DIAMOND VILLAGE PLANNED UNIT DEVELOPMENT FINAL DEVELOPMENT PLAN VILLAGE OF DEFOREST, WI

A. Purpose and Overview

The Diamond Village Planned Unit Development (PUD) is located between Pederson Crossing Boulevard and USH 51. This Final Development Plan (FDP) includes the Village's zoning rules governing the future development and use of the Diamond Village PUD, and shall control in the event of any conflict with the Preliminary Development Plan.

B. Diamond Village PUD Area and Development Plan Map

The PUD is coterminous with the Diamond Village subdivision plat, recorded with the Dane County Register of Deeds as document number 5851756 and attached hereto as Exhibit A. The Development Plan Map for the PUD is the plat. The Development Plan Map may be adjusted via subsequent plat or certified survey map approval from the Village, without requiring an FDP amendment, provided that all other requirements of the FDP are met.

C. Permitted and Conditional Land Uses

One of each of the following land use types as defined in Chapter 15 of the DeForest Municipal Code (Zoning Ordinance) are hereby designated as a permitted use on each lot:

- Single-Family Detached Residence
- Family Child Care Home (up to 8 children)
- Home Occupation (per standards in §15.04(6) of Zoning Ordinance)
- Small Solar or Wind Energy System (per §15.04(24) of Zoning Ordinance)

There are no other permitted uses or conditional uses within this PUD.

Through this FDP, all references to Zoning Ordinance sections shall adjust accordingly in the event the Village amends or updates the Zoning Ordinance in a manner that changes section numbers for similar regulations.

D. Dimensional Standards

For the Developable Lots, Dimensional Standards are hereby designated as follows:

- Minimum lot dimensions:
 - Lot size: 5,500 square feet
 - o Lot width (at minimum front yard setback): 50 feet
 - o Lot depth: 95 feet

- Minimum setbacks for all buildings:
 - Front yard: 20 feet (front yard may include utility, snow storage, and street tree planting easement; setback is from front lot line regardless)
 - Street side yard (on corner lots): 10 feet
 - Interior side yard: 5 feet
 - Rear yard: 15 feet
 - Permitted improvements in required building setback areas: Per §15.04(8) of Zoning Ordinance
 - Setbacks of fences and other permitted structures: Per the Zoning Ordinance
- Other dimensional requirements:
 - Minimum building separation: 10 feet
 - Maximum building height: 35 feet for principal buildings; 15 feet for accessory buildings
 - Maximum driveway opening: 20 feet at lot line; 24 feet at curb line
 - Minimum green space percentage: 40%
 - Maintenance of vision clearance triangles per S. 15.04(13)(d) of Zoning Ordinance. Pederson Crossing is collector street.

The Village may approve the redivision or replat of lots in the Development Plan Map without further amendment to this FDP, provided that the above Dimensional Standards are met.

E. Other Applicable Village Ordinance Standards

The Zoning Ordinance contains fencing, swimming pool, signage, exterior lighting, performance standards, and other requirements that are normally applicable within single family residential zoning districts in the Village. The Village maintains other ordinances as part of its Municipal Code, covering such matters as traffic control, building regulations, and minimum housing and property maintenance.

All lots in the PUD shall be required to meet all Zoning Ordinance requirements applicable to properties zoned RN-2A Residential Neighborhood Single-Family Residence District, and all other Municipal Code requirements, except as follows:

- Permitted and conditional uses shall instead be regulated under subsection C of this FDP.
- Dimensional Standards shall instead be regulated under subsection D of this FDP.
- Exceptions to such requirements and those within this FDP may be made by variance per the procedures and criteria in the Zoning Ordinance.

In the event of any conflict between a Zoning Ordinance requirement and a similar requirement in the recorded Declaration of Protective Covenants, Restrictions, Easements

and Notices (hereinafter, the "Declaration"), the Zoning Administrator is authorized but not required to apply the Declaration requirement and waive the conflicting Zoning Ordinance requirement, provided that the Zoning Administrator determines that the Declaration requirement is consistent with the intent and purpose of the Zoning Ordinance. No such waiver shall be effective unless provided in writing and signed by the Zoning Administrator.

