

**VILLAGE OF WINDSOR
ORDINANCE 2019-26**

**APPROVAL OF A REZONE FOR PROPERTY
LOCATED AT 3294 VINBURN ROAD, VILLAGE OF WINDSOR**

WHEREAS, Frederick Mooers (the “Petitioner”) has requested approval of: (1) a Certified Survey Map to divide property at 3294 Vinburn Road (the “Subject Property”), and; (2) a Rezone of the Subject Property; and

WHEREAS, the Plan Commission recommended approval of the Certified Survey Map and Rezone request in Plan Commission Resolution 2019-14; and

WHEREAS, the Village Director of Planning / Zoning Administrator has reviewed the Petitioner’s request and prepared a Staff Report dated September 27, 2019 (the “Staff Report”) recommending approval, subject to certain conditions specified in the Staff Report; and

WHEREAS, following review of information presented at the Plan Commission meeting, the Public Hearing, and the Staff Report, the Village Board approves the Rezone request, subject to the conditions specified in the Staff Report and as set forth herein.

NOW, THEREFORE, the Village Board of the Village of Windsor, Dane County, Wisconsin do ordain as follows:

SECTION ONE: The Windsor Code of Ordinances is hereby amended to Rezone Lots 1, 2, and 3 of the Certified Survey Map set forth in Resolution 2019-104 for Frederick Mooers located at 3294 Vinburn Road, as follows and subject to the following conditions:

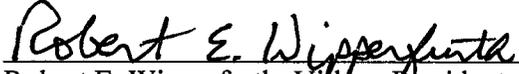
1. Lot 1 of the Certified Survey Map shall be rezoned from A1-EX, Exclusive Agriculture District to A-2(2), Agriculture District.
2. Lot 2 of the Certified Survey Map shall be rezoned from A1-EX, Exclusive Agriculture District to A-2(8), Agriculture District.
3. Lot 3 of the Certified Survey Map shall be rezoned from A1-EX, Exclusive Agriculture District to A-4, Agriculture District.
4. The Rezone request shall have a delayed effective date and shall take effect at such time as the accompanying Certified Survey Map has been recorded in the Dane County Register of Deed’s Office.
5. The Petitioner shall promptly reimburse the Village of Windsor for all costs and expenses incurred by Windsor in connection with the review and approval of the Rezone, including, but not limited to, the cost of professional services incurred by the Village of Windsor for the review and preparation of required documents, attendance at meetings or other related professional services.
6. The Village Board’s approval expires one hundred-eighty (180) days from the date of adoption of this Ordinance. Time is of the essence. If the Petitioner encounters an unforeseen development delay, as determined by the Zoning Administrator, the Zoning Administrator is authorized to extend the one hundred-eighty (180) days expiration up to an

additional one hundred-twenty (120) days. If the Petitioner has not complied with all of the conditions prior to expiration, then a new application and new fees must be submitted and a complete review will be necessary.

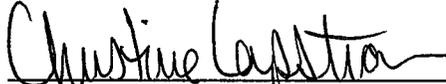
SECTION TWO: This Ordinance shall become effective upon passage and publication as provided by law.

The above and foregoing Ordinance was duly adopted at a meeting of the Village Board of the Village of Windsor held on October 03, 2019, by a vote of 5 in favor and 0 opposed.

VILLAGE OF WINDSOR


Robert E. Wipperfurth, Village President

Attested by:


Christine Capstran, Village Clerk

Published: October 10, 2019

Effective: October 11, 2019

INCORPORATED BY REFERENCE:

Staff Report
Petitioner Application
Plan Commission Resolution 2019-14
Village Board Resolution 2019-104

LEGAL DESCRIPTION

for
ZONING CHANGE

Frederick Mooers Properties

Located in the SW ¼ of the SE ¼ of Section 13, Town 9 North, Range 10 East, Village of Windsor, Dane County, Wisconsin, described as follows:

PARCEL "A"

A-1 Exclusive Agricultural to A-2(2) Agricultural

BEGINNING at the South Quarter Corner of Section 13;
thence N00°45'52"W (recorded as N00°07'40"E), 577.51 feet along the west line of the SE ¼ of Section 13;
thence N89°48'24"E, 240.00 feet;
thence S00°45'52"E, 565.36 feet to the south line of the SE ¼ of Section 13;
thence S89°48'24"W (recorded as N89°18'06"W), 240.00 feet along the south line of the SE ¼ of Section 13 to the **POINT OF BEGINNING**.

Containing 138,600 square feet, (3.18 acres)

Subject to Vinburn Road right-of-way.

PARCEL "B"

A-1 Exclusive Agricultural to A-2(8) Agricultural

Commencing at the South Quarter Corner of Section 13;
thence N00°45'52"W (recorded as N00°07'40"E), 577.51 feet along the west line of the SE ¼ of Section 13 to the **POINT OF BEGINNING**.
thence continuing N00°45'52"W (recorded as N00°07'40"E), 746.17 feet along the west line of the SE ¼ of Section 13 to the northwest corner of the SW ¼ of the SE ¼;
thence N89°54'51"E, 826.04 feet along the north line of the SW ¼ of the SE ¼ of Section 13;
thence S61°27'33"W, 209.27 feet;
thence S35°23'49"W, 441.56 feet;
thence S18°30'22"E, 235.00 feet;
thence S00°14'09"W, 505.00 feet;
thence S26°43'41"W, 115.0 feet;
thence S00°45'52"E, 33.00 feet to the south line of the SE ¼ of Section 13;

thence S89°48'24"W (recorded as N89°18'06"W), 150.00 feet along the south line of the SE ¼ of Section 13;
thence N00°45'52"W, 565.36 feet;
thence S89°48'24"W, 240.00 feet to the **POINT OF BEGINNING**.

Containing 492,650 square feet, (11.31 acres)
Subject to Vinburn Road right-of-way.

PARCEL "C"

A-1 Exclusive Agricultural to A-4 Exclusive Agricultural

Commencing at the South Quarter Corner of Section 13;
thence N89°48'24"E (recorded as S89°18'06"E), 390.00 feet along the south line of the SE ¼ of Section 13 to the **POINT OF BEGINNING**;
thence continuing N89°48'24"E (recorded as S89°18'06"E), 938.32 feet along the south line of the SE ¼ of Section 13 to the southeast corner of the SW ¼ of said SE ¼;
thence N00°39'08"W (recorded as N00°14'26"E), 1321.16 feet along the east line of the SW ¼ of the SE ¼ of Section 13 to the northeast corner of said SW ¼ of the SE ¼;
thence S89°54'51"W, 504.90 feet along the north line of the SW ¼ of the SE ¼ of Section 13;
thence S61°27'33"W, 209.27 feet;
thence S35°23'49"W, 441.56 feet;
thence S18°30'22"E, 235.00 feet;
thence S00°14'09"W, 505.00 feet;
thence S26°43'41"W, 115.0 feet;
thence S00°15'52"E, 33.00 feet to the **POINT OF BEGINNING**.

Containing 1,126,990 square feet, (25.87 acres)
Subject to Vinburn Road right-of-way.

Subject to all recorded and unrecorded easements.

SEE ZONING CHANGE MAP

This Description Prepared by:

Paulson & Associates, LLC
Daniel A. Paulson
Professional Land Surveyor

July 19, 2019

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