



Office of the Madison City Clerk

210 Martin Luther King, Jr. Boulevard, Room 103, Madison, WI 53703-3342
PH: 608 266 4601 • TDD: 608 266 6573 • FAX: 608 266 4666

December 12, 2014

Annexations and Railroads
Division of Government Records
Office of the Secretary of State
P. O. Box 7848
Madison, WI 53707-7848


Dear Mr. LaFollette:

ORDINANCE NO. 14-00181
ID NO. 36140
Boehm Attachment

I, Maribeth Witzel-Behl, City Clerk of the City of Madison, County of Dane, State of Wisconsin, pursuant to the City of Madison, Town of Burke Cooperative Plan, DO HEREBY CERTIFY adoption of attachment Ordinance No. 14-00181, ID No. 36140 on December 3, 2014; thereby attaching territory from the Town of Burke and attaching same to the City of Madison.

A certified copy of Ordinance No. 14-00181 which contains an accurate metes and bounds description of the territory so affected is attached and the population identified in the attached territory is one (1).

Sincerely,


Maribeth Witzel-Behl
City Clerk

MWB:eac

Secretary of State (7)

cc:

Dane County Register of Deeds
Clerk, Town of Middleton



8 7 9 0 5 7 3
Tx:8617942

**KRISTI CHLEBOWSKI
DANE COUNTY
REGISTER OF DEEDS**

**DOCUMENT #
5115100**
12/04/2014 1:04 PM
Trans. Fee:
Exempt #:
Rec. Fee: 30.00
Pages: 7

Recording Area

Name and Return Address

**City Clerk
210 Martin Luther King Jr. Blvd.
Room 103
Madison, WI 53703**

Parcel Identification Number (PIN)

Document Number

Document Title

ATTACHMENT ORDINANCE

This is to certify that the foregoing ordinance was adopted by the Common Council of the City of Madison, Wisconsin at a meeting held on the 2nd day of December, 2014.

Boehm Attachment
Ordinance #: ORD-14-00181
ID#: 36140

December 4, 2014

Date

Date

Maribeth Witzel-Behl

Signature of Clerk

n/a

Signature of Grantor

Maribeth Witzel-Behl, City Clerk

*Name printed

*Name printed

STATE OF WISCONSIN, County of Dane

This document was drafted by:
(print or type name below)

Eric Christianson

Subscribed and sworn to before me on December 4, 2014 by the above named person(s).

Signature of notary or other person
authorized to administer an oath
(as per s. 706.06, 706.07)

Eric Christianson

*Names of persons signing in any capacity must be typed or printed below their signature.

Print or type name: Eric Christianson

Title: Municipal Clerk 2 Date commission expires: 6/29/2018

This information must be completed by submitter: document title, name & return address, and PIN (if required). Other information such as the granting clauses, legal description, etc., may be placed on this first page of the document or may be placed on additional pages of the document. Note: Use of this cover page adds one page to your document and \$2.00 to the recording fee. Wisconsin Statutes, 59.43(2m). USE BLACK INK. WRDA 5/1999



City of Madison

City of Madison
Madison, WI 53703
www.cityofmadison.com

Certified Copy

Ordinance: ORD-14-00181

File Number: 36140

Enactment Number: ORD-14-00181

Creating Section 15.01(592) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" attaching to the 17th Aldermanic District the Boehm Attachment and creating Section 15.02(126) to assign the attached property to Ward 126 attaching to the Boehm Attachment and assigning a temporary zoning classification of A Agriculture District.

DRAFTER'S ANALYSIS: This ordinance attaches land in the Town of Burke pursuant to the Cooperative Plan with the City of Madison, Town of Burke, City of Sun Prairie, and Village of DeForest.

An ordinance to create Subsection (592) of Section 15.01 of the General Ordinances of the City of Madison entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards."

