

DC Waste & Renewables Annexation

Document Number

Document Title

ANNEXATION 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 1st day of August 2023.

Dane County Waste & Renewables Annexation
Ordinance #: ORD-23-00079
ID#: 78656

KRISTI CHLEBOWSKI
DANE COUNTY
REGISTER OF DEEDS

DOCUMENT #
5917441
08/08/2023 08:57 AM
Trans Fee:
Exempt #:
Rec. Fee: 30.00
Pages: 20

Recording Area
Name and Return Address

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

Parcel Identification Number (PIN)

August 7, 2023

Date
Thomas Lund for
Signature of Clerk

Maribeth Witzel-Behl, City Clerk

*Name printed

Date

n/a
Signature of Grantor

*Name printed

STATE OF WISCONSIN, County of Dane

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

Eric A. Christianson

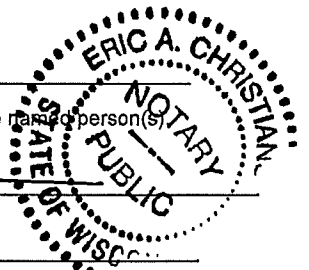
Subscribed and sworn to before me on August 7, 2023 by the above named person(s)

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

Print or type name: Eric A. Christianson

Title: Certified Municipal Clerk Date commission expires: 3/27/2026

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



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

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Room 103
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August 7, 2023

Date

Thomas Lund for

Signature of Clerk

Maribeth Witzel-Behl, City Clerk

*Name printed

Date

n/a
Signature of Grantor

*Name printed

STATE OF WISCONSIN, County of Dane

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

Eric A. Christianson

Subscribed and sworn to before me on August 7, 2023 by the above named person(s)

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20



City of Madison

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

Certified Copy

Ordinance: ORD-23-00079

File Number: 78656

Enactment Number: ORD-23-00079

Creating Section 15.01(655) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Alder Districts and Wards" annexing to the 16th Alder District the property located at 2986 Femrite Drive, 2987 Femrite Drive, and 3084 Luds Lane in the Town of Cottage Grove, amending Section 15.02(155) of the Madison General Ordinances to annex the property to Ward 155, and assigning a temporary zoning classification of Temporary A (Agricultural) District. (District 16)

DRAFTER'S ANALYSIS: This ordinance annexes the property located at 2986 Femrite Drive, 2987 Femrite Drive, and 3084 Luds Lane in the Town of Cottage Grove and assigns a temporary zoning classification of A (Agricultural) District.

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

An ordinance to create Subsection (655) of Section 15.01 of the General Ordinances of the City of Madison entitled "City Boundaries" and being part of the chapter entitled "Alder Districts and Wards".

WHEREAS, a petition for annexation with scale map attached was filed with the City Clerk of Madison on May 30, 2023 and has been presented to the Madison Common Council requesting annexation of the below-described territory to the City of Madison from the Town of Cottage Grove; said petition having been signed by the owners of all of the land in the territory, which lies contiguous to the City of Madison; and

WHEREAS, investigation by the City of Madison discloses that as of this date the above representations are true, and having been reviewed, the Common Council determines that the said annexation proceeding meets the requirements of the Wisconsin Statutes; and

WHEREAS, pursuant to Sec. 28.005, Madison General Ordinances, the annexed territory is declared to be in the Temporary A-Agricultural District;

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

1. Subsection (655) of Section 15.01 entitled "City Boundaries" of the Madison General Ordinances is created to read as follows:

"(655) A parcel of land, being a part of the Fractional Southwest Quarter of the Southwest Quarter, a part of the Southeast Quarter of the Southwest Quarter of Section 19; and also a part of the Fractional Northwest Quarter of the Northwest Quarter, a part of the Northeast Quarter of the Northwest Quarter, a part of the Southeast Quarter of the Northwest Quarter, a part of the Northwest Quarter of the Northeast Quarter, a part of the Northeast Quarter of the Northeast Quarter, a part of the Southwest Quarter of the Northeast Quarter, a part of the Southeast Quarter of the Northeast Quarter, a part of the Northwest Quarter of the Southeast Quarter of Section 30; also all of Lot 1 of Certified Survey Map 12140, all being in Township 7 North, Range 11 East, Town of Cottage Grove, Dane County, Wisconsin described as:

Beginning at the North Quarter Corner of Section 30; thence N 86°37'25" E, along the North line of the Northeast Quarter of said Section 30, 1491.14 feet; thence along the Northeasterly line of Lot 1 of Certified Survey Map 12140 and the centerline of Hope Road, and along an arc of a 257.69 foot curve to the Right, said curve having a radius of 415.00 feet, and a long chord which bears South 64°57'14" East for 253.57 feet; thence continuing along said Northeasterly line and the centerline of Hope Road, S47°09'55" E, 482.51 feet to the Southeasterly line of said Lot 1; thence S 20°58'05" W along said Southeasterly line, 1405.25 feet to the Northerly line of Lot 1 of Certified Survey Map 3721; thence S 86°32'36" W along said Northerly line, 28.80 feet to the Westerly line of Lot 1 of said Certified Survey Map 3721; thence S 51°41'55" E, along said Westerly line and the centerline of Femrite Drive, 27.47 feet to the centerline of Door Creek, thence S 20°38'08" W along the centerline of Door Creek, 680.94 feet to the East line of the Southwest Quarter of the Northeast Quarter of Section 30; thence S 00°12'39" W, along said East line, 248.35 feet to the Northeast corner of the said Northwest Quarter of the Southeast Quarter of Section 30; thence S 00°30'48" W, 199.06 feet; thence S 86°32'43" W, 13.61 feet; thence S87°01'01" W, 46.64 feet; thence S 86°26'51" W, 63.84 feet; thence N 78°25'57" W, 88.56 feet; thence N 48°21'02" W, 57.59 feet; thence N 20°27'32" W, 58.20 feet; thence N 00°30'48" E, 79.09 feet to the South line of the Northeast Quarter of Section 30; thence S 86°32'43" W, along said South line, 1060.17 feet to the Center Quarter Corner of said Section 30; thence S 86°32'40" W, along the South line of the said Northwest Quarter of said Section 30, 743.29 feet to the centerline of a new roadway reference line as described in Transportation Project Plat 3080-01-25-4.02; thence N 00°51'14" E, along said centerline of a new roadway reference line, 566.07 feet; thence continuing along said centerline, along an arc of a 75.18 foot curve to the Left, said curve having a radius of 2000.00 feet and whose long chord bears N 00°13'23" W for 75.18 feet to the intersection with the centerline of Luds Lane; thence S 87°19'45" W, along the centerline of Luds Lane, 73.44 feet, thence N 00°49'02" E, along a Southerly extension of the East line of Lot 2 of Certified Survey Map 11164, 33.06 feet; thence N 00°49'02" E, along said East line, 321.78 feet to the Southeast Corner of Lot 1 of Certified Survey Map 7090; thence continuing N 00°49'02" E, along the East line of said Lot 1, 323.44 feet to the Northeast Corner of said Lot 1; thence S 86°33'11" W, along the North line of said Lot 1, 794.30 feet; thence N 00°24'00" E, 940.55 feet to the Southeast Corner of the Rodefild Addition to Hope Cottage Grove Cemetery plat; thence continuing N 00°24'00" E, along the East line of said Rodefild Addition, 293.58 feet to the Southeast Corner of the Second Addition to Hope Cottage Grove Cemetery; thence continuing N 00°24'00" E, along the Easterly line of said Second Addition, 86.27 feet to the North line of the Northwest Quarter of said Section 30; thence N 86°22'42" E, along said North line, 5.66 feet; thence N 01°11'17" E, along the Easterly line of said Second Addition, 122.86 feet; thence N 45°16'53" E, 186.24 feet; thence N 77°01'27" E, 63.28 feet; thence N 33°20'38" W, 33.96 feet; thence N 45°16'53" E, 139.62 feet; thence N 86°22'21" E, 349.49 feet to the centerline of Femrite Drive; thence S 51°34'30" E, along said centerline 562.06 feet to the North line of the Northwest Quarter of Section 30; thence N 86°22'42" E along said North line, 522.48 feet to the Point of Beginning.