F. Residential Floor Area, Architectural Design, and Variety Standards

Exhibit B includes examples of front façade styles anticipated within Diamond Village. These are emblematic of the type and variety of proposed buildings, but are not required designs.

The Declaration includes residential floor area, architectural design, and variety standards for building construction. The Diamond Village Architectural Control Committee (ACC) is responsible for administering these standards, except that if the ACC is terminated, inactive or fails to perform its duties under the Declaration in the determination of the Planning and Zoning Commission, the Zoning Administrator may instead administer such standards. The ACC may approve variances to such standards where all of the following criteria are met:

- 1. Full compliance would require substantial difficulties or undue hardship to the lot owner.
- 2. Building remains consistent with required architectural character of single family dwelling units, as indicated in the Declaration.
- 3. Building design includes compensating architectural elements.
- 4. Building design is harmonious with existing buildings, without being monotonous, with particular attention paid those abutting buildings and those on the opposite side of the street.

The ACC may vary the Declaration standards only after requesting in writing and obtaining the Village Zoning Administrator's approval of the variance.

The Zoning Administrator may approve variances and the Planning and Zoning Commission may approve appeals to such standards only where all of the criteria listed above for ACC variances are met. Such approvals shall be granted in writing. The Zoning Administrator shall have 10 business days from the date of receipt of the ACC's written request to approve, approve with conditions, or reject a requested variance. If no action is taken by the Zoning Administrator within the 10 business day review period, the request shall be deemed granted. If not satisfied with the determination of the Zoning Administrator, the ACC may appeal the determination to the Village Planning and Zoning Commission.

G. Issuance of Building Permits

Before the owner of any lot or his or her representative applies for and obtains a Village building permit for any new or altered structure that also require ACC approval under the FDP or Declaration, the following procedure is required:

- 1. The owner or representative shall apply for and obtain architectural approval from the ACC.
- 2. The ACC shall place a stamp of approval on the architectural plans so approved, or otherwise clearly indicate its approval of the latest plans by date and in writing.
- 3. The ACC shall indicate in writing its approval of any variances to the design guidelines in the Declaration, and request Zoning Administrator variance approval where required under subsection F of this FDP.
- 4. The owner or representative shall provide such stamped-approved plans (or similar) to the Village with the building permit application.

The Zoning Administrator may suspend this procedure upon a finding that the ACC does not exist in the form provided in the Declaration, or that the owner of the lot or representative applied for but was unable to obtain ACC approval of the architectural plans because the ACC refused to exercise its review authority.

H. Ownership and Maintenance of Common Areas

The developer or Diamond Village Neighborhood Association shall be responsible for maintenance of any subdivision entrance sign and the landscaping, lighting, or other treatments serving and immediately surrounding it; and of any other land or improvement where mutually agreed between Association and Village.

Individual lot owners shall be responsible for the mowing, clearing, and other normal maintenance the sidewalk and terrace area (area between sidewalk and curb) adjacent to their lots, as required under the Village's Municipal Code.

Along internal street frontages where there is no sidewalk, there shall be an easement(s) within the private lot adjacent to the street right-of-way for utilities, snow storage, and street tree planting, as indicated in Exhibit A and with details prescribed in the Declaration.