WHEREAS, a petition for attachment with scale map attached was filed with the City Clerk of Madison on September 24, 2014, and has been presented to the Madison Common Council requesting attachment of the below-described territory to the City of Madison from the Town of Burke; said petition having been signed by the owners of all of the land in the territory; and notice of the proposed attachment having been given to the Town of Burke; and

WHEREAS, pursuant to Wis. Stat. § 66.0217(14)(a)1., the City of Madison agrees to pay annually to the Town of Burke, for five (5) years, an amount equal to the amount of property taxes that the town levied on the attached territory, as shown by the tax roll under Wis. Stat. § 70.65, in the year in which the attachment is final; and

WHEREAS, investigation by the City of Madison discloses that as of this date the above representations are true, the Common Council now accepts the petition as sufficient and determines that the said attachment proceeding meets the requirements of the City of Madison, Town of Burke, City of Sun Prairie, Village of DeForest Cooperative Plan approved pursuant to Wis. Stat. § 66.0307;

NOW, THEREFORE, the Common Council of the City of Madison do ordain as follows:

1. Subsection (592) of Section 15.01 of the Madison General Ordinances is hereby created to read as follows:

"15.01(592) - There is hereby attached to the 17th Aldermanic District, the City of Madison, Dane County, Wisconsin, the following described property and pursuant to the provisions of Sec. 28.005, MGO, the territory attached by this ordinance is hereby assigned a temporary zoning classification of A Agriculture District:

"Part of the SW ¼ - NW ¼ of Section 22 and part of the SE ¼ - NE ¼ of Section 21, all in Township 08N, Range 10E, Town of Burke, Dane County, Wisconsin, more fully described as follows:

Beginning at the West ¼ corner of said Section 22, said point also being the East ¼ corner of said Section 21; thence S89°47'35"W along the East-West ¼ line of said Section 21, 141.22 feet, (previously recorded as S89°23'07"W, 141.28 feet) to a point in the East right-of-way line of Portage Road, said point also lying on the Corporate Boundary of the City of Madison, 40 feet east of the centerline of Portage Road, said point also being a point of non-tangential curvature; thence 578.22 feet along said Corporate Boundary of the City of Madison, 40 feet east of the centerline of Portage Road and the arc of a curve to the left, through a central angle of 37°13'27" (previously recorded as 37°12'56"), a radius of 890.00

feet, and a chord bearing N19°46'29"E, 568.10 feet (previously recorded as N19°21'54"E, 567.98 feet); thence N01°10'01"E along said Corporate Boundary of the City of Madison, 40 feet east of the centerline of Portage Road, 9.81 feet to the Southwest corner of Lot 2, Certified Survey Map Number 12909, as recorded in Volume 82 of Certified Survey Maps, on Pages 85-86, as Document Number 4658523, Dane County Registry; thence S88°49'36"E along the South line of said Lot 2, 1049.02 feet to the Southeast corner of said Lot 2 and the westerly right of way line of Interstate Highway I-90 and I-94 (previously recorded as S89°13'E & S88°49'30"E, 1048.95 feet); thence S26°18'35"E along said westerly right of way line of Interstate Highway I-90 and I-94, 85.18 feet (previously recorded as S26°33'E, 81.45 feet); thence S23°29'15"E along said westerly right of way line of Interstate Highway I-90 and I-94, 455.07 feet (previously recorded as S23°57'E) to a northeasterly corner of Village Green Woods as recorded in Volume 49 of Plats, on Pages 18-20, as Document Number 1581940, said point also lying on the East-West ¼ line of said Section 22; thence S88°45'12"W along the northerly line of said Village Green Woods and the said East-West ¼ line of Section 22, 1319.42 feet (previously recorded as S88°21'W, 1319.85 feet and 1319.28 feet) to the point of beginning. Bearings in this description are based upon the Wisconsin County Coordinate System, Dane County. Said attachment description contains 635,273 square feet or 14.58 acres more or less, or 0.0228 square miles."