Said described land contains 7,927,736 square feet, or 182.00 acres, or 0.28 square miles, more or less."

2. Subsection (155) entitled "Ward 155" of Section 15.02 entitled "Wards and Ward Boundaries" of the Madison General Ordinances is repealed and recreated as follows:

"(155) Ward 155. Part of the Fractional SW 1/4 of the SW 1/4, and a part of the SE 1/4 of the SW 1/4 of Section 19; and also a part of the Fractional NW 1/4 of the NW 1/4, a part of the NE 1/4 of the NW 1/4, a part of the SE 1/4 of the NW 1/4, a part of the NW 1/4 of the NE 1/4, a part of the NE 1/4 of the NE 1/4, a part of the SW 1/4 of the NE 1/4, a part of the SE 1/4 of the NE 1/4, and a part of the NW 1/4 of the SE 1/4 of Section 30, all being in Township 7 North,

Range 11 East, Town of Cottage Grove, Dane County, Wisconsin, more particularly described as follows:

Beginning at the West Quarter corner of said Section 30; thence North 00°24'05" East, along the West line of the Fractional SW 1/4 of the NW 1/4 of said Section 30 and also being the centerline of County Trunk Highway AB, 657.55 feet to the intersection with the centerline of Luds Lane; thence North 87°19'45" East, along said centerline of Luds Lane, 1,121.2 feet, more or less; thence N 00°49'02" E, 354.78 feet, more or less, to the Southeast Corner of Lot 1 of Certified Survey Map 7090; thence continuing N 00°49'02" E, along the East line of said Lot 1, 323.44 feet to the Northeast Corner of said Lot 1; thence S 86°33'11" W, along the North line of said Lot 1, 794.30 feet; thence N 00°24'00" E, 940.55 feet to the Southeast Corner of the Rodefled Addition to Hope Cottage Grove Cemetery plat; thence continuing N 00°24'00" E, along the East line of said Rodefled Addition, 293.58 feet to the Southeast Corner of the Second Addition to Hope Cottage Grove Cemetery; thence continuing N 00°24'00" E, along the Easterly line of said Second Addition, 86.27 feet to the North line of the Northwest Quarter of said Section 30; thence N 86°22'42" E, along said North line, 5.66 feet; thence N 01°11'17" E, along the Easterly line of said Second Addition, 122.86 feet; thence N 45°16'53" E, 186.24 feet; thence N 77°01'27" E, 63.28 feet; thence N 33°20'38" W, 33.96 feet; thence N 45°16'53" E, 139.62 feet; thence N 86°22'21" E, 349.49 feet to the centerline of Femrite Drive; thence S 51°34'30" E, along said centerline 562.06 feet to the North line of the Northwest Quarter of Section 30; thence N 86°22'42" E along said North line, 522.48 feet to the North 1/4 Corner of Section 30; thence N 86°37'25" E, along the North line of the Northeast Quarter of said Section 30, 1491.14 feet; thence along the Northeasterly line of Lot 1 of Certified Survey Map 12140 and the centerline of Hope Road, and along an arc of a 257.69 foot curve to the Right, said curve having a radius of 415.00 feet, and a long chord which bears South 64°57'14" East for 253.57 feet; thence continuing along said Northeasterly line and the centerline of Hope Road, S47°09'55" E, 482.51 feet to the Southeasterly line of said Lot 1; thence S 20°58'05" W along said Southeasterly line, 1405.25 feet to the Northerly line of Lot 1 of Certified Survey Map 3721; thence S 86°32'36" W along said Northerly line, 28.80 feet to the Westerly line of Lot 1 of said Certified Survey Map 3721; thence S 51°41'55" E, along said Westerly line and the centerline of Femrite Drive, 27.47 feet to the centerline of Door Creek, thence S 20°38'08" W along the centerline of Door Creek, 680.94 feet to the East line of the Southwest Quarter of the Northeast Quarter of Section 30; thence S 00°12'39" W, along said East line, 248.35 feet to the Northeast corner of the said Northwest Quarter of the Southeast Quarter of Section 30; thence S 00°30'48" W, 199.06 feet; thence S 86°32'43" W, 13.61 feet; thence S87°01'01" W, 46.64 feet; thence S 86°26'51" W, 63.84 feet; thence N 78°25'57" W, 88.56 feet; thence N 48°21'02" W, 57.59 feet; thence N 20°27'32" W, 58.20 feet; thence N 00°30'48" E, 79.09 feet to the South line of the Northeast Quarter of Section 30; thence S 86°32'43" W, along said South line, 1060.17 feet to the Center Quarter Corner of said Section 30; thence S 86°32'40" W, along the South line of the said Northwest Quarter of said Section 30, 743.29 feet to the centerline of a new roadway reference line as described in Transportation Project Plat 3080-01-25-4.02; thence S 00°51'14" W along said centerline 293 feet, more or less; thence along an arc of a 85.68 foot curve to the Right, said curve having a radius of 1,490.00 feet and whose long chord bears S 02°30'04" W for 85.66 feet; thence S 04°08'54" W, 98.76 feet; thence South 31°29'32" West, 238.95 feet; thence S 17°57'44" W, 159.11 feet to the intersection with the reference line of US Highway 12 and 18; thence N 72°01'28" W, along said reference line of US Highway 12 and 18, 1,053.42 feet to the West line of the Fractional NW 1/4 of the SW 1/4 of said Section 30 and also being the centerline of County Trunk Highway AB; thence N 00°24'10" E along said West line and centerline, 397.94 feet to the Point of Beginning. Polling place at Westminster Senior Apartments, 6160 Dell Drive."

3. 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.

4. This ordinance shall take effect on October 1, 2023.

EDITOR'S NOTE:

Subsection (155) of Section 15.02 entitled "Wards and Ward Boundaries" of the Madison General Ordinances currently reads as follows:

"(155) Ward 155. Parts of Lots 1 and 2, of Certified Survey Map 5392 and other Lands located in the Fractional SW ¼ of the NW ¼, the SE ¼ of the NW ¼, the NE ¼ of the SW ¼, and the Fractional NW ¼ of the SW ¼ Quarter of Section 30, Township 7 North, Range 11 East, Dane County, Wisconsin described as:

Beginning at the West Quarter corner of said Section 30; thence North 00°24'05" East, along the West line of the Fractional SW ¼ of the NW ¼ of said Section 30 and also being the centerline of County Trunk Highway AB, 657.55 feet to the intersection with the centerline of Luds Lane; thence North 87°19'45" East, along said centerline of Luds Lane, 1,192.62 feet to the intersection of a new roadway reference line as described in Transportation Project Plat 3080-01-25-4.01 and Transportation Project Plat 3080-01-25-4.02; thence along said new roadway reference line for the next six courses; thence along an arc of a 75.18' foot curve to the Right, said curve having a radius of 2,000.00 feet and whose long chord bears South 00°13'23" East for 75.18 feet; thence South 00°51'14" West, 821.85 feet; thence along an arc of a 85.68 foot curve to the Right, said curve having a radius of 1,490.00 feet and whose long chord bears South 02°30'04" West for 85.66 feet; thence South 04°08'54" West, 98.76 feet; thence South 31°29'32" West, 238.95 feet; thence South 17°57'44" West, 159.11 feet to the intersection with the reference line of US Highway 12 and 18; thence North 72°01'28" West, along said reference line of US Highway 12 and 18, 1,053.42 feet to the West line of the Fractional NW ¼ of the SW ¼ of said Section 30 and also being the centerline of County Trunk Highway AB; thence North 00°24'10" East, along said West line and centerline, 397.94 feet to the Point of Beginning. Polling place at Westminster Senior Apartments, 6160 Dell Drive."

