

**ZONING & LAND REGULATION COMMITTEE
Dane County Board of Supervisors**

MINUTES OF THE JULY 27, 2010 PUBLIC HEARING

MEMBERS PRESENT: Bruskwitz (arrived at 7:50 p.m.), Eicher, Jensen, Miles, and Matano.

OTHERS PRESENT: Allan, Everson, Violante, and Members of the Public.

I. CALL TO ORDER

Chair Miles called the meeting to order at 7:41pm in Room 201 of the City-County Building.

II. PUBLIC COMMENT

No comments made by the public.

III. PUBLIC HEARING FOR REZONE AND CONDITIONAL USE PERMIT APPLICATIONS AND RESOLUTIONS AND ORDINANCE AMENDMENTS

1. PETITION # 10214 by SKAAR LIVING TR to change the zoning from A-1EX Exclusive Agricultural to R-1A Residential to allow the CREATION OF THREE RESIDENTIAL LOTS on the property located WEST OF 2305 UPHOFF RD in Section 22, Town of Cottage Grove.

IN FAVOR: Petitioner/Agent Sandness
OPPOSED: None
STAFF: P&D, HWY
TOWN: Approved with conditions.

Motion by Eicher / Jensen to postpone; motion carried, 4-0.

2. PETITION # 10215 by GRANT SLOTTEN to change the zoning from A-1EX Exclusive Agricultural to RH-1 Rural Homes and A-4 Agricultural to allow the CREATION OF ONE RESIDENTIAL LOT on the property located NORTHEAST OF 693 BOWERS ROAD in Section 22, Town of Primrose.

IN FAVOR: Petitioner/Agent Ruth Hansen
OPPOSED: None
STAFF: P&D, HWY
TOWN: Approved with no conditions.

Motion by Matano / Eicher to postpone; motion carried, 5-0.

3. PETITION # 10216 by DANZ BROTHERS FARMS to change the zoning from A-1EX Exclusive Agricultural to RH-1 Rural Homes to allow the CREATION OF ONE RESIDENTIAL LOT on the property located NORTH OF 5486 COUNTY HIGHWAY F in Section 23, Town of Black Earth.

IN FAVOR: Petitioner
OPPOSED: None
STAFF: P&D, HWY
TOWN: Approved with no conditions.

Motion by Jensen / Eicher to recommend approval; motion carried, 5-0.

4. PETITION # 10217 by MARCUS MARX to change the zoning from A-1EX Exclusive Agricultural to RH-1 Rural Homes and A-4 Agricultural to allow the SEPARATION OF EXISTING FARM RESIDENCE AND CREATION OF 3 AGRICULTURAL LOTS on the property located at 8895 HORNUNG ROAD in Section 09, Town of Roxbury.

IN FAVOR: Petitioner

OPPOSED: None

STAFF: P&D, HWY

TOWN: Approved with conditions (shared driveway agreement for lots 2 & 3).

Motion by Bruskewitz / Jensen to recommend approval with the following conditions; motion carried, 5-0.

1. Condition that a shared driveway agreement be recorded for lots 2 and 3 of the CSM.

5. PETITION # 10218 by GREIBER FAMILY TR to change the zoning from A-2(4) Agricultural and R-1A Residential to A-2(2) Agricultural and RH-1 Rural Homes to INCREASE THE SIZE OF THE EXISTING RESIDENTIAL LOT on the property located at 7340 RAULS ROAD in Section 33, Town of Dane.

IN FAVOR: Petitioner

OPPOSED: None

STAFF: P&D, HWY

TOWN: Pending.

Motion by Bruskewitz / Jensen to postpone; motion carried, 5-0.

6. PETITION # 10219 by THOMAS HELLENBRAND to change the zoning from A-1EX Exclusive Agricultural to R-3A Residential and LC-1 Limited Commercial to allow the SEPARATION OF EXISTING FARM HOUSE FROM FARM AND PROVIDE ZONING COMPLIANCE FOR EXISTING FAMILY BUSINESS on the property located at 5361 ROCKY HILL ROAD in Section 20, Town of Springfield.

