Morraine Woods Verona 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 25th day of July 2023.

Morraine Woods Verona Annexation Ordinance #: ORD-23-00074 ID#: 78402 KRISTI CHLEBOWSKI DANE COUNTY REGISTER OF DEEDS

DOCUMENT # 5916883

08/04/2023 08:44 AM Trans Fee:

Exempt #:
Rec. Fee: 30.00
Pages: 15

Recording Area

Name and Return Address

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

see attached

Parcel Identification Number (PIN)

August 3, 2023 ate Homus Lud ignature of Clerk	Date
Maribeth Witzel-Behl, City Clerk lame printed	*Name printed
	STATE OF WISCONSIN, County of <u>Dane</u>
This document was drafted by: (print or type name below)	STATE OF WISCONSIN, County of
This document was drafted by: (print or type name below) Eric A. Christianson	
(print or type name below)	Subscribed and sworn to before me on August 3, 2023 by the above named person(s). Signature of notary or other person authorized to administer an oath

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 Madison, WI 53703 www.cityofmadison.com

Certified Copy

Ordinance: ORD-23-00074

File Number: 78402 Enactment Number: ORD-23-00074

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 1st Alder District the property located adjacent to 2550 Woods Road in the Town of Verona, creating Section 15.02(158) of the Madison General Ordinances to annex the property to Ward 158, amending 15.03(1) to add Ward 158 to Alder District 1, and assigning a temporary zoning classification of Temp-A (Agricultural) District.

DRAFTER'S ANALYSIS: This ordinance annexes the property located adjacent to 2550 Woods Road in the Town of Verona and assigns a temporary zoning classification of Temp-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 15, 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 Verona; 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) Lot 2 and a portion of dedicated Woods Road, Certified Survey Map 16202, located in part of the Southeast 1/4 of the Southwest 1/4 of Section 4, T6N, R8E in the Town of Verona, Dane County, Wisconsin, more particularly described as follows:
- Commencing at the South 1/4 corner of said Section 4; thence N00°50′08″E, 660.11 feet along the East line of the said Southwest 1/4; thence N87°46′56″W, 33.00 feet to the intersection with a line lying 33 west of and parallel with the said East line of the Southwest 1/4 and the Point of Beginning; thence continuing N87°46′56″W, 7.00 feet to the intersection with the West right of way of Woods Road; thence N00°50′08″E along said West right of way line, 384.96 feet to the

Enactment Number: ORD-23-00074

File Number: 78402

South line of said Lot 2; thence N87°46'39"W along said South line, 1265.72 feet to the West line of Lot 2; thence N01°05"43"E along said West line, 273.99 feet to the North line of Lot 2; thence S87°46'39"E along said North line and its easterly extension, 1271.48 feet; thence S00°50'08"W along a line lying 33 west of and parallel with the said East line of the Southwest 1/4, 658.98 feet to the Point of Beginning. Said described area contains 8.0619 acres, or 351,175 square feet, or 0.0126 square miles."

- 2. Subsection (158) of Section 15.02 entitled "Wards and Ward Boundaries" of the Madison General Ordinances is created to read as follows:
- "(158) Ward 158. Lot 2 and a portion of dedicated Woods Road, Certified Survey Map 16202, located in part of the Southeast 1/4 of the Southwest 1/4 of Section 4, T6N, R8E in the Town of Verona, Dane County, Wisconsin, more particularly described as follows:
- Commencing at the South 1/4 corner of said Section 4; thence N00°50'08"E, 660.11 feet along the East line of the said Southwest 1/4; thence N87°46'56"W, 33.00 feet to the intersection with a line lying 33 west of and parallel with the said East line of the Southwest 1/4 and the Point of Beginning; thence continuing N87°46'56"W, 7.00 feet to the intersection with the West right of way of Woods Road; thence N00°50'08"E along said West right of way line, 384.96 feet to the South line of said Lot 2; thence N87°46'39"W along said South line, 1265.72 feet to the West line of Lot 2; thence N01°05"43"E along said West line, 273.99 feet to the North line of Lot 2; thence S87°46'39"E along said North line and its easterly extension, 1271.48 feet; thence S00°50'08"W along a line lying 33 west of and parallel with the said East line of the Southwest 1/4, 658.98 feet to the Point of Beginning.

Polling Place at Olson Elementary School, 801 Redan Drive."