I, Thomas Lund for City Clerk Maribeth Witzel-Behl, certify that this is a true copy of Ordinance 23-00079, file no. 78656, adopted by the Madison Common Council on August 1, 2023.

Thomas Lund for

8/1/23
Date Certified



City of Madison

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

Master

File Number: 78656

File ID: 78656

File Type: Ordinance

Status: Passed

Version: 1

Reference:

Controlling Body: Attorney's Office

File Created Date : 06/29/2023

File Name: Dane County Waste & Renewables Annexation

Final Action: 08/01/2023

Title: Creating Section 15.01(655) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Alder Districts and Wards" annexing to the 16th Alder District the property located at 2986 Femrite Drive, 2987 Femrite Drive, and 3084 Luds Lane in the Town of Cottage Grove, amending Section 15.02(155) of the Madison General Ordinances to annex the property to Ward 155, and assigning a temporary zoning classification of Temporary A (Agricultural) District. (District 16)

Notes: 6771DCWasteRenewAnnex

CC Agenda Date: 08/01/2023

Agenda Number: 59.

Sponsors: Satya V. Rhodes-Conway

Effective Date:

Attachments: Dane County Waste and Renewables
Worksheet_Initial_06-29-23, Annexation Map, MBR
Review Letter_06-20-23.pdf, Staff Comments.pdf

Enactment Number: ORD-23-00079

Author: Kate Smith

Hearing Date:

Entered by: mglaeser@cityofmadison.com

Published Date:

Related Files:

Approval History

Version	Seq #	Action Date	Approver	Action	Due Date
1	1	6/29/2023	Michael Haas	Approved as to Form	7/19/2023
1	2	6/29/2023	Maggie McClain	Delegated	
Notes: Delegated: Out Of Office					
1	3	6/29/2023	Christine Koh	Delegated	
1	4	7/3/2023	Ryan Pennington	Approve	7/5/2023

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:

1	Attorney's Office	06/29/2023	Referred for Introduction		
	Action Text:	This Ordinance was Referred for Introduction			
	Notes:	Plan Commission (7/24/23), Common Council (8/1/23)			
1	COMMON COUNCIL	07/11/2023	Refer	PLAN COMMISSION	07/24/2023 Pass
	Action Text:	A motion was made by Currie, seconded by Figueroa Cole, to Refer to the PLAN COMMISSION. The motion passed by voice vote/other.			
1	PLAN COMMISSION	07/24/2023	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER		Pass
	Action Text:	A motion was made by Solheim, seconded by Duncan, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by voice vote/other. (A two-thirds vote of the Council is required to adopt this ordinance.)			
	Notes:	On a motion by Solheim, seconded by Duncan, the Plan Commission recommended that Council adopt the annexation. The motion passed by voice vote/other. Note: A two-thirds vote of the Common Council is required to pass this ordinance			
1	COMMON COUNCIL	08/01/2023	Adopt Unanimously		Pass
	Action Text:	A motion was made by Currie, seconded by Figueroa Cole, to Adopt Unanimously. The motion passed by voice vote/other.			

Text of Legislative File 78656

Fiscal Note

No additional City appropriation is required for the proposed parcel attachment.

Title

Creating Section 15.01(655) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Alder Districts and Wards" annexing to the 16th Alder District the property located at 2986 Femrite Drive, 2987 Femrite Drive, and 3084 Luds Lane in the Town of Cottage Grove, amending Section 15.02(155) of the Madison General Ordinances to annex the property to Ward 155, and assigning a temporary zoning classification of Temporary A (Agricultural) District. (District 16)

Body

DRAFTER'S ANALYSIS: This ordinance annexes the property located at 2986 Femrite Drive, 2987 Femrite Drive, and 3084 Luds Lane in the Town of Cottage Grove and assigns a temporary zoning classification of A (Agricultural) District.

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

An ordinance to create Subsection (655) of Section 15.01 of the General Ordinances of the City of Madison entitled "City Boundaries" and being part of the chapter entitled "Alder Districts and Wards".

WHEREAS, a petition for annexation with scale map attached was filed with the City Clerk of Madison on May 30, 2023 and has been presented to the Madison Common Council requesting annexation of the below-described territory to the City of Madison from the Town of Cottage Grove; said petition having been signed by the owners of all of the land in the territory, which lies contiguous to the City of Madison; and

WHEREAS, investigation by the City of Madison discloses that as of this date the above representations are true, and having been reviewed, the Common Council determines that the

said annexation proceeding meets the requirements of the Wisconsin Statutes; and

WHEREAS, pursuant to Sec. 28.005, Madison General Ordinances, the annexed territory is declared to be in the Temporary A-Agricultural District;

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

1. Subsection (655) of Section 15.01 entitled "City Boundaries" of the Madison General Ordinances is created to read as follows:

"(655) A parcel of land, being a part of the Fractional Southwest Quarter of the Southwest Quarter, a part of the Southeast Quarter of the Southwest Quarter of Section 19; and also a part of the Fractional Northwest Quarter of the Northwest Quarter, a part of the Northeast Quarter of the Northwest Quarter, a part of the Southeast Quarter of the Northwest Quarter, a part of the Northwest Quarter of the Northeast Quarter, a part of the Northeast Quarter of the Northeast Quarter, a part of the Southwest Quarter of the Northeast Quarter, a part of the Southeast Quarter of the Northeast Quarter, a part of the Northwest Quarter of the Southeast Quarter of Section 30; also all of Lot 1 of Certified Survey Map 12140, all being in Township 7 North, Range 11 East, Town of Cottage Grove, Dane County, Wisconsin described as:

Beginning at the North Quarter Corner of Section 30; thence N 86°37'25" E, along the North line of the Northeast Quarter of said Section 30, 1491.14 feet; thence along the Northeasterly line of Lot 1 of Certified Survey Map 12140 and the centerline of Hope Road, and along an arc of a 257.69 foot curve to the Right, said curve having a radius of 415.00 feet, and a long chord which bears South 64°57'14" East for 253.57 feet; thence continuing along said Northeasterly line and the centerline of Hope Road, S47°09'55" E, 482.51 feet to the Southeasterly line of said Lot 1; thence S 20°58'05" W along said Southeasterly line, 1405.25 feet to the Northerly line of Lot 1 of Certified Survey Map 3721; thence S 86°32'36" W along said Northerly line, 28.80 feet to the Westerly line of Lot 1 of said Certified Survey Map 3721; thence S 51°41'55" E, along said Westerly line and the centerline of Femrite Drive, 27.47 feet to the centerline of Door Creek, thence S 20°38'08" W along the centerline of Door Creek, 680.94 feet to the East line of the Southwest Quarter of the Northeast Quarter of Section 30; thence S 00°12'39" W, along said East line, 248.35 feet to the Northeast corner of the said Northwest Quarter of the Southeast Quarter of Section 30; thence S 00°30'48" W, 199.06 feet; thence S 86°32'43" W, 13.61 feet; thence S87°01'01" W, 46.64 feet; thence S 86°26'51" W, 63.84 feet; thence N 78°25'57" W, 88.56 feet; thence N 48°21'02" W, 57.59 feet; thence N 20°27'32" W, 58.20 feet; thence N 00°30'48" E, 79.09 feet to the South line of the Northeast Quarter of Section 30; thence S 86°32'43" W, along said South line, 1060.17 feet to the Center Quarter Corner of said Section 30; thence S 86°32'40" W, along the South line of the said Northwest Quarter of said Section 30, 743.29 feet to the centerline of a new roadway reference line as described in Transportation Project Plat 3080-01-25-4.02; thence N 00°51'14" E, along said centerline of a new roadway reference line, 566.07 feet; thence continuing along said centerline, along an arc of a 75.18 foot curve to the Left, said curve having a radius of 2000.00 feet and whose long chord bears N 00°13'23" W for 75.18 feet to the intersection with the centerline of Luds Lane; thence S 87°19'45" W, along the centerline of Luds Lane, 73.44 feet, thence N 00°49'02" E, along a Southerly extension of the East line of Lot 2 of Certified Survey Map 11164, 33.06 feet; thence N 00°49'02" E, along said East line, 321.78 feet to the Southeast Corner of Lot 1 of Certified Survey Map 7090; thence continuing N 00°49'02" E, along the East line of said Lot 1, 323.44 feet to the Northeast Corner of said Lot 1; thence S 86°33'11" W, along the

North line of said Lot 1, 794.30 feet; thence N 00°24'00" E, 940.55 feet to the Southeast Corner of the Rodefled Addition to Hope Cottage Grove Cemetery plat; thence continuing N 00°24'00" E, along the East line of said Rodefled Addition, 293.58 feet to the Southeast Corner of the Second Addition to Hope Cottage Grove Cemetery; thence continuing N 00°24'00" E, along the Easterly line of said Second Addition, 86.27 feet to the North line of the Northwest Quarter of said Section 30; thence N 86°22'42" E, along said North line, 5.66 feet; thence N 01°11'17" E, along the Easterly line of said Second Addition, 122.86 feet; thence N 45°16'53" E, 186.24 feet; thence N 77°01'27" E, 63.28 feet; thence N 33°20'38" W, 33.96 feet; thence N 45°16'53" E, 139.62 feet; thence N 86°22'21" E, 349.49 feet to the centerline of Femrite Drive; thence S 51°34'30" E, along said centerline 562.06 feet to the North line of the Northwest Quarter of Section 30; thence N 86°22'42" E along said North line, 522.48 feet to the Point of Beginning.

Said described land contains 7,927,736 square feet, or 182.00 acres, or 0.28 square miles, more or less."

2. Subsection (155) entitled "Ward 155" of Section 15.02 entitled "Wards and Ward Boundaries" of the Madison General Ordinances is repealed and recreated as follows:

"(155) Ward 155. Part of the Fractional SW 1/4 of the SW 1/4, and a part of the SE 1/4 of the SW 1/4 of Section 19; and also a part of the Fractional NW 1/4 of the NW 1/4, a part of the NE 1/4 of the NW 1/4, a part of the SE 1/4 of the NW 1/4, a part of the NW 1/4 of the NE 1/4, a part of the NE 1/4 of the NE 1/4, a part of the SW 1/4 of the NE 1/4, a part of the SE 1/4 of the NE 1/4, and a part of the NW 1/4 of the SE 1/4 of Section 30, all being in Township 7 North, Range 11 East, Town of Cottage Grove, Dane County, Wisconsin, more particularly described as follows:

Beginning at the West Quarter corner of said Section 30; thence North 00°24'05" East, along the West line of the Fractional SW 1/4 of the NW 1/4 of said Section 30 and also being the centerline of County Trunk Highway AB, 657.55 feet to the intersection with the centerline of Luds Lane; thence North 87°19'45" East, along said centerline of Luds Lane, 1,121.2 feet, more or less; thence N 00°49'02" E, 354.78 feet, more or less, to the Southeast Corner of Lot 1 of Certified Survey Map 7090; thence continuing N 00°49'02" E, along the East line of said Lot 1, 323.44 feet to the Northeast Corner of said Lot 1; thence S 86°33'11" W, along the North line of said Lot 1, 794.30 feet; thence N 00°24'00" E, 940.55 feet to the Southeast Corner of the Rodefled Addition to Hope Cottage Grove Cemetery plat; thence continuing N 00°24'00" E, along the East line of said Rodefled Addition, 293.58 feet to the Southeast Corner of the Second Addition to Hope Cottage Grove Cemetery; thence continuing N 00°24'00" E, along the Easterly line of said Second Addition, 86.27 feet to the North line of the Northwest Quarter of said Section 30; thence N 86°22'42" E, along said North line, 5.66 feet; thence N 01°11'17" E, along the Easterly line of said Second Addition, 122.86 feet; thence N 45°16'53" E, 186.24 feet; thence N 77°01'27" E, 63.28 feet; thence N 33°20'38" W, 33.96 feet; thence N 45°16'53" E, 139.62 feet; thence N 86°22'21" E, 349.49 feet to the centerline of Femrite Drive; thence S 51°34'30" E, along said centerline 562.06 feet to the North line of the Northwest Quarter of Section 30; thence N 86°22'42" E along said North line, 522.48 feet to the North 1/4 Corner of Section 30; thence N 86°37'25" E, along the North line of the Northeast Quarter of said Section 30, 1491.14 feet; thence along the Northeasterly line of Lot 1 of Certified Survey Map 12140 and the centerline of Hope Road, and along an arc of a 257.69 foot curve to the Right, said curve having a radius of 415.00 feet, and a long chord which bears South 64°57'14" East for 253.57 feet; thence continuing along said Northeasterly line and the centerline of Hope Road, S47°09'55" E, 482.51 feet to the Southeasterly line of said Lot 1; thence S 20°58'05" W along said Southeasterly line, 1405.25 feet to the Northerly line of Lot 1 of Certified Survey Map 3721; thence S 86°32'36" W along said

Northerly line, 28.80 feet to the Westerly line of Lot 1 of said Certified Survey Map 3721; thence S 51°41'55" E, along said Westerly line and the centerline of Femrite Drive, 27.47 feet to the centerline of Door Creek, thence S 20°38'08" W along the centerline of Door Creek, 680.94 feet to the East line of the Southwest Quarter of the Northeast Quarter of Section 30; thence S 00°12'39" W, along said East line, 248.35 feet to the Northeast corner of the said Northwest Quarter of the Southeast Quarter of Section 30; thence S 00°30'48" W, 199.06 feet; thence S 86°32'43" W, 13.61 feet; thence S87°01'01" W, 46.64 feet; thence S 86°26'51" W, 63.84 feet; thence N 78°25'57" W, 88.56 feet; thence N 48°21'02" W, 57.59 feet; thence N 20°27'32" W, 58.20 feet; thence N 00°30'48" E, 79.09 feet to the South line of the Northeast Quarter of Section 30; thence S 86°32'43" W, along said South line, 1060.17 feet to the Center Quarter Corner of said Section 30; thence S 86°32'40" W, along the South line of the said Northwest Quarter of said Section 30, 743.29 feet to the centerline of a new roadway reference line as described in Transportation Project Plat 3080-01-25-4.02; thence S 00°51'14" W along said centerline 293 feet, more or less; thence along an arc of a 85.68 foot curve to the Right, said curve having a radius of 1,490.00 feet and whose long chord bears S 02°30'04" W for 85.66 feet; thence S 04°08'54" W, 98.76 feet; thence South 31°29'32" West, 238.95 feet; thence S 17°57'44" W, 159.11 feet to the intersection with the reference line of US Highway 12 and 18; thence N 72°01'28" W, along said reference line of US Highway 12 and 18, 1,053.42 feet to the West line of the Fractional NW 1/4 of the SW 1/4 of said Section 30 and also being the centerline of County Trunk Highway AB; thence N 00°24'10" E along said West line and centerline, 397.94 feet to the Point of Beginning. Polling place at Westminster Senior Apartments, 6160 Dell Drive."