IN FAVOR: Petitioner

OPPOSED: None

STAFF: P&D, HWY

TOWN: Approved with conditions.

Motion by Eicher / Matano to recommend approval with the following conditions; motion carried, 5-0.

1. Condition that the applicant record a deed restriction with the Dane County Register of Deeds Office prohibiting residential development on the balance of A-1EX zoned lands (tax parcels 0808-203-8000-7, 0808-204-8501-0, 0808-203-9500-0, 0808-204-9000-4, 0808-204-9700-7, 0808-204-8300-3).
2. Condition that the applicant record a deed restriction with the Dane County Register of Deeds Office limiting the uses of the LC-1 zoned area exclusively to the following:
 - i. General, mechanical and landscape contracting businesses and buildings used in connection with such activity.
 - ii. Storage of construction equipment necessary for the operation of a general, mechanical or landscape contracting business. There shall be a limit of 12 items of equipment stored on each zoning lot.
 - iii. Outside storage of materials or supplies used by a contractor in fulfilling his or her contracts and not offered for sale to a user or consumer.
 - iv. Signage limited to 5' X 10' size.
 - v. Lighting limited to current lighting.

- vi. Hours of operation - Monday - Friday, 6 a.m. to 10 p.m, Saturday 7 a.m. to noon, no Sundays or holidays
3. Condition requiring that the applicant shall provide a shared driveway easement/maintenance agreement.
4. Condition requiring that the applicant shall provide a driveway plan prior to the duplex development which satisfies concerns regarding drainage, driveway cross-section & emergency access/turnaround.
7. PETITION # 10220 by KYLE WALSER to change the zoning from A-1EX Exclusive Agricultural and RH-1 Rural Homes to A-4 Agricultural and RH-1 Rural Homes to allow the SEPARATION OF EXISTING RESIDENCE FROM FARM and CREATION OF 2 AGRICULTURAL PARCELS on the property located at 5575 PINE RD in Section 21, Town of Berry.

IN FAVOR: Agent Tim Held
OPPOSED: None
STAFF: P&D, HWY
TOWN: Approved with no conditions.

Motion by Matano / Bruskevitz to recommend approval with the following condition (no vote taken on motion).

1. Recording of a notice document stating lots 1 & 3 shall be prohibited from further residential development or residential land divisions.

Motion by Bruskevitz / Matano to postpone; motion carried 5-0.

The committee requested that staff contact the town for clarification of the town action report prior to the August 10 work meeting.

8. PETITION # 10221 by JEFFREY KRUCHTEN to change the zoning from A-1EX Exclusive Agricultural and RH-1 Rural Homes to RH-1 Rural Homes and A-1EX Exclusive Agricultural to allow REALIGNMENT OF EXISTING RESIDENTIAL ZONING LOT on the property located at 7685 GROSSE RD, in Section 18, Town of Springfield.

IN FAVOR: Petitioner
OPPOSED: None
STAFF: P&D, HWY
TOWN: Approved with no conditions.

Motion by Jensen / Bruskevitz to recommend approval; motion carried, 5-0.

9. PETITION # 10222 by WAGNERS MILKY WAY FARM to change the zoning from A-1EX Exclusive Agricultural to A-4 Agricultural to provide ZONING COMPLIANCE FOR AGRICULTURAL LAND on the property located SOUTH & EAST OF 6675 MEFFERT RD, in Section 23, Town of Springfield.

IN FAVOR: Petitioner
OPPOSED: None
STAFF: P&D, HWY
TOWN: Approved with no conditions.

Motion by Bruskevitz / Jensen to recommend approval; motion carried, 5-0.