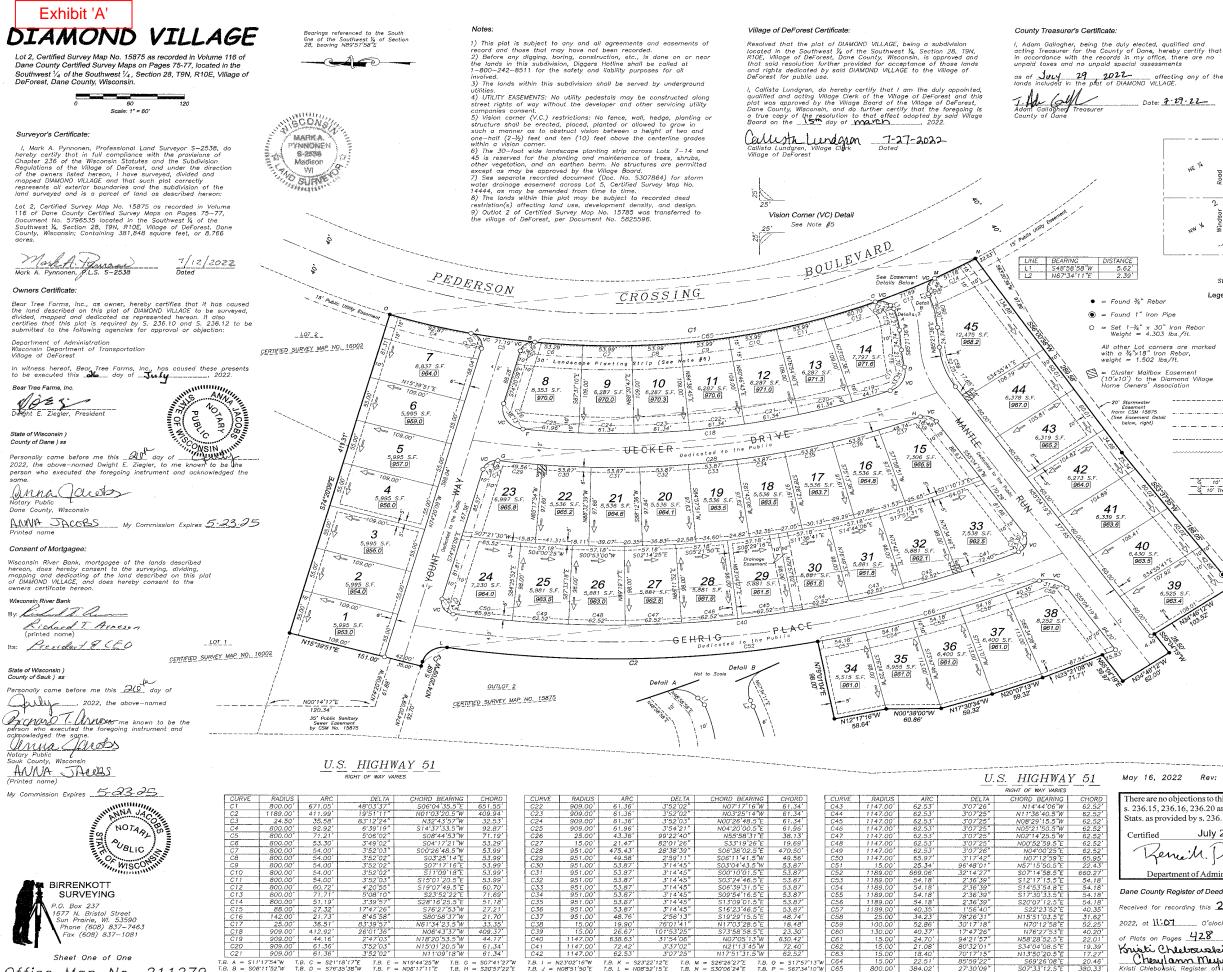
Diamond Village is east of and adjacent to a 3.9 acre outlot (Outlot 2 of CSM 15875), proposed to be dedicated to the Village for stormwater management and environmental corridor purposes. Outlot 2 also provides separation between the PUD and Highway 51, which helps minimize noise and visual impacts. Any recreational use of Outlot 2 shall be determined by the Village.

I. Transportation and Associated Mitigation

Lots 7-14 and 45 include berming and landscape plantings in the designated landscape planting strip indicated in Exhibit A abutting Pederson Crossing Blvd., and Lots 34-38 include landscape plantings near their rear line, all of which shall be installed by the developer in the manner indicated in Exhibit C. Each of the owners of the afore mentioned lots shall maintain such berm and landscape plantings in the manner prescribed in the Declaration. There shall be no buildings within the landscape planting strip or interfering with such plantings on Lots 34-38.

Noise mitigation is achieved by locating all residential lots well outside the minimum 130' setback from Highway 51 pavement, east of Outlot 2 of CSM 15875. This setback was established to meet the Village maximum decibel standards for "outdoor living areas" as required under Chapter 13 of the Municipal Code, per a noise study completed in conjunction with Highway 51 design and construction.