3. 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.

4. This ordinance shall take effect on October 1, 2023.

EDITOR'S NOTE:

Subsection (155) of Section 15.02 entitled "Wards and Ward Boundaries" of the Madison General Ordinances currently reads as follows:

"(155) Ward 155. Parts of Lots 1 and 2, of Certified Survey Map 5392 and other Lands located in the Fractional SW ¼ of the NW ¼, the SE ¼ of the NW ¼, the NE ¼ of the SW ¼, and the Fractional NW ¼ of the SW ¼ Quarter of Section 30, Township 7 North, Range 11 East, Dane County, Wisconsin described as:

Beginning at the West Quarter corner of said Section 30; thence North 00°24'05" East, along the West line of the Fractional SW ¼ of the NW ¼ of said Section 30 and also being the centerline of County Trunk Highway AB, 657.55 feet to the intersection with the centerline of Luds Lane; thence North 87°19'45" East, along said centerline of Luds Lane, 1,192.62 feet to the intersection of a new roadway reference line as described in Transportation Project Plat 3080-01-25-4.01 and Transportation Project Plat 3080-01-25-4.02; thence along said new roadway reference line for the next six courses; thence along an arc of a 75.18' foot curve to the Right, said curve having a radius of 2,000.00 feet and whose long

chord bears South 00°13'23" East for 75.18 feet; thence South 00°51'14" West, 821.85 feet; thence along an arc of a 85.68 foot curve to the Right, said curve having a radius of 1,490.00 feet and whose long chord bears South 02°30'04" West for 85.66 feet; thence South 04°08'54" West, 98.76 feet; thence South 31°29'32" West, 238.95 feet; thence South 17°57'44" West, 159.11 feet to the intersection with the reference line of US Highway 12 and 18; thence North 72°01'28" West, along said reference line of US Highway 12 and 18, 1,053.42 feet to the West line of the Fractional NW ¼ of the SW ¼ of said Section 30 and also being the centerline of County Trunk Highway AB; thence North 00°24'10" East, along said West line and centerline, 397.94 feet to the Point of Beginning. Polling place at Westminster Senior Apartments, 6160 Dell Drive."

Annexation/ Attachment Worksheet

[Initial, 29 June 2023]



Petition Name:	Dane County Waste and Renewables Annexation		
Township:	Cottage Grove		
<i>Date Filed with City Clerk:</i>	30 May 2023		
<i>Date Filed with Town:</i>	30 May 2023		
<i>Dept. of Administration Review:</i>	20 June 2023		
Parcel Information			
County Parcel Number	Dane County Address	Rural Zoning	Existing Use
018/0711-302-8500-7	N/A	RM-8	Agricultural land/solar facility
018/0711-193-9350-0	N/A	RM-8	Agricultural land/solar facility
018/0711-193-9720-2	N/A	RM-8	Agricultural land/solar facility
018/0711-302-8000-2	2987 Femrite Dr	HC, FP-35	Agricultural land/solar facility
018/0711-301-8565-0	2986 Femrite Dr	FP-35	Single-family residence, ag land
018/0711-301-9040-3	N/A	AT-35	Agricultural land/solar facility
018/0711-304-8501-0	N/A	NR-C	Agricultural land/pond
018/0711-302-9501-0	3084 Luds Ln	AT-35	Agricultural land
Property Owner(s)			
<i>Name:</i>	Dane County		
	Allison Rathsack, representative		
<i>Address:</i>	210 Martin Luther King, Jr. Blvd.; Suite 114		
	Madison, WI 53703-3342		
Surveyor			
<i>Name:</i>	Christopher Stolinis		
	Ayres Associates, Inc.		
<i>Address:</i>	5201 East Terrace Drive, Suite 200		
	Madison, WI 53718		
City Land Use Plan(s):	Comprehensive Plan (2018) – Employment, Park and Open Space Yahara Hills Neighborhood Development Plan – Agricultural/Rural, Open Space, Employment		
Zoning Upon Annexation:	Temp. A (Agricultural Dist.)		
Central Urban Service Area:	Partially in CUSA		
Madison Metropolitan Sewerage District Status:	Not in MMSD		
Environmental Corridors:	Yes, pond and hydric soils in southeastern corner of annexation		
Square-Footage of Attachment:	7,927,736		
Acreage of Attachment:	182.0		
Square-Mileage of Attachment:	0.28		

Dwelling Units:	0			
Population:	0			
Electors:	0			
Tax Information by Parcel/Year	2022			
	-9720-2	-8565-0	-9400-3	-9350-0
<i>Assessed Land Value:</i>	\$0.00	\$0.00	\$0.00	\$0.00
<i>Ass. Improvement Value:</i>	\$0.00	\$0.00	\$0.00	\$0.00
<i>Total Assessed Value:</i>	\$0.00	\$0.00	\$0.00	\$0.00
Total Taxes for Year: (2022)	\$0.00	\$0.00	\$0.00	\$0.00
<i>State of Wisconsin</i>	\$0.00	\$0.00	\$0.00	\$0.00
<i>Dane County</i>	\$0.00	\$0.00	\$0.00	\$0.00
<i>Town of Cottage Grove</i>	\$0.00	\$0.00	\$0.00	\$0.00
<i>School District</i>	\$0.00	\$0.00	\$0.00	\$0.00
<i>Madison Area Technical College</i>	\$0.00	\$0.00	\$0.00	\$0.00
Special Assessment:	\$0.00	\$198.10	\$0.00	\$0.00
	-9501-0	-8000-2	-8500-7	-8501-0
<i>Assessed Land Value:</i>	\$0.00	\$0.00	\$0.00	\$0.00
<i>Ass. Improvement Value:</i>	\$0.00	\$0.00	\$0.00	\$0.00
<i>Total Assessed Value:</i>	\$0.00	\$0.00	\$0.00	\$0.00
Total Taxes for Year: (2022)	\$0.00	\$0.00	\$0.00	\$0.00
<i>State of Wisconsin</i>	\$0.00	\$0.00	\$0.00	\$0.00
<i>Dane County</i>	\$0.00	\$0.00	\$0.00	\$0.00
<i>Town of Cottage Grove</i>	\$0.00	\$0.00	\$0.00	\$0.00
<i>School District</i>	\$0.00	\$0.00	\$0.00	\$0.00
<i>Madison Area Technical College</i>	\$0.00	\$0.00	\$0.00	\$0.00
Special Assessment:	\$9.54	\$198.10	\$0.00	\$0.00
Political				
<i>Alder District:</i>	16 – Currie			
<i>Ward:</i>	155 [Amended]			
<i>Polling Place:</i>	Westminster Senior Apartments, 6160 Dell Drive			
<i>Supervisory District:</i>	36			
<i>Assembly District:</i>	46			
<i>Senate District:</i>	16			
<i>School District(s):</i>	Monona Grove School District (3675)			
Utilities and Services				
<i>Electricity:</i>	Wisconsin Power & Light Company (ID 6680)			
<i>Gas:</i>	Wisconsin Power & Light Company (ID 6680)			
<i>Trash District (Day):</i>	1-A (Monday)			
<i>Telephone:</i>	Verizon (Verizon North, Inc.) (ID 2180)			
Common Council				
<i>Petition Before Council:</i>	20 June 2023 (ID 78173)	<i>Accepted:</i>		
<i>Ordinance Introduction:</i>	11 July 2023			
<i>Plan Commission Date:</i>	24 July 2023 (Scheduled)			