- 3. Subsection (1) of Section 15.03 entitled "Alder Districts" of the Madison General Ordinances is amended to read as follows:
- "(1) First Alder District. Wards 108, 109, 110, 111, 112, 113, 114, 138, and 139<u>, and 155</u>.
- 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.

therwsland for

I, Thomas Lund for City Clerk Maribeth Witzel-Behl, certify that this is a true copy of Ordinance 23-00074, file id 78402, adopted by the Madison Common Council on July 25, 2023.

08 | 03 | 2023

Date Certified



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

Master

File Number: 78402

File ID: 78402

File Type: Ordinance

Status: Passed

Version: 1

Reference:

Controlling Body: Attorney's Office

File Created Date: 06/14/2023

File Name: Moraine Woods Verona Annexation

Final Action: 07/25/2023

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 1st Alder District the property located adjacent to 2550 Woods Road in the Town of Verona, creating Section 15.02(158) of the Madison General Ordinances to annex the property to Ward 158, amending 15.03(1) to add Ward 158 to Alder District 1, and assigning a temporary zoning classification of Temp-A

(Agricultural) District.

Notes: 6769MoraineWoodsAnnexation

MAYOR APPROVAL DATE 7/28/2023

CC Agenda Date: 07/25/2023

Agenda Number: 38.

Sponsors: Satya V. Rhodes-Conway

Effective Date: 08/04/2023 Enactment Number: ORD-23-00074

Attachments: Locator Maps.pdf, Annexation Map (5-2-2023), Parks

Div-Cowling Annexation Worksheet Initial 06-13-23,

Staff Comments.pdf

Author: Kate Smith

Hearing Date:

Entered by: mglaeser@cityofmadison.com

Published Date: 08/03/2023

Related Files:

Approval History

Version	Seq#	Action Date	Approver	Action	Due Date
1	1	6/14/2023	Michael Haas	Approved as to Form	7/4/2023
1	2	6/14/2023	Maggie McClain	Delegated	
Notes:	Delegated	: Out Of Office			
1	3	6/14/2023	Christine Koh	Delegated	
1	4	6/14/2023	Ryan Pennington	Approve	6/20/2023

History of Legislative File

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

1 Attorney's Office

06/14/2023 Referred for

Introduction

Action Text:

This Ordinance was Referred for Introduction

Notes:

Plan Commission (7/10/23), Common Council (7/25/23)

1 COMMON COUNCIL

06/20/2023 Referred

PLAN

07/10/2023

Action Text:

COMMISSION This Ordinance was Referred to the PLAN COMMISSION

1 PLAN COMMISSION

07/10/2023 RECOMMEND TO

Pass

COUNCIL TO ADOPT - REPORT OF OFFICER

Action Text:

A motion was made by Sheppard, seconded by Solheim, to RECOMMEND TO COUNCIL TO ADOPT

- REPORT OF OFFICER. The motion passed by voice vote/other.

Notes:

On a motion by Sheppard, seconded by Solheim, the Plan Commission recommended that Council adopt the

annexation. The motion passed by voice vote/other.

1 COMMON COUNCIL

07/25/2023 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 78402

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 1st Alder District the property located adjacent to 2550 Woods Road in the Town of Verona, creating Section 15.02(158) of the Madison General Ordinances to annex the property to Ward 158, amending 15.03(1) to add Ward 158 to Alder District 1, and assigning a temporary zoning classification of Temp-A (Agricultural) District.

Body

DRAFTER'S ANALYSIS: This ordinance annexes the property located adjacent to 2550 Woods Road in the Town of Verona and assigns a temporary zoning classification of Temp-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 15, 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 Verona; 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:

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- Commencing at the South 1/4 corner of said Section 4; thence N00°50'08"E, 660.11 feet along the East line of the said Southwest 1/4; thence N87°46'56"W, 33.00 feet to the intersection with a line lying 33 west of and parallel with the said East line of the Southwest 1/4 and the Point of Beginning; thence continuing N87°46'56"W, 7.00 feet to the intersection with the West right of way of Woods Road; thence N00°50'08"E along said West right of way line, 384.96 feet to the South line of said Lot 2; thence N87°46'39"W along said South line, 1265.72 feet to the West line of Lot 2; thence N01°05"43"E along said West line, 273.99 feet to the North line of Lot 2; thence S87°46'39"E along said North line and its easterly extension, 1271.48 feet; thence S00°50'08"W along a line lying 33 west of and parallel with the said East line of the Southwest 1/4, 658.98 feet to the Point of Beginning. Said described area contains 8.0619 acres, or 351,175 square feet, or 0.0126 square miles."
- 2. Subsection (158) of Section 15.02 entitled "Wards and Ward Boundaries" of the Madison General Ordinances is created to read as follows:
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Polling Place at Olson Elementary School, 801 Redan Drive."