10. PETITION # 10225 AND CONDITIONAL USE PERMIT # 2142 by the TOWN OF ROXBURY to change the zoning from A-3 Agricultural to C-1 Commercial to allow ZONING COMPLIANCE FOR TOWN HALL AND GARAGE on property located NORTH of 7151 KIPLEY RD in Section 21, Town of Roxbury.

IN FAVOR: Petitioner
OPPOSED: None
STAFF: P&D, HWY
TOWN: Approved with no conditions.

Motion by Matano / Eicher to recommend approval of rezone petition 10225; motion carried, 5-0.

Motion by Jensen / Bruskevitz to approve CUP 2142 contingent on rezone petition 10225 becoming effective and subject to the following conditions; motion carried, 5-0.

1. Government Uses shall be limited to Town Hall and Public Works facility.

11. CONDITIONAL USE PERMIT # 2141 by MEINHOLZ LLC to allow a CONCRETE BATCH PLANT on the property located at 6750 GREENBRIAR RD in Section 35, Town of Springfield.

IN FAVOR: Petitioner, Tim Geoghan
OPPOSED: None
STAFF: P&D, HWY
TOWN: Approved with conditions.

Motion by Bruskevitz / Jensen to recommend approval with the following conditions; motion carried, 5-0.

1. The applicant shall submit an erosion control plan covering the entire CUP area for the duration of aggregate production operations that meets with the approval of the Dane County Land Conservation Department and receive approval of an erosion control permit from the Dane County Planning and Development Department before the aggregate production may commence.
2. The applicant shall apply for and receive any other required local, state and federal permits before production commences and proof of such permits shall be filed with both Dane County Planning and Development Department and the Town of Springfield.
3. Operations shall begin no earlier than April 15, 2011 and shall cease on November 30, 2016. The plant shall be removed within ten (10) days of cessation of operations. The operator may apply for renewal of this CUP before its expiration.
4. Ordinary hours of operation will be: 6:00 a.m. to 7:00 p.m. Monday through Friday; 6:00 a.m. to 12:00 p.m. Saturdays; none on Sundays or state legal holidays. To accommodate the work schedules of construction projects, production may occur between 7:00 p.m., and 6:00 a.m., as needed to provide aggregate for that project. Construction crews, equipment and vehicles not involved in quarrying operations may enter and leave the facility outside of the stated hours of production activities. Supplies and equipment may be loaded and unloaded from vehicles outside of the stated hours for noise-producing activities. In addition, equipment and vehicles may be repaired and maintained at the repair facilities outside of the stated hours for quarrying activities. Some equipment warm up and cool down time may also be required. The aggregate operation shall not generate more than 70 decibels of noise measured at the property line.
5. The aggregate production facility, raw materials and vehicle paths shall be laid out with a "flow through" traffic pattern" which minimizes the need for vehicles to back up. The plant shall be no larger in capacity than the plant which was on the site in 2008. Limit night hours of operations to a maximum of 100 nights per season. Lighting for the concrete batch plant is to shine down into the quarry so as not to disturb the neighborhood when operating throughout the night.

6. Routine repairs and maintenance activity shall occur during the hours of production with only urgent or unexpected repairs and maintenance activity occurring outside of such hours.
 7. The operator shall meet DNR standards for particulate emissions as described in NR415.075 and NR415.076.
 8. The Zoning Administrator or designee may enter the premises of the operation to inspect those premises with reasonable advance notice to ascertain compliance or to investigate an alleged violation. Anyone inspecting the property will be escorted by Yahara Materials and will comply with all safety regulations.
 9. Unless required by Town of Springfield ordinance or other governmental regulation, all truck traffic will be directed to Highway 12 and not east to Green Briar Road. Yahara Materials shall notify the truck drivers doing business at the site of this condition. The operator shall designate a traffic route for each project which shows the route to be taken from the quarry to the destination of the trucks. Notification of routes, dates and projects to be provided to the Town and surrounding neighbors.
 10. No unnecessary idling of machinery as defined by normal orderly operations will be permitted on the sites.
 11. A spill prevention and emergency response plan shall be in place and apply to all operations on the site including subcontractors and suppliers.
12. **ORDINANCE AMENDMENT NO. 3, 2010-2011:** Amending Chapter 82 of the Dane County Code of Ordinances, Incorporating the Town of Cottage Grove Comprehensive Plan into the Dane County Comprehensive Plan.