<i>Ordinance Adoption:</i>	1 August 2023 (Scheduled)
Ordinance Number (ID):	
Effective Date:	1 October 2023 (Tentative)

Legal Description:

A parcel of land, being a part of the Fractional Southwest Quarter of the Southwest Quarter, a part of the Southeast Quarter of the Southwest Quarter of Section 19; and also a part of the Fractional Northwest Quarter of the Northwest Quarter, a part of the Northeast Quarter of the Northwest Quarter, a part of the Southeast Quarter of the Northwest Quarter, a part of the Northwest Quarter of the Northeast Quarter, a part of the Northeast Quarter of the Northeast Quarter, a part of the Southwest Quarter of the Northeast Quarter, a part of the Southeast Quarter of the Northeast Quarter, a part of the Northwest Quarter of the Southeast Quarter of Section 30; also all of Lot 1 of Certified Survey Map 12140, all being in Township 7 North, Range 11 East, Town of Cottage Grove, Dane County, Wisconsin described as:

Beginning at the North Quarter Corner of Section 30; thence N 86°37'25" E, along the North line of the Northeast Quarter of said Section 30, 1491.14 feet; thence along the Northeasterly line of Lot 1 of Certified Survey Map 12140 and the centerline of Hope Road, and along an arc of a 257.69 foot curve to the Right, said curve having a radius of 415.00 feet, and a long chord which bears South 64°57'14" East for 253.57 feet; thence continuing along said Northeasterly line and the centerline of Hope Road, S47°09'55" E, 482.51 feet to the Southeasterly line of said Lot 1; thence S 20°58'05" W along said Southeasterly line, 1405.25 feet to the Northerly line of Lot 1 of Certified Survey Map 3721; thence S 86°32'36" W along said Northerly line, 28.80 feet to the Westerly line of Lot 1 of said Certified Survey Map 3721; thence S 51°41'55" E, along said Westerly line and the centerline of Femrite Drive, 27.47 feet to the centerline of Door Creek, thence S 20°38'08" W along the centerline of Door Creek, 680.94 feet to the East line of the Southwest Quarter of the Northeast Quarter of Section 30; thence S 00°12'39" W, along said East line, 248.35 feet to the Northeast corner of the said Northwest Quarter of the Southeast Quarter of Section 30; thence S 00°30'48" W, 199.06 feet; thence S 86°32'43" W, 13.61 feet; thence S87°01'01" W, 46.64 feet; thence S 86°26'51" W, 63.84 feet; thence N 78°25'57" W, 88.56 feet; thence N 48°21'02" W, 57.59 feet; thence N 20°27'32" W, 58.20 feet; thence N 00°30'48" E, 79.09 feet to the South line of the Northeast Quarter of Section 30; thence S 86°32'43" W, along said South line, 1060.17 feet to the Center Quarter Corner of said Section 30; thence S 86°32'40" W, along the South line of the said Northwest Quarter of said Section 30, 743.29 feet to the centerline of a new roadway reference line as described in Transportation Project Plat 3080-01-25-4.02; thence N 00°51'14" E, along said centerline of a new roadway reference line, 566.07 feet; thence continuing along said centerline, along an arc of a 75.18 foot curve to the Left, said curve having a radius of 2000.00 feet and whose long chord bears N 00°13'23" W for 75.18 feet to the intersection with the centerline of Luds Lane; thence S 87°19'45" W, along the centerline of Luds Lane, 73.44 feet, thence N 00°49'02" E, along a Southerly extension of the East line of Lot 2 of Certified Survey Map 11164, 33.06 feet; thence N 00°49'02" E, along said East line, 321.78 feet to the Southeast Corner of Lot 1 of Certified Survey Map 7090; thence continuing N 00°49'02" E, along the East line of said Lot 1, 323.44 feet to the Northeast Corner of said Lot 1; thence S 86°33'11" W, along the North line of said Lot 1, 794.30 feet; thence N 00°24'00" E, 940.55 feet to the Southeast Corner of the Rodefeld Addition to Hope Cottage Grove Cemetery plat; thence continuing N 00°24'00" E, along the East line of said Rodefeld Addition, 293.58 feet to the Southeast Corner of the Second Addition to Hope Cottage Grove Cemetery; thence continuing N 00°24'00" E, along the Easterly line of said Second Addition, 86.27 feet to the North line of the Northwest Quarter of said Section 30; thence N 86°22'42" E, along said North line, 5.66 feet; thence N 01°11'17" E, along the Easterly line of said Second Addition, 122.86 feet; thence N 45°16'53" E, 186.24 feet; thence N 77°01'27" E, 63.28 feet;

thence N 33°20'38" W, 33.96 feet; thence N 45°16'53" E, 139.62 feet; thence N 86°22'21" E, 349.49 feet to the centerline of Femrite Drive; thence S 51°34'30" E, along said centerline 562.06 feet to the North line of the Northwest Quarter of Section 30; thence N 86°22'42" E along said North line, 522.48 feet to the Point of Beginning.

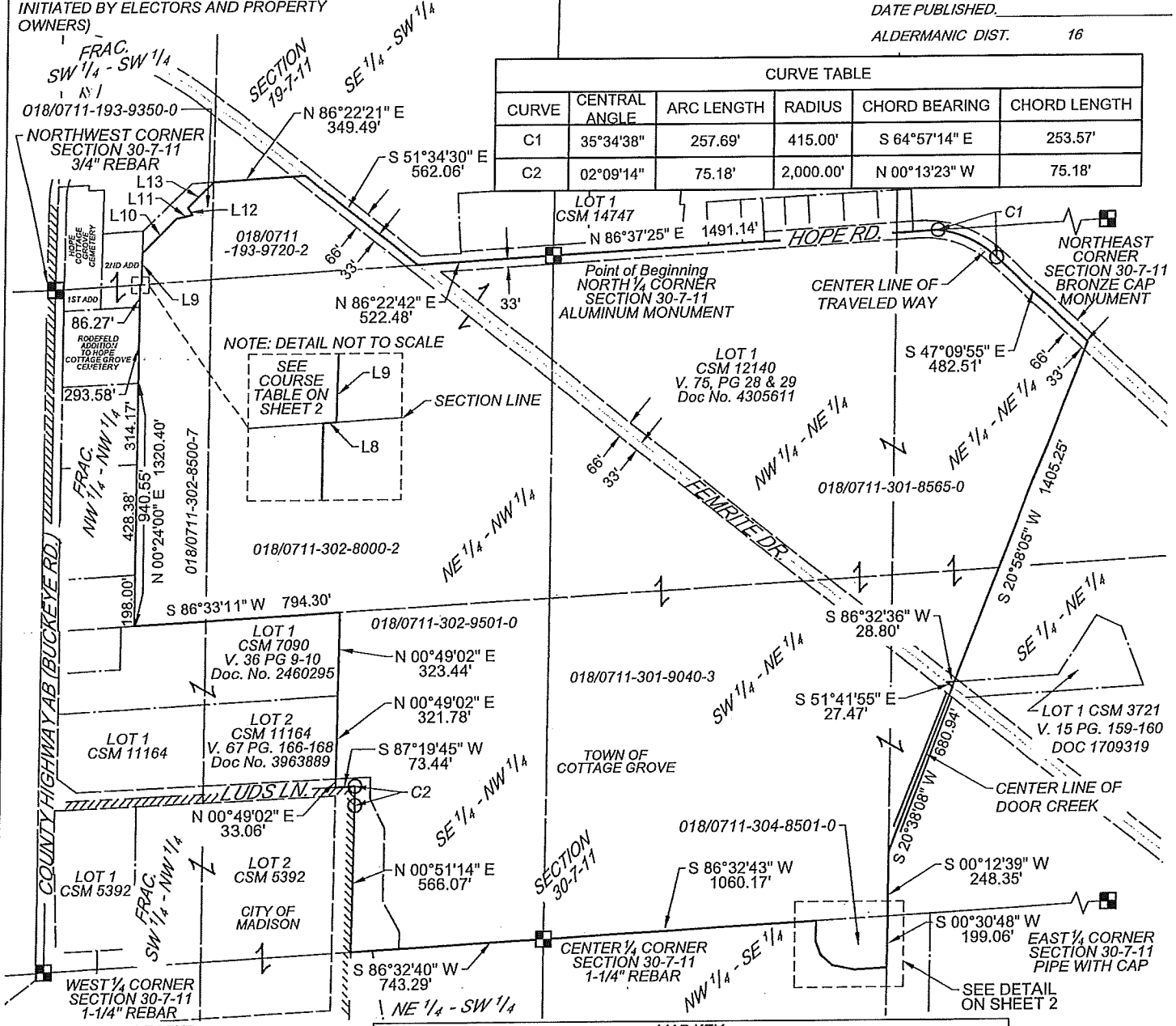
Said described land contains 7,927,736 square feet, or 182.00 acres, or 0.28 square miles, more or less.