- 3. Subsection (1) of Section 15.03 entitled "Alder Districts" of the Madison General Ordinances is amended to read as follows:
- "(1) First Alder District, Wards 108, 109, 110, 111, 112, 113, 114, 138, and 139, and 155.
 - 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.



Annexation

Location

Adjacent to 2550 Woods Road

Petitioner

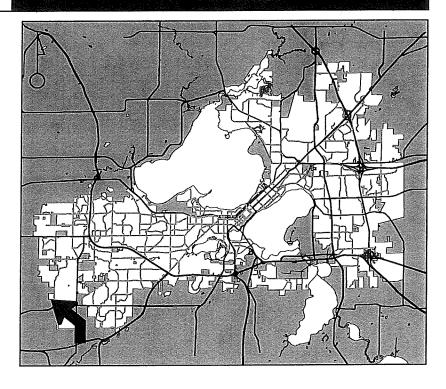
City of Madison Parks Division

Request

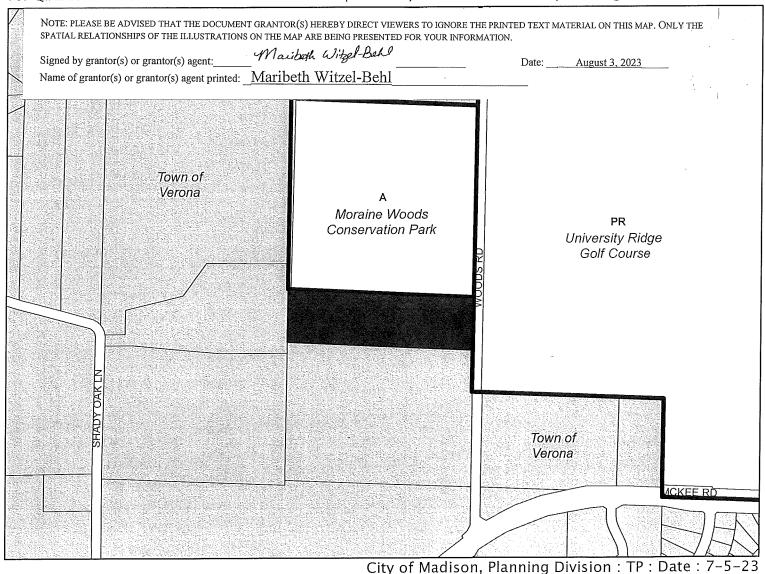
Annexing an 8.0-acre parcel owned by the City of Madison (Moraine Woods Conserv. Park) from Town of Verona and assigning Temporary A zoning

Public Hearing Dates Plan Commission July 10, 2023

Common Council July 25, 2023



For Questions Contact: Tim Parks at: 261-9632 or tparks@cityofmadison.com or City Planning at 266-4635





Moraine Woods Conservation Park



Date of Aerial Photography: Spring 2022

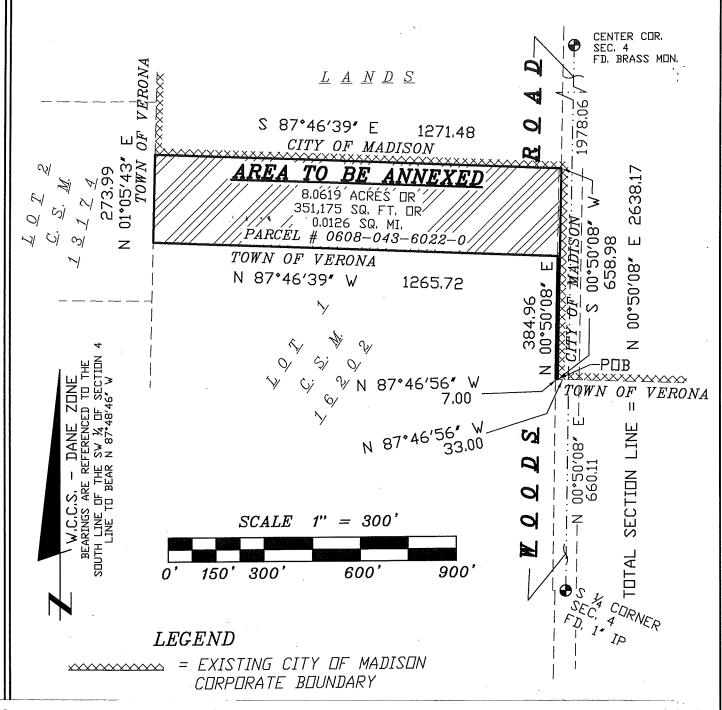


WILLIAMSON SURVEYING & ASSOCIATES, LLC 104 A WEST MAIN STREET, WAUNAKEE, WISCONSIN, 53597.

