.

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.**