IN FAVOR: Town Board Chair, Kris Hampton

OPPOSED: Village of Cottage Grove Planner, Larry Witzling

Village of Cottage Grove Planner Witzling provided the committee with a copy of a letter outlining concerns the village has with the town plan, and requested that the committee postpone action to allow time for village / town discussion of the concerns. Village concerns include conflicts between the village and town future land use plan maps. Committee members noted that it's not uncommon for conflicts to exist between community plans, and commented that the town plan references some of the areas of conflict and includes recommendations to address/resolve the conflicts.

Motion by Jensen / Matano to postpone action (motion withdrawn).

Motion by Bruskevitz / Jensen to recommend approval, motion carried, 5-0.

13. **ORDINANCE AMENDMENT NO. 6, 2010-2011:** Amending Chapter 82 of the Dane County Code of Ordinances, Incorporating the Town of Primrose Comprehensive Plan into the Dane County Comprehensive Plan.

IN FAVOR: Town Board Chair, Dale Judd, Town Supervisor, Dave Garfoot, Joshua Dein, Pat Downing, County Board Supervisor, District 30.

OPPOSED:

Town residents speaking in opposition: Rick Skindrud, Roger Schneider, Chris Oltman, John Oltman, Florence Connors, Verdean Sherven, Susan Lemke, Tom Lemke, William Haack, Dawn Haag, John Duncan Varda, Steve O'Connor, Steve Ottman, Donna Stoll, Roger Stoll, Phil Connors.

Town residents registering in opposition: Barb Judd, Jerry Judd, Keith Jelle, Joanne Hanna-Viney, Mary Sherven, Mary Varda, Sue Ottman.

Sixteen town residents spoke in opposition to OA #6. Opponents expressed numerous concerns with the town's comprehensive planning process and the content of the plan. Opponents concerns included claims of an unrepresentative steering committee, violations of the public participation plan, concerns over meeting scheduling and the conduct of meetings, limited / insufficient opportunities for public input on the plan, inadequate consideration of property owners' rights in the development of the plan, and concerns over specific policies included in the plan and the impact on property owners, among others.

An audio recording of the entire 7/27/10 ZLR Committee public hearing, including testimony on OA #6, will be made available online at: <http://www.countyofdane.com/plandev/zoning/recording/meeting.aspx>

Motion by Matano / Eicher to recommend approval (no vote taken on motion).

Motion by Jensen / Bruskevitz to postpone until the August 10 work meeting, motion approved, 3-2 (Nay: Matano, Eicher).

Supervisors Jensen and Bruskevitz requested that corporation counsel review and render an opinion on the memo submitted by Attorney Varda regarding the lack of consistency between the town comprehensive plan and the county comprehensive plan, specifically the definition of "Agricultural Land" contained in the county farmland preservation plan, prior to the August 10 work meeting. Supervisor Miles requested that staff provide copies of information submitted by Mr. Haack be provided to committee members.

Supervisor Bruskevitz temporarily excused.

14. **ORDINANCE AMENDMENT NO. 9, 2010-2011:** Amending Chapter 82 of the Dane County Code of Ordinances, Incorporating the Town of Windsor Comprehensive Plan into the Dane County Comprehensive Plan.

IN FAVOR: None

OPPOSED: None

Allan noted that the plan amendment includes minor changes to the town's future land use map and incorporates the recently adopted DeForest / Windsor cooperative plan.

Motion by Jensen / Matano to recommend approval; motion carried, 4-0.

