

## DANE COUNTY ORDINANCE AMENDMENT NO: 10213

Internal Tracking Number: RECU25722

Amending Section 10.03 relating to Zoning Districts in the Town of Rutland and Town of Rutland.

The Dane County Board of Supervisors does ordain as follows: That the Zoning District Maps of the Town of Rutland and Town of Rutland be amended to include in the RH-1 Rural Homes and A-4 district(s) following described land:

### **PETITION NUMBER: 10213**

Part of Section 17, Town of Rutland and Section 18, Town of Rutland described as follows:

#### **\*A-1EX to RH-1**

Located in the SW  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  of Section 17 and in the SE  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  of Section 18, all in T5N, R10E, Town of Rutland, Dane County, Wisconsin, being further described as follows:

Commencing at the Southwest corner of said Section 17; thence N00°00'00"E 670.00 feet; thence S90°00'00"W 550.00 feet; thence N00°00'00"E 410.00 feet to the point of beginning. Thence continue N00°00'00"E 250.00 feet; thence N90°00'00"E 1000.00 feet; thence S20°05'43"W 70.28 feet; thence S90°00'00"W 725.85 feet; thence S00°00'00"W 184.00 feet; thence S90°00'00"W 250.00 feet to the point of beginning. Contains 2.50 acres.

#### **A-1EX TO A-4**

Located in the SW  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  of Section 17 and in the SE  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  of Section 18, all in T5N, R10E, Town of Rutland, Dane County, Wisconsin, being further described as follows:

Commencing at the southwest corner of said Section 17; thence N00°00'00"E 100.00 feet to the point of beginning. Thence continue N00°00'00"E 570.00 feet; thence S90°00'00"W 550.00 feet; thence N00°00'00"E 410.00 feet; thence N90°00'00"E 250.00 feet; thence N00°00'00"E 184.00 feet; thence N90°00'00"E 725.85 feet; thence S20°05'43"W 1239.45 feet to the point of beginning. Contains 12.1 acres.

### **CONDITIONAL ZONING**

Conditional zoning is hereby imposed pursuant to Section 10.255(3)(a)2.(b) 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 placed on the A-4 zoning parcel prohibiting residential development.

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.**

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The Dane County Board of Supervisors does ordain that this amendment, based upon their findings, to be consistent with the provisions of Section 91.48(1)(a), Wisconsin State Statutes.

**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. This amendment will become effective, if within 90 days of its approval by Dane County, a certified survey map that describes the land to be rezoned is recorded in the office of the Dane County Register of Deeds. **Failure to record the survey will cause the rezone to be null and void. Two copies of the recorded survey shall be submitted to Dane County Zoning.**

**\*STATE OF WISCONSIN REZONING CONVERSION FEE REQUIRED**

Pursuant to Section 91.48(1)(b) of Wisconsin Statutes, the above described land(s) being rezoned out of a certified farmland preservation zoning district is/are subject to a conversion fee equal to three times the per acre value, for the year in which the land is rezoned, of the highest value category of tillable cropland in the town in which the rezoned land is located, as specified by the Wisconsin department of revenue under Section 73.03 (2a) Wisconsin Statutes. This amendment will become effective, if within 90 days of its approval by Dane County, the applicant provides payment of the conversion fee to the Dane County Treasurer in the amount specified under the applicable state statutes. **Failure to pay the rezoning conversion fee in the allotted time period will cause the rezone to be null and void.**

**\*DANE COUNTY REZONING CONVERSION FEE REQUIRED**

Pursuant to Section 12.05(1)(e) Dane County Code of Ordinances, the above described land(s) being rezoned out of the A-1EX Exclusive Agriculture District or A-3 Agriculture District is/are subject to a Farmland Preservation Zoning conversion fee equal to \$55 per acre. This amendment will become effective, if within 90 days of its approval by Dane County, the applicant provides payment of the conversion fee to the Dane County Treasurer in the amount specified in Section 12.05(1)(e) Dane County Code of Ordinances. **Failure to pay the rezoning conversion fee in the allotted time period will cause the rezone to be null and void.**

**GRANT AS MODIFIED**

**DELAYED EFFECTIVE DATE**

**DANE COUNTY ORDINANCE AMENDMENT NO: 10239**

Internal Tracking Number: RECU25752

Amending Section 10.03 relating to Zoning Districts in the Town of Madison.

The Dane County Board of Supervisors does ordain as follows: That the Zoning District Maps of the Town of Madison be amended to include in the C-1 Commercial district(s) following described land:

**PETITION NUMBER:** 10239

Part of Section 33, Town of Madison described as follows:

**B-1 TO C-1**

Lot 106 and Lot 107, Town of Madison Assessor's Plat No. 6 of the Third Addition to Arbor Hills, in the Town of Madison, Dane County, Wisconsin, Except that Part in Award Damages Recorded in Vol. 85 of Records, Pg. 183, as Document Number 1233670.

**CONDITIONAL ZONING**

Conditional zoning is hereby imposed pursuant to Section 10.255(3)(a)2.(b) 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 placed on the property limiting the land use to: medical, dental, and veterinary clinics; banks; offices; condo office buildings not more than two floors of office space; and drive-through establishments through the conditional use process.
2. A deed restriction shall be placed on the property prohibiting the installation of billboard signs.

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.**

**GRANT AS MODIFIED**

**DELAYED EFFECTIVE DATE**