



Legislation Details (With Text)

File #: 40252 **Version:** 1 **Name:** Terminate a delayed attachment for 2963 Bultman Rd.
Type: Ordinance **Status:** Passed
File created: 9/29/2015 **In control:** BOARD OF PUBLIC WORKS
On agenda: 11/3/2015 **Final action:** 11/3/2015
Enactment date: 11/12/2015 **Enactment #:** ORD-15-00126

Title: Repealing Section 15.01(577) of the Madison General Ordinances to terminate the delayed attachment for the property located at 4963 Bultman Road, Town of Burke.

Sponsors: Paul R. Soglin

Indexes:

Code sections:

Attachments: 1. Register of Deeds copy, 2. affidavit of correction.pdf, 3. Termination of Attachment Agreement 5212986.pdf

Date	Ver.	Action By	Action	Result
11/3/2015	1	COMMON COUNCIL	Adopt	Pass
10/21/2015	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	
10/19/2015	1	PLAN COMMISSION	Return to Lead with the Recommendation for Approval	Pass
10/6/2015	1	BOARD OF PUBLIC WORKS	Referred	
10/6/2015	1	COMMON COUNCIL	Refer	Pass
9/29/2015	1	Attorney's Office/Approval Group	Referred for Introduction	

Fiscal Note

No fiscal impact.

Title

Repealing Section 15.01(577) of the Madison General Ordinances to terminate the delayed attachment for the property located at 4963 Bultman Road, Town of Burke.

Body

DRAFTER'S ANALYSIS: On January 4, 2011, the Common Council enacted ORD-11-00006 providing for the delayed attachment of the property at 4963 Bultman Road in the Town of Burke. Under that ordinance, the property owner was entitled to connect to City sanitary sewer services. The property owner chose not to connect to City sewer and now wishes for his property to remain in the Town of Burke.

City staff has reviewed the property owner's request to remain in the Town of Burke and believe that his doing so would not be contrary to the public interests. Furthermore, the property owner has agreed to reimburse the city for the cost of preparing the original attachment agreement and ordinance and for the repeal of those actions. Accordingly, this ordinance repeals ORD-11-00006. Upon repeal of the ordinance, the property will not be eligible to connect to City sanitary systems and will remain in the Town of Burke.

This ordinance is a companion to Resolution Legistar ID# 40180, authorizing the termination of an attachment agreement for the Town of Burke property located at 4963 Bultman Road.

The Common Council of the City of Madison do hereby ordain as follows:

WHEREAS, on January 4, 2011, the Common Council adopted ORD-11-00006, which became effective on January 12, 2011 (Legistar File No. 20621). The ordinance provided that the property located at

4963 Bultman Road, Town of Burke, could be connected to City sanitary sewer services and would automatically attach to the City on January 4, 2016; and,

WHEREAS, The property owner never connected the property to the City's sanitary sewer services and now wishes to remain in the Town of Burke; and,

WHEREAS, City Engineering and Public Health staff have determined that the termination of the attachment agreement and repeal of the delayed attachment would not be contrary to the public's interests because the property owner has provided proof that the onsite well and septic systems are in good working condition and can be expected to last ten years or more; and

WHEREAS, the property owner has agreed to reimburse City staff for its time and resources in preparing the original delayed attachment agreement and ordinance, as well as the repeal of those actions. NOW, THEREFORE, Subsection (577) of Section 15.01 of the Madison General Ordinances is hereby repealed.