15. **ORDINANCE AMENDMENT NO. 11 , 2010-2011:** Amending Chapter 17--Floodplain Zoning, of the Dane County Code of Ordinances, regarding official map and revisions, by adopting revised Flood Insurance Rate Maps 55025C0188G, 550250189G, and 55025C0352G, and corresponding Flood Insurance Study data for Black Earth Creek, as revised to reflect a FEMA Letter of Map Revision effective September 24, 2010, as official floodplain zoning maps and data for parts of unincorporated Dane County including Sections 25, 26, 35 and 36, Town of Black Earth and Section 31, Town of Berry. The maps and data are available for review at the Dane County Zoning Division, Room 116 City-County Building, 210 Martin Luther King, Jr., Blvd., Madison, WI 53703-3342.

IN FAVOR: None

OPPOSED: None

Motion by Jensen / Eicher to recommend approval; motion carried, 4-0.

16. Annual review of the following Salvage Recycling Center licenses pursuant to Dane County Code of Ordinance, Section 10.20(3):

- a. Permit #2010-01, John Rowley, 1748 Springrose Rd, Verona WI 53593 (Town of Verona)
- b. Permit #2010-02, Richard Diehl, 5478 Norway Grove School Rd, Deforest WI 53532 (Town of Vienna)
- c. Permit #2010-03, Brian Outhouse, 665 Dead End Rd, Mt Horeb WI 53572 (Town of Perry)
- d. Permit #2010-04, Steven Suter, 3333 Femrite Dr, Madison WI 53704 (Town of Blooming Grove)
- e. Permit #2010-05, John Mullarkey, 936 Glenway Rd, Oregon WI 53575 (Town of Oregon)

- f. Permit #2010-06, Roxane Stillman, 4122 CTH AB, Madison WI 53718 (Town of Blooming Grove)
- g. Permit #2010-07, Michael Cutrano, 300 USH 12 & 18, Cambridge WI 53523 (Town of Christiana)

Everson informed the committee that he recently conducted inspections of each of the Salvage Recycling Centers and found them to be in compliance with the county ordinance.

Motion by Jensen / Eicher to authorize the renewal of the above listed Salvage Recycling Center licenses; motion carried, 4-0.

IV. REZONE AND CONDITIONAL USE PERMIT APPLICATIONS FROM PREVIOUS MEETINGS

- 1. None

V. PLATS AND CERTIFIED SURVEY MAPS

1. PRELIMINARY PLATS:

- a. None.

2. FINAL PLATS:

- a. FIRST ADDITION TO HAWKS RIDGE ESTATES, City of Madison
(21 lots) (9.33 acres) (application deadline 07/28/10).
Staff recommends a certification of non-objection.

Motion by Jensen / Eicher to certify the plat as non-objectionable with respect to the provisions of S.236.12(2)(b), Wisconsin Statutes; motion carried 3-1 (Matano Nay).

Supervisor Bruskewitz returned to the meeting.

3. PRELIMINARY CERTIFIED SURVEY MAPS:

- a. APPLICATION # 9213, Variance request for John Hack, Town of Burke, Section 10, to allow the creation of a 2-lot Certified Survey Map on 6.09 acres. The request is to waive the minimum road frontage requirement of 66 feet for lot 2.

Motion by Matano / Eicher to grant a waiver from Dane County Code of Ordinance Section 75.19(6)(b) to allow the proposed CSM to have lot 2 to have less than 66 feet of road frontage; motion carried, 5-0.

Finding of Fact: The existing development is in an urbanized area.

Motion by Matano / Eicher to approve the preliminary Certified Survey Maps that are listed as b thru g subject to the following conditions; motion carried, 5-0.