SCALE MAP

TAX PARCELS AS SHOWN ON THIS MAP ARE BEING ANNEXED FROM TOWN OF COTTAGE GROVE TO CITY OF MADISON PER 66.0217 WI STATS (ANNEXATION INITIATED BY ELECTORS AND PROPERTY OWNERS)

ORDINANCE NO. _____
FILE ID NO. _____
DATE ADOPTED. _____
DATE PUBLISHED. _____
ALDERMANIC DIST. 16

CURVE TABLE					
CURVE	CENTRAL ANGLE	ARC LENGTH	RADIUS	CHORD BEARING	CHORD LENGTH
C1	35°34'38"	257.69'	415.00'	S 64°57'14" E	253.57'
C2	02°09'14"	75.18'	2,000.00'	N 00°13'23" W	75.18'



LEGEND

- SECTION LINE
- QUARTER LINE
- SIXTEENTH LINE
- RIGHT OF WAY LINE
- PROPERTY LINE
- MUNICIPAL BOUNDARY
- STREET CENTER LINE
- ANNEXATION OUTLINE
- SECTION CORNER
- POINT OF CURVATURE

MAP KEY

PROPOSED ANNEXATION LANDS TO THE CITY OF MADISON

- TAX KEY 018/0711-193-9350-0 TOTAL AREA = 66,287 SF - 1.52 ACRES
- TAX KEY 018/0711-193-9720-2 TOTAL AREA = 197,521 SF - 4.54 ACRES
- TAX KEY 018/0711-302-8500-7 TOTAL AREA = 366,160 SF - 8.41 ACRES
- TAX KEY 018/0711-302-8000-2 TOTAL AREA = 1,606,913 SF - 36.89 ACRES
- TAX KEY 018/0711-302-9501-0 TOTAL AREA = 942,367 SF - 21.63 ACRES
- TAX KEY 018/0711-301-9040-3 TOTAL AREA = 2,207,781 SF - 50.68 ACRES
- TAX KEY 018/0711-304-8501-0 TOTAL AREA = 49,859 SF - 1.15 ACRES
- TAX KEY 018/0711-301-8565-0 TOTAL AREA = 2,132,703 SF - 48.96 ACRES

AREA ANNEXED AS ROADWAY = 358,145 SF - 8.22 ACRES
TOTAL PROPOSED ANNEXATION AREA = 7,927,736 SF - 182.00 ACRES, 0.28 SQ. MILES



NOTE: BEARINGS FOR THIS MAP ARE BASED ON THE NAD 83 SYSTEM.

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.

Date: August 3, 2023

Signed by grantor(s) or grantor(s) agent: Maribeth Witzel-Behl

Name of grantor(s) or grantor(s) agent printed: Maribeth Witzel-Behl

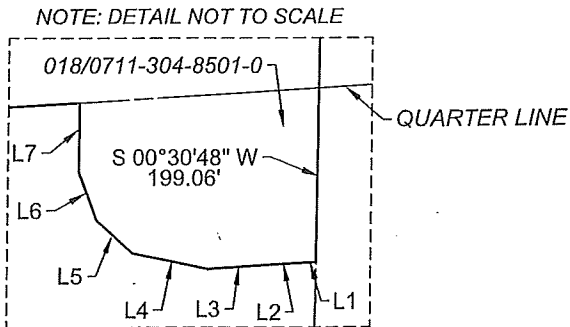
D. AND RENEWABLES

018/0711-304-8501-0, & 018/0711-301-8565-0

REVISIONS	

Drawn: CJS	Scale: 1" = 600'
Date: 04/24/2023	SHEET NUMBER 1 OF 2

EXHIBIT B
SCALE MAP



COURSE TABLE		
LINE	BEARING	DISTANCE
L1	S 86°32'43" W	13.61'
L2	S 87°01'01" W	46.64'
L3	S 86°26'51" W	63.84'
L4	N 78°25'57" W	88.56'
L5	N 48°21'02" W	57.59'
L6	N 20°27'32" W	58.20'
L7	N 00°30'48" E	79.09'
L8	N 86°22'42" E	5.66'
L9	N 01°11'17" E	122.86'
L10	N 45°16'53" E	186.24'
L11	N 77°01'27" E	63.28'
L12	N 33°20'38" W	33.96'
L13	N 45°16'53" E	139.62'

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: Maribeth Witzel-Behl
 Name of grantor(s) or grantor(s) agent printed: Maribeth Witzel-Behl

Date: August 3, 2023

Survey Performed for:
DANE COUNTY
DEPARTMENT OF WASTE
AND RENEWABLES

PARCEL NOS. 018/0711-193-9350-0,
 018/0711-193-9720-2, 018/0711-302-8500-7,
 018/0711-302-8000-2, 018/0711-302-9501-0,
 018/0711-301-9040-3, 018/0711-304-8501-0, &
 018/0711-301-8565-0

AVRES

Drawn: CJS

Scale: N/A

REVISIONS

Date: 04/24/2023

SHEET NUMBER 2 OF 2



TONY EVERS

GOVERNOR

KATHY BLUMENFELD

SECRETARY

Municipal Boundary Review

PO Box 1645, Madison WI 53701

Voice (608) 264-6102 Fax (608) 264-6104

Email: wimunicipalboundaryreview@wi.gov

Web: <http://doa.wi.gov/municipalboundaryreview>

June 20, 2023

PETITION FILE NO. 14598

MARIBETH WITZEL-BEHL, CLERK
CITY OF MADISON
210 M L K JR BLVD RM 103
MADISON, WI 53703-3345

KIM BANIGAN, CLERK
TOWN OF COTTAGE GROVE
4058 COUNTY ROAD N
COTTAGE GROVE, WI 53527-9503

Subject: DANE COUNTY DEPARTMENT OF WASTE AND RENEWABLES ANNEXATION

The proposed annexation submitted to our office on June 02, 2023, has been reviewed and found to be in the public interest. In determining whether an annexation is in the public interest, s. 66.0217 (6), Wis. Stats. requires the Department to examine "[t]he shape of the proposed annexation and the homogeneity of the territory with the annexing village or city...." so as, to ensure the resulting boundaries are rational and compact. The statute also requires the Department to consider whether the annexing city or village can provide needed municipal services to the territory. The subject petition is for territory that is reasonably shaped and contiguous to the City of Madison, which is able to provide needed municipal services.