2. Subsection (592) of Section 15.02 entitled "Wards and Ward Boundaries" of the Madison General Ordinances is created to read as follows:

"(126) Ward 126. Beginning at the West ¼ corner of said Section 22, said point also being the East ¼ corner of said Section 21; thence S89°47'35"W along the East-West ¼ line of said Section 21, 141.22 feet, (previously recorded as S89°23'07"W, 141.28 feet) to a point in the East right-of-way line of Portage Road, said point also lying on the Corporate Boundary of the City of Madison, 40 feet east of the centerline of Portage Road, said point also being a point of non-tangential curvature; thence 578.22 feet along said Corporate Boundary of the City of Madison, 40 feet east of the centerline of Portage Road and the arc of a curve to the left, through a central angle of 37°13'27" (previously recorded as 37°12'56"), a radius of 890.00 feet, and a chord bearing N19°46'29"E, 568.10 feet (previously recorded as N19°21'54"E, 567.98 feet); thence N01°10'01"E along said Corporate Boundary of the City of Madison, 40 feet east of the centerline of Portage Road, 9.81 feet to the Southwest corner of Lot 2, Certified Survey Map Number 12909, as recorded in Volume 82 of Certified Survey Maps, on Pages 85-86, as Document Number 4658523, Dane County Registry; thence S88°49'36"E along the South line of said Lot 2, 1049.02 feet to the Southeast corner of said Lot 2 and the westerly right of way line of Interstate Highway I-90 and I-94 (previously recorded as S89°13'E & S88°49'30"E, 1048.95 feet); thence S26°18'35"E along said westerly right of way line of Interstate Highway I-90 and I-94, 85.18 feet (previously recorded as S26°33'E, 81.45 feet); thence S23°29'15"E along said westerly right of way line of Interstate Highway I-90 and I-94, 455.07 feet (previously recorded as S23°57'E) to a northeasterly corner of Village Green Woods as recorded in Volume 49 of Plats, on Pages 18-20, as Document Number 1581940, said point also lying on the East-West ¼ line of said Section 22; thence S88°45'12"W along the northerly line of said Village Green Woods and the said East-West ¼ line of Section 22, 1319.42 feet (previously recorded as S88°21'W, 1319.85 feet and 1319.28 feet) to the point of beginning. Polling place at Eastside Lutheran Church, 2310 Independence Lane."

3. Subsection (17) of Section 15.03 entitled "Aldermanic Districts" of the Madison General Ordinances is amended to read as follows:

"(17) Seventeenth Aldermanic District. Wards 21, 22, 23, 24, 25, and 26, and 126."

4. If any provision of this ordinance is invalid or unconstitutional, or if the application of this ordinance to any person or circumstances is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions or applications of this ordinance which can be

given effect without the invalid or unconstitutional provision or application.

I, City Clerk Maribeth Witzel-Behl, certify that this is a true copy of Ordinance No. 14-00181, adopted by the Madison Common Council on December 3, 2014.

Eric A. Christianson FOR
Eric A. Christianson for
maribeth witzel-behl

12-4-2014
Date Certified

**PETITION FOR ATTACHMENT
BY UNANIMOUS CONSENT**
(Section 66.0307, Wis. Stats.)

TO:

Clerk, City of Madison
210 Martin Luther King Jr. Blvd, Rm 103
Madison, WI 53703

Clerk, Town of Burke
5365 Reiner Rd.
Madison, WI 53718

The undersigned, "**Owner**", constituting all of the Owners of the Real Property located within the territory described below, do hereby unanimously petition the Common Council of the City of Madison, a municipal corporation located in Dane County, Wisconsin, to attach the territory described below from the Town of Burke, located in Dane County, Wisconsin, to the City of Madison. There is one dwelling and one elector residing in the aforesaid territory as of the date hereof.

The territory proposed for attachment from the Town of Burke to the City of Madison is more particularly described on Exhibit A, and is shown on the scale map attached as Exhibit B (collectively the "**Territory**"). The tax parcel number of the Territory is 014/0810-222-9201-0; 014/0810-222-9400-3; 014/0810-211-9870-8. An adjacent strip of land, tax parcel number 251/0810-211-0099-6, also owned by, the Owner has previously been attached to the City of Madison.

The undersigned requests that this attachment be approved and take effect in the manner provided for by law.

This Petition for Attachment is being signed by all of the Owners of all of the Real Property in area within the territory described in Exhibit A; and is filed pursuant to Section 66.0307, Wis. Stats.