- b. APPLICATION # 9174, John Kelch, Town of Albion, Section 7
(1 lot, 7.0 acres)
 - 1. Rezone Petition #10212 is to become effective (one day following publication in the Wisconsin State Journal) and all conditions established with Zoning Petition #10212 are to be timely satisfied.
 - 2. The document is to be completed in accordance with S.236.34, Wisconsin State Statutes.
 - 3. The net lot area calculation is to be specified in square feet.
 - 4. An owners certificate in accordance with S. 236.21(2), Wisconsin State Statutes is to be included.
 - 5. The owners certificate is to include "we also certify that this certified survey map is required by 75.17(1)(a), Dane County Code of Ordinances to be submitted to the Dane County Zoning and Land Regulation Committee for approval.
 - 6. All owners of record are to be included in the owner's certificate. (County records indicate that JOHN M KELCH is the owner). *Middle initials are required to provide valid certificates.*

7. A Town of Albion approval certificate is to be included.
8. The required certificates are to be executed.
9. A notation is to be affixed to the document "Approved for recording per Dane County Zoning & Land Regulation Committee action of _____, by _____, Authorized Representative.
10. A notation is to be affixed to the document "refer to building site information contained in the Dane County Soil Survey."
11. Dane County Surveyor approvals are to be obtained. When all revisions are complete, submit a copy to the Dane County Surveyor for technical review and approval.
12. The recordable document is to be submitted for review and approval.

c. APPLICATION # 9198, R & G Miller and Sons, Town of York, Section 7
(1 lot, 3.042 acres)

1. Rezone Petition #10211 is to become effective (one day following publication in the Wisconsin State Journal) and all conditions established with Zoning Petition #10211 are to be timely satisfied.
2. The document is to be completed in accordance with S.236.34, Wisconsin State Statutes.
3. The net lot area calculation is to be specified in square feet.
4. Rights-of-way widths and names of existing streets are to be shown. *Right-of-way is to be labeled as NORTH GREENWAY ROAD.*
5. Existing buildings shall be dimensioned to the nearest 0.1 foot in relation to proposed property boundaries. *Distance from right-of-way line to residence is to be shown.*
6. The approximate location of the existing on-site septic system is to be shown.
7. An owners certificate in accordance with S. 236.21(2), Wisconsin State Statutes is to be included.
8. The owners certificate is to include "we also certify that this certified survey map is required by 75.17(1)(a), Dane County Code of Ordinances to be submitted to the Dane County Zoning and Land Regulation Committee for approval.
9. All owners of record are to be included in the owner's certificate. (County records indicate that R & G MILLER & SONS INC. is the owner).
10. A Town of Sun Prairie approval certificate is to be included and the condition satisfied.
11. The required certificates are to be executed.
12. "Approved for recording per Dane County Zoning & Land Regulation Committee action of _____, by _____, Authorized Representative" is to be included.
13. A notation is to be affixed to the document "refer to building site information contained in the Dane County Soil Survey."
14. Dane County Surveyor approvals are to be obtained. When all revisions are complete, submit a copy to the Dane County Surveyor for technical review and approval.
15. The recordable document is to be submitted for review and approval.

d. APPLICATION # 9207, David Roark, Town of Cross Plains, Section 24
(3 lots, 20.12 acres)

1. Rezone Petition #10181 is to become effective (one day following publication in the Wisconsin State Journal) and all conditions established with Zoning Petition #10181 are to be timely satisfied.
2. The document is to be completed in accordance with S.236.34, Wisconsin State Statutes.
3. Lot 2 is to be a minimum of 2.0 acres net excluding the road right-of-way.
4. The distance from the existing shed on proposed lot 1 is to be shown with respect to proposed lot 2.
5. A Town of Cross Plains approval certificate is to be completed.
6. All owners of record are to be included in the owner's certificate. (County records indicate that DAVID M ROARK & LYNN B ROARK and J & A LLC is the owner). *Spouse's signature and middle initials are required to provide valid certificates.*
7. The required certificates are to be executed.
8. Dane County Surveyor approvals are to be obtained. When all revisions are complete, please submit a copy to the Dane County Surveyor for technical review and approval.

e. APPLICATION # 9211, Curtis Reif, Town of Pleasant Springs, Section 35
(2 lots, 15.5 acres)

1. Rezone Petition #10206 is to become effective (one day following publication in the Wisconsin State Journal) and all conditions established with Zoning Petition #10206 are to be timely satisfied. *Recording of an approved Certified Survey Map.*
2. The document is to be completed in accordance with S.236.34, Wisconsin State Statutes.

