

## **Dane County Ordinance summaries:**

### *Chapter 10: County Zoning Ordinance*

Adopted under section 59.69, Wis. Stats., this ordinance governs the use of publicly and privately owned land. All 34 towns in Dane County have adopted the county's zoning ordinance. The ordinance consists of 2 elements:

1. A map of zoning districts in the county;
2. The ordinance text, including standards and provisions for each district.

Chapter 10 also includes the county's exclusive agricultural [A-1(ex)] zoning district, adopted under Chapter 91, Wis. Stats. Twenty-nine towns (all but the Towns of Madison, Springdale, Middleton, Burke & Bristol) have adopted the county's exclusive agricultural zoning district. Amendments to Chapter 10 require approval of affected town boards, the county board and the county executive.

### *Chapter 11: Shoreland / Wetland Zoning*

Adopted under section 59.692, Wis. Stats. and NR 115, Wis. Administrative Code, this ordinance includes standards to protect wetlands and lands near navigable waters. Chapter 11 generally applies to unincorporated areas within 300 feet of the ordinary highwater mark (OHWM) of a navigable river or stream, or within 1,000 feet of a navigable lake or pond. The ordinance includes requirements for minimum building setbacks, erosion control, wetland protection, and vegetative buffers. Amendments to Chapter 11 require approval of the county board and the county executive, and are subject to Wisconsin Department of Natural Resources (WIDNR) review.

### *Chapter 17: Floodplain Zoning*

Adopted under section 59.692, Wis. Stats. and NR 118, Wis. Administrative Code, this ordinance limits development in designated 100-year floodplains. Chapter 17 describes two types of floodplain:

1. *Floodfringe* (areas of standing water during a flood event): development must be flood-proofed (usually 2 feet or more flood elevations) and must not create additional downstream flooding;
2. *Floodway* (areas of flowing water during a flood event): structural development is not permitted.

Amendments to Chapter 17 require approval of the county board and the county executive, and are subject to WIDNR review.

### *Chapter 31: Fair Housing*

### *Chapter 74: Non-Metallic Mining*

### *Chapter 75: Land Division*

Adopted under Chapter 236 of the Wisconsin Statutes, this ordinance applies to any division of land that creates a parcel of 35 acres or less in size. The Zoning & Natural Resources Committee has direct approval authority over land divisions in the unincorporated portions of Dane County, and has objection authority for land divisions in cities and villages. Land division standards include provisions for land suitability, lot width, road frontage, public improvements and park dedication.

Amendments to Chapter 75 require approval of the county board and county executive.