Street right-of-way and design shall be in accordance with Exhibits A and D. Parking shall be restricted to one side of each internal street, and away from street intersections as directed by the Fire Department to enable safe fire and emergency turn movements, via "no parking" signage installed by the developer. Parking will be restricted on both sides of Pederson Crossing. Parking of recreational vehicles on or extending within any public right-of-way or outlot is restricted. Details will be determined with the engineering plans for this PUD and/or Village street parking ordinance.



Office Map No. 211279

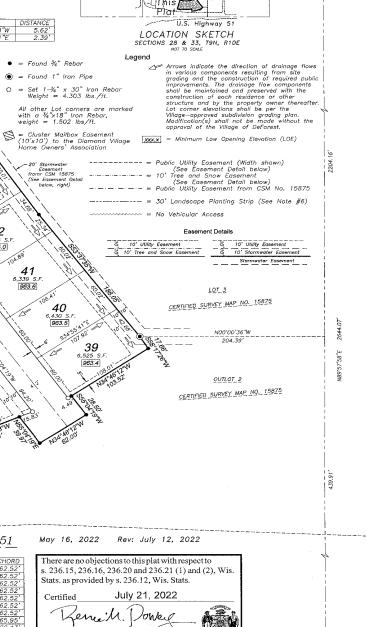
I, Carol Herwig, being the duly elected, qualified and acting Finance Director for the Village of DeForest, hereby certify that in accordance with the records in my office, there are no unpaid taxes and no unpaid special 2______ affecting any of the HAMOND VILLAGE. ments as of July 27, 2022 of DIAMOND VILLAGE. Date: 7.29.22_ Carol Herwig, Finance Director Village of DeForest

NE 1/4

Village Treasurer's (Finance Director) Certificate:

South ¼ Corner Section 28–9–10 Found Aluminum

Southwest Carner Section 28–9–10 Found P.K. Nall



Dane County Register of Deeds Certificate.

Department of Administration

Received for recording this 29th day of July_ 2022, at 11:07 O'clock, A.M. and recorded in Volume 61-070A of Plats on Pages 428 as Document No. 5851756 Kristi Chlebouski, ty. Chenylann Mujer, Meputipate: 29, July 2022 Kristi Chlebowski, Register of Deeds

County of Dane





TARTAN





1,300-1,400 SF





Graphic is for illustrative purposes only.