The Department reminds clerks of annexing municipalities of the requirements of s. 66.0217 (9)(a), Wis. Stats., which states:

"The clerk of a city or village which has annexed shall file immediately with the secretary of administration a certified copy of the ordinance, certificate and plat, and shall send one copy to each company that provides any utility service in the area that is annexed. The clerk shall record the ordinance with the register of deeds and file a signed copy of the ordinance with the clerk of any affected school district..."

State and federal aids based on population and equalized value may be significantly affected through failure to file with the Department of Administration. Please file a copy of your annexing ordinance, including a statement certifying the population of the annexed territory. **Please include your MBR number 14598 with your ordinance.** Ordinance filing checklist available at <http://mds.wi.gov/>, click on "Help on How to Submit Municipal Records". Email scanned copy of required materials (color scan maps with color) to mds@wi.gov or mail to: Wisconsin Department of Administration, Municipal Boundary Review, PO Box 1645, Madison WI 53701-1645.

The petition file is available for viewing at: <http://mds.wi.gov/View/Petition?ID=2672>
Please call me at (608) 264-6102, should you have any questions concerning this annexation review.

Sincerely,

Erich Schmidtke, Municipal Boundary Review

cc: petitioner

PLANNING DIVISION STAFF REPORT

July 24, 2023

PREPARED FOR THE PLAN COMMISSION



Project Address: 3084 Luds Lane, 2986 Femrite Drive, 2987 Femrite Drive, et al
Application Type: Direct Annexation from Town of Cottage Grove
Legistar File ID # [78656](#)
Prepared By: Timothy M. Parks, Planning Division

Summary

Requested Action: Approval of Ordinance ID 78656, annexing 182.0 acres of land from the Town of Cottage Grove to the City of Madison and assigning Temporary A (Agricultural District) zoning.

Petitioners: Dane County; Representative: Allison Rathsack, Dane County Department of Waste & Renewables.

Status of Petitioner: Property owner. According to the petition, there are no electors on the eight parcels to be annexed.

Applicable Regulations & Standards: Section 66.0217 of Wisconsin Statutes outlines the process for annexation of land to municipalities in the State of Wisconsin. The subject petition is for direct annexation by unanimous approval of the property owner(s) pursuant to Wis. Stats. Section 66.0217(2).

Review Required By: Plan Commission and Common Council.

Development Schedule: The proposed annexation consists of eight parcels. Of the 182 acres to be annexed, approximately 113 acres have been developed by Dane County and SunVest Solar, LLC as a 20 megawatt solar facility. The remaining land is agricultural with the exception of a single-family residence that will be demolished prior to the effective date of the annexation on October 1, 2023 by agreement with Dane County. No additional development of the parcels to be annexed is proposed at this time.

Parcel Location: The 182 acres to be annexed are located on both sides of Femrite Drive east of CTH AB, bounded on the north by Hope Road, and with Luds Lane forming a portion of the western boundary of the annexation. The land is adjacent to and will be annexed to Alder District 16 (Currie). The lands are located partially in the Monona Grove Area School District.

Adopted Land Use Plan: The [Yahara Hills Neighborhood Development Plan](#), as adopted in 2017 and amended in 2022, recommends most of the land to be annexed southwest of Femrite Drive for Employment. The land northeast of Femrite, including along Hope Road, is recommended for Agriculture/Rural use. The Dane County Department of Public Works, Highway and Transportation East District Campus annexed to the City earlier this year is adjacent to this annexation and is recommended for Civic and Institutional uses.

Public Utilities and Services: Two of the eight parcels. 0711-302-9501-0 and 0711-301-9040-3, are located in the Central Urban Service Area; the remaining parcels are not. Future County projects at the eastern end of Luds Lane may connect to the City water and sanitary sewer services currently being extended east in the US Highways 12 and 18 right of way at the time of development. Most of the remaining property to be annexed will be used as the 20-megawatt solar facility, which does not require water or sanitary sewer services.

Project Description, Analysis and Conclusion

Dane County is requesting the direct annexation of eight parcels of land totaling 182.0 acres of land to the City of Madison from the Town of Cottage Grove. The parcels to be annexed are generally located east of CTH AB and north of US Highways 12/18 and on both sides of Femrite Drive. Portions of four of the parcels to be annexed totaling approximately 113 acres have recently been improved by the County and a partner as a 20-megawatt solar facility. The remaining land is undeveloped agricultural land; a single-family residence at 2986 Femrite Drive is in the process of being razed, and that parcel will be vacant by the time the annexation takes effect on October 1, 2023.

Annexation of the subject 182 acres from the Town of Cottage Grove was stipulated by the Yahara Area Intergovernmental Agreement between Dane County and the City of Madison, as authorized by Resolution 22-00319 (ID [70597](#)) adopted by the Common Council on May 10, 2022. The intergovernmental agreement calls for the subject parcels as well as the previously annexed Department of Public Works, Highway and Transportation East District Campus to be annexed to the City as a condition of providing water and sewer to specific parcels.

Wis. Stats. Section 66.0217(8) requires that the Plan Commission make a recommendation on the temporary zoning of the annexed parcels. The parcels will be zoned Temporary A–Agricultural District with the annexation. Following the annexation, Planning staff will work with Dane County to determine an appropriate City of Madison zoning district(s) to permanently assign the parcels, which will be presented to the Plan Commission consistent with the process and standards in Section 28.182 of the Zoning Code.

Additional development of the parcels not improved with the solar facility is not proposed at this time. However, Planning Division staff has held preliminary, high-level conversations with Dane County staff about the County's interest in developing some of the land to be annexed south of the east-west prolongation of Luds Lane and the solar facility with additional County facilities. Additional details on any future County facilities as well as the Plan Commission's consideration of permanent City zoning districts for the annexed lands will occur following the effective date on October 1.

Finally, State law requires that the State's Department of Administration Office of Municipal Boundary Review (MBR) make a recommendation that an annexation is in the public interest. "Public interest" is defined in Section 66.0217(6)(c) as consideration of "[w]hether the governmental services, including zoning, to be supplied to the territory could clearly be better supplied by the town or by some other village or city whose boundaries are contiguous to the territory proposed for annexation which files with the circuit court a certified copy of a resolution adopted by a two-thirds vote of the elected members of the governing body indicating a willingness to annex the territory upon receiving an otherwise valid petition for the annexation of the territory" and "[t]he shape of the proposed annexation and the homogeneity of the territory with the annexing village or city and any other contiguous village or city." The MBR determined in a letter to the City and Town of Cottage Grove dated June 20, 2023 that the proposed annexation was in the public interest (see attached letter).

Recommendation

The Planning Division recommends that the Plan Commission forward annexation ordinance ID 78656 to the Common Council with a favorable recommendation. A two-thirds favorable vote of the Common Council is required to approve the annexation.