OWNER: DUAINE R. BOEHM

By: *Duaine R Boehm*
Duaine R. Boehm

Date: 9/23/2014

EXHIBIT A

Attachment Description – 5422 Portage Road

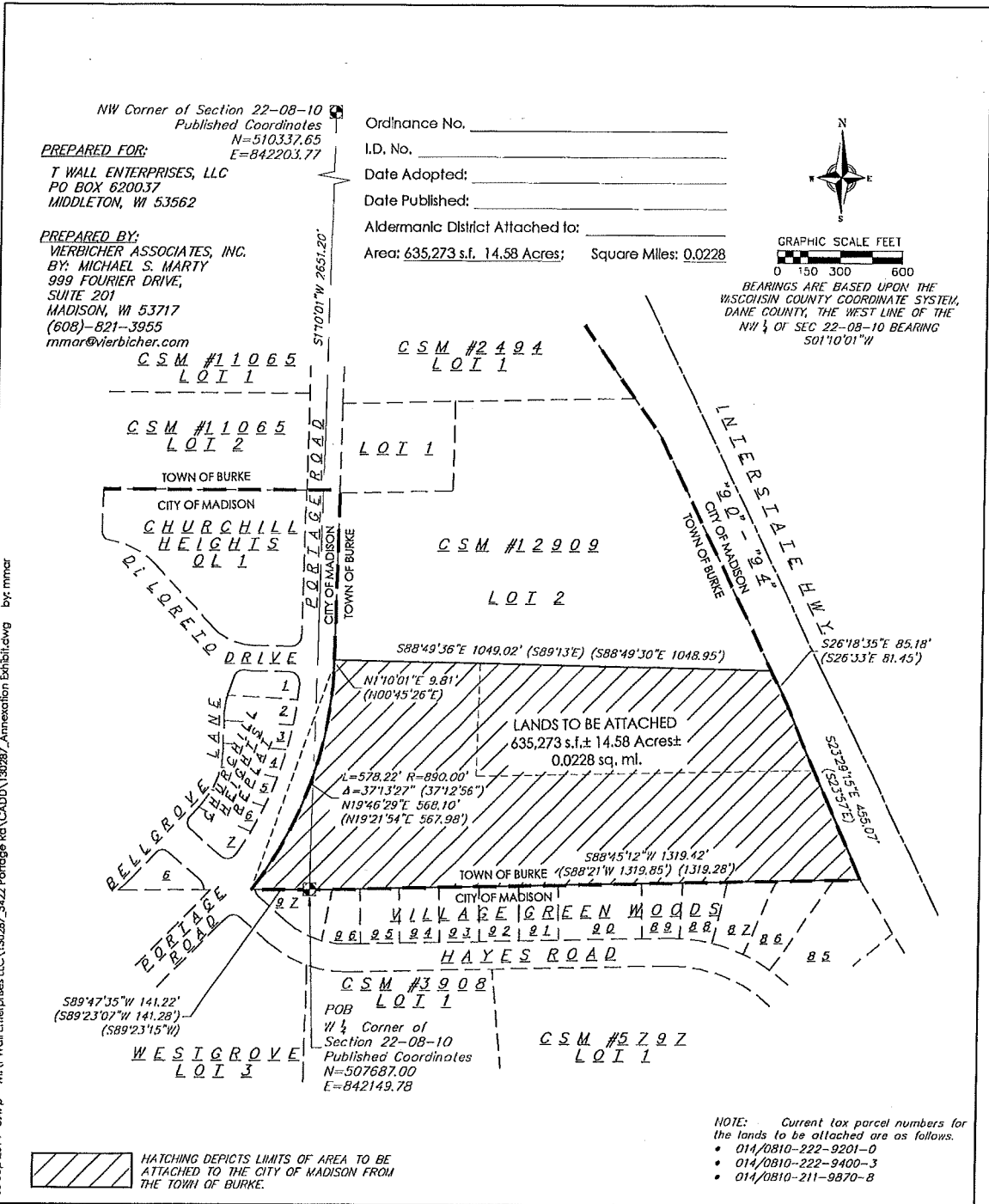
Part of the SW ¼ - NW ¼ of Section 22 and part of the SE ¼ - NE ¼ of Section 21, all in Township 08 North, Range 10 East, Town of Burke, Dane County, Wisconsin, more fully described as follows:

Beginning at the West ¼ corner of said Section 22, said point also being the East ¼ corner of said Section 21; thence S89°47'35"W along the East-West ¼ line of said Section 21, 141.22 feet, (previously recorded as S89°23'07"W, 141.28 feet) to a point in the East right-of-way line of Portage Road, said point also lying on the Corporate Boundary of the City of Madison, 40 feet east of the centerline of Portage Road, said point also being a point of non-tangential curvature; thence 578.22 feet along said Corporate Boundary of the City of Madison, 40 feet east of the centerline of Portage Road and the arc of a curve to the left, through a central angle of 37°13'27" (previously recorded as 37°12'56"), a radius of 890.00 feet, and a chord bearing N19°46'29"E, 568.10 feet (previously recorded as N19°21'54"E, 567.98 feet); thence N01°10'01"E along said Corporate Boundary of the City of Madison, 40 feet east of the centerline of Portage Road, 9.81 feet to the Southwest corner of Lot 2, Certified Survey Map Number 12909, as recorded in Volume 82 of Certified Survey Maps, on Pages 85-86, as Document Number 4658523, Dane County Registry; thence S88°49'36"E along the South line of said Lot 2, 1049.02 feet to the Southeast corner of said Lot 2 and the westerly right of way line of Interstate Highway I-90 and I-94 (previously recorded as S89°13'E & S88°49'30"E, 1048.95 feet); thence S26°18'35"E along said westerly right of way line of Interstate Highway I-90 and I-94, 85.18 feet (previously recorded as S26°33'E, 81.45 feet); thence S23°29'15"E along said westerly right of way line of Interstate Highway I-90 and I-94, 455.07 feet (previously recorded as S23°57'E) to a northeasterly corner of Village Green Woods as recorded in Volume 49 of Plats, on Pages 18-20, as Document Number 1581940, said point also lying on the East-West ¼ line of said Section 22; thence S88°45'12"W along the northerly line of said Village Green Woods and the said East-West ¼ line of Section 22, 1319.42 feet (previously recorded as S88°21'W, 1319.85 feet and 1319.28 feet) to the point of beginning. Bearings in this description are based upon the Wisconsin County Coordinate System, Dane County.

Said attachment description contains 635,273 square feet or 14.58 acres more or less, or 0.0228 square miles.

The current tax parcel numbers for the lands to be attached are: 014/0810-222-9201-0; 014/0810-222-9400-3; 014/0810-211-9870-8;

EXHIBIT B



03 Sep 2014 - 3:47p MAT Wall Enterprises LLC\130287_5422 Portage Rd (CADD)\130287_Annexation Exhibit.dwg by: mmarty

| | | | |
|--|-----------------------------|-----------------|--------|
| <p>planners engineers advisors</p> <p>REEDSBURG - MADISON - PRAIRIE DU CHIEN 999 Fourier Drive, Suite 201 Madison, Wisconsin 53717 Phone: (608) 826-0532 Fax: (608) 826-0530</p> | <h1>ATTACHMENT MAP</h1> | SCALE 1"=300' | SHEET |
| | | CHECKED MZIE | 1 OF 1 |
| | | DRAFTER MMAR | |
| | | DATE 2014-09-03 | |
| | | JOB NO. 130287 | |

NOTE: PLEASE BE ADVISED THAT THE DOCUMENT GRANTOR(S) HEREBY DIRECT VIEWERS TO IGNORE THE PRINTED TEXT MATERIAL ON THIS MAP. ONLY THE SPATIAL RELATIONSHIPS OF THE ILLUSTRATIONS ON THE MAP ARE BEING PRESENTED FOR YOUR INFORMATION.

Signed by grantor(s) or grantor(s) agent: Jan K. Phelps for Date: 12-4-2014
 Name of grantor(s) or grantor(s) agent printed: Maribeth Witzel-Behl