SCOTSMAN



MCGREGOR



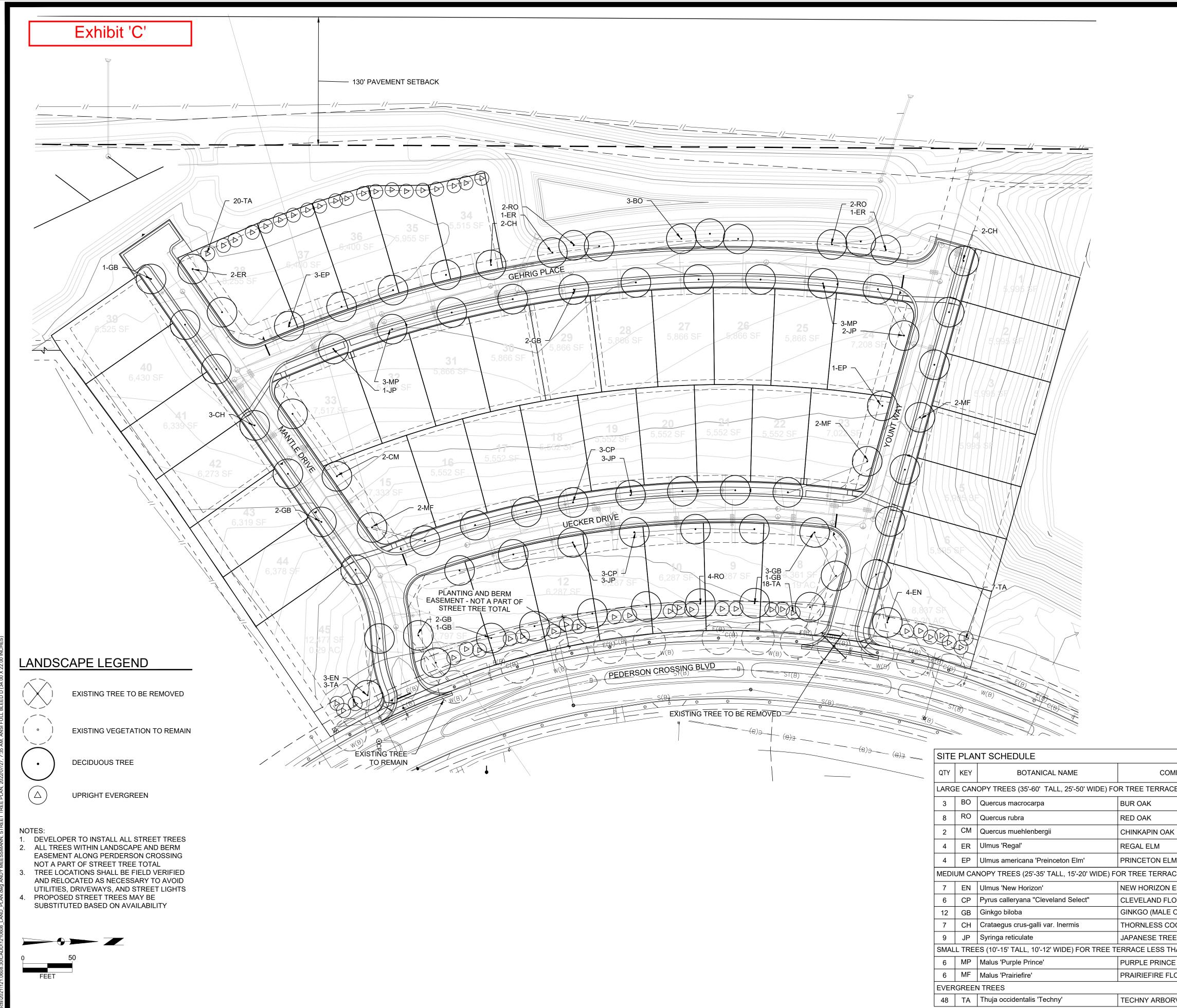
INVERNESS







Single Family Architecture



			DEFOREST	JEFOREST COMMENTS (06-06-22, 07-22-22) 06-06-22 ATM	7-22-22) 06-06-2	-22 ATM
8 Pi				DOT COMMENTS	03-30-2	03-30-22 BCA
rojec			DEFORE	DEFOREST & WINDSOR COMMENTS		03-15-22 ATM
S S			DEFORE	DEFOREST & WINDSOR COMMENTS		02-09-22 BCA
S C	STDEET TDEE DI AN		MARK	REVISION	DATE	E BY
12		VIELAGE OF DEL ONEOT, DAME COONTT, W	Engineer: BCA	Checked By: MLC	Scale: 1" = 50'	_
			Technician:TECH	Date: 12-22-2021	T-R-S: TTN-RRW-SS	SS-W5
E R res 508.30	SNYDER & ASSOCIATES,	5010 VOGES ROAD MADISON, WISCONSIN 53718 608-838-0444 www.snyder-associates.com	Project No:121.0608.30		Sheet L100	00

COMMON NAME	INSTALL SIZE	MATURE SIZE	COMMENTS			
RRACES 8' OR WIDER						
	1.5" Cal.	70'h x 70'w	B&B			
	1.5" Cal.	60'h x 60'w	B&B			
IN OAK	1.5" Cal.	50'hx60'w	B&B			
M	1.5 Cal.	50'hx60'w	B&B			
ON ELM	1.5" Cal.	50'hx50'w	B&B			
ERRACES 6' OR WIDER						
RIZON ELM	1.5" Cal.	30'hx20'w	B&B			
ND FLOWERING PEAR	1.5" Cal.	25'hx20'w	B&B			
MALE ONLY)	1.5" Cal.	50'hx30'w	B&B			
SS COCKSPUR HAWTHORN	1.5" Cal.	25'hx30'w	B&B			
E TREE LILAC	1.5" Cal.	20'hx15'w	B&B			
ESS THAN 6'						
PRINCE CRABAPPLE	1.5" Cal.	15'hx12'w	B&B			
IRE FLOWERING CRABAPPLE	1.5" Cal.	15'hx12'w	B&B			
ARBORVITAE	4'	15'hx8'w	B&B			