3. Lot 2 is to be a minimum of 4.0 acres net excluding the road right-of-way.
4. The net lot area calculations are to be specified in square feet.
5. Draft and annotate an access easement through Lot 1 for the benefit of Lot 2 or adjust the lot line to the north so Lot 2 includes all of the driveway to the garage.
6. Existing buildings shall be dimensioned to the nearest 0.1 foot in relation to proposed property boundaries.
7. An owners certificate in accordance with S. 236.21(2), Wisconsin State Statutes is to be included.
8. The owners certificate is to include "we also certify that this certified survey map is required by 75.17(1)(a), Dane County Code of Ordinances to be submitted to the Dane County Zoning and Land Regulation Committee for approval.

9. All owners of record are to be included in the owner's certificate. (County records indicate that CURTIS A REIF & CLARICE DE CHRISTINA is the owner). *Spouse's signature and middle initials are required to provide valid certificates.*

10. A Town of Pleasant Springs approval certificate is to be completed.

11. The required certificates are to be executed.

12. The notation "refer to building site information contained in the Dane County Soil Survey" is to be included on the document.

13. "Approved for recording per Dane County Zoning & Land Regulation Committee action of _____, by _____, Authorized Representative" is to be included.

14. Dane County Surveyor approvals are to be obtained. When all revisions are complete, please submit a copy to the Dane County Surveyor for technical review and approval.

15. The recordable document is to be submitted for review and approval.

f. APPLICATION # 9212, Windsor Golf, Town of Windsor, Section 33
(3 lots, 1.042 acres)

1. Rezone Petition #10142 is to become effective (one day following publication in the Wisconsin State Journal) and all conditions established with Zoning Petition #10142 are to be timely satisfied.

Recording of an approved Certified Survey Map.

2. The net lot area calculations are to be specified in square feet.

3. All owners of record are to be included in the owner's certificate. (County records indicate that WINDSOR GOLF VENTURES INC is the owner). *Middle initials are required to provide valid certificates.*

4. The Owners Certificate and the Consent of Mortgagee Certificate shall include the word dedicated.

5. Town of Windsor approval is to be obtained.

6. Village of DeForest approval is to be obtained (extraterritorial jurisdiction).

7. Dane County Surveyor approvals are to be obtained. When all revisions are complete, please submit a copy to the Dane County Surveyor for technical review and approval.

8. The recordable document is to be submitted for review and approval.

g. APPLICATION # 9214, Paul Munz, Town of Vienna, Section 23
(1 lot, 28.81 acres)

1. Evidence of required zoning is to be provided. *Publication in the official newspaper.*

2. The document is to be completed in accordance with S.236.34, Wisconsin State Statutes.

3. Dane County Highway comments are to be satisfied.

No access to be designated across the frontage of CTH V

4. All owners of record are to be included in the owner's certificate. (County records indicate that NORWAY GROVE PARK INC and STEWART L HARRIS & CHERYL A HARRIS is the owner). *Spouse's signature and middle initials are required to provide valid certificates.*

5. Town of Vienna approval is to be obtained.

6. The Village of DeForest approval certificate is to be satisfied.

7. The required certificates are to be executed.

8. Dane County Surveyor approvals are to be obtained. When all revisions are complete, submit a copy to the Dane County Surveyor for technical review and approval.

9. The recordable document is to be submitted for review and approval.

4. CERTIFIED SURVEY MAPS:

Motion by Matano /Eicher to approve final Certified Survey Maps listed a thru j;

motion carried, 5-0. Chair Miles signed the Certified Survey Maps.

- a. APPLICATION # 9129, Roger Bovy, Town of Verona, Section 7 & 8
(1 lot, 7.70 acres)
- b. APPLICATION # 9145, Joyce Wittenwyler, Town of Blue Mounds, Section 36
(2 lots, 13.89 acres)
- c. APPLICATION # 9146, Beverly Docken, Town of Blue Mounds, Section 14
(4 lots, 51.63 acres)
- d. APPLICATION # 9147, Russ Docken, Town of Perry, Section 4
(1 lot, 23.44 acres)
- e. APPLICATION # 9158, Joe Acker, Town of Springfield, Section 34
(2 lots, 5.67 acres)
- f. APPLICATION # 9160, Timberlane Builders, Town of Cross Plains, Section 36
(2 lots, 7.329 acres)
- g. APPLICATION # 9162, Keith Richards, Town of Cross Plains, Section 28
(1 lot, 19.006 acres)
- h. APPLICATION # 9179, Joseph Capaul, Town of Westport, Section 12
(2 lots, 4.41 acres)
- i. APPLICATION # 9187, Rick Boettcher, Town of Berry, Section 7
(2 lots, 22.74 acres)
- j. APPLICATION # 9192, Luginbuhl Farm, Town of Verona, Section 29
(1 lot, 7.79 acres)

VI. RESOLUTIONS

None.

VII. ORDINANCE AMENDMENTS

1. **Substitute 1 to ORDINANCE AMENDMENT NO. 22, 2009-1010:** Amending Chapter 12 of the Dane County Code of Ordinances, Providing for Reduced Rezoning Application Fees for Dane County farmers constructing a Primary Farm Residence.

Motion by Jensen / Matano to recommend approval of Substitute 1 to OA #22, 2009-10, motion carried, 5-0.
2. **ORDINANCE AMENDMENT NO. 3, 2010-2011:** Amending Chapter 82 of the Dane County Code of Ordinances, Incorporating the Town of Cottage Grove Comprehensive Plan into the Dane County Comprehensive Plan. (See action above under item III #12)
3. **ORDINANCE AMENDMENT NO. 6, 2010-2011:** Amending Chapter 82 of the Dane County Code of Ordinances, Incorporating the Town of Primrose Comprehensive Plan into the Dane County Comprehensive Plan. (See action above under item III #13)
4. **ORDINANCE AMENDMENT NO. 9, 2010-2011:** Amending Chapter 82 of the Dane County Code of Ordinances, Incorporating the Town of Windsor Comprehensive Plan into the Dane County Comprehensive Plan. (See action above under item III #14)

5. **ORDINANCE AMENDMENT NO. 11 , 2010-2011:** Amending Chapter 17--Floodplain Zoning, of the Dane County Code of Ordinances, regarding official map and revisions, by adopting revised Flood Insurance Rate Maps 55025C0188G, 550250189G, and 55025C0352G, and corresponding Flood Insurance Study data for Black Earth Creek, as revised to reflect a FEMA Letter of Map Revision effective September 24, 2010, as official floodplain zoning maps and data for parts of unincorporated Dane County including Sections 25, 26, 35 and 36, Town of Black Earth and Section 31, Town of Berry. The maps and data are available for review at the Dane County Zoning Division, Room 116 City-County Building, 210 Martin Luther King, Jr., Blvd., Madison, WI 53703-3342. (See action above under item III #15)

VIII. OTHER BUSINESS

None.

IX. ADJOURN

Motion by Jensen / Matano to adjourn the meeting at 12:09 am; motion carried, 5-0.

Majid Allan,
Recording Secretary

Minutes filed with the County Clerk 07/30/10

Note: These minutes are the notes of the recorder and are subject to change at a subsequent meeting of the committee.