104 A WEST MAIN STREET, WAUNAKEE, WISCONSIN, 53597. NOA T. PRIEVE // CHRIS W. ADAMS // NEIL F. BORTZ PROFESSIONAL LAND SURVEYORS

PHONE: 608-255-5705 FAX: 608-849-9760 WEB: WILLIAMSONSURVEYING.COM





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: Maibath Witzel-Behl

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

Date: August 3, 2023

-116

Attachment Worksheet

[Initial, 13 June 2023]



	Compared 1	Comment 2			
Davidian Name	Comment 1	Comment 2			
Petition Name:	Park Division – Annexation of Moraine Woods Addition (former Cowling property)				
Dane County Address:	N/A				
Township:	Verona				
Parcel Number(s):	062/0608-043-6022-0				
Farcer Number (5).	002/0008-043-0022-0				
Date Filed with City Clerk:	15 May 2023				
Date Filed with Town:	16 May 2023 (by hand delivery)				
Dept. of Administration Review:	None; City-owned land				
Property Owner(s)					
Name:	City of Madison				
100	Parks Division				
Address:	330 E Lakeside Street				
	Madison, WI 53715				
Representative (if any)					
Name:					
Address:					
Auuress.					
Surveyor					
Name:	Chris Adams	11.41.41.41.41.41.41.41.41.41.41.41.41.4			
Address:					
	Waunakee, WI 53597				
County Zoning of Attached Land:	NR-C (Natural Resource Conserva	ncy District)			
Existing Use(s) of Attached Land:	Conservancy park and open space				
<u> </u>	Comprehensive Plan (2018) - Parl				
O'' 1 111 Pl ()	Neighborhood Planning Area (NPA)				
City Land Use Plan(s):	Shady Wood NDP (2023) – Stormwater and Other Open Space				
	(with Woodlands)				
Zoning Upon Annexation:	Temporary A (Agricultural District)				
Central Urban Service Area:	<u>Not</u> In CUSA				
Madison Metropolitan	Not in MMSD				
Sewerage District Status:	INOC III WIIWISD				
Environmental Corridors:	None				
Square-Footage of Annexation:	351,175				
Acreage of Annexation:	8.0619				
Square-Mileage of Annexation:	0.0126				

Dwelling Units:	0				
Population:	0				
Electors:	0				
Tax Information by Parcel/Year	2022				
	-6022-0				
Assessed Land Value:	N - 1/-/				
Ass. Improvement Value:	No Value as of 13 June 2023				
Total Assessed Value:	13 June 2023				
Total Taxes for Year: (2022)					
State of Wisconsin					
Dane County	Exempt –				
Town of Burke	No Data as of				
School District	13 June 2023				
Madison Area Technical College					
Special Assessment:					
Aldermanic District:	1 – Duncan				
Ward:	1 – Duncan 158 [NEW]				
Polling Place:	Olson Elementary School – 801 Redan Drive				
Supervisory District:	29				
Assembly District:	80				
Senate District:	27				
School District(s):	Verona Area School District (5901)				
Electricity:	Wisconsin Power & Light/Alliant Energy (ID 6680)				
Gas:	Madison Gas & Electric Company (MG&E) (ID 3270)				
Trash Day:	4-A (Tuesday)				
Telephone:	Mount Vernon Telephone (dba TDS Telecom) (ID 3970)				
Petition Before Council:	20 June 2023 (ID	78173)	To Be Accepted:	: 11 July 2023	
Common Council					
Ordinance Introduction:	20 June 2023				
Plan Commission Date:	July 10, 2023				
Ordinance Adoption:	25 July 2023				
Ordinance Number (ID):					
Effective Date:					

Legal Description:

Lot 2 and a portion of dedicated Woods Road, Certified Survey Map 16202, located in part of the Southeast 1/4 of the Southwest 1/4 of Section 4, T6N, R8E in the Town of Verona, Dane County, Wisconsin, more particularly described as follows:

Commencing at the South 1/4 corner of said Section 4; thence N00°50′08″E, 660.11 feet along the East line of the said Southwest 1/4; thence N87°46′56″W, 33.00 feet to the intersection with a line lying 33 west of and parallel with the said East line of the Southwest 1/4 and the Point of Beginning; thence continuing N87°46′56″W, 7.00 feet to the intersection with the West right of way of Woods Road;

thence N00°50′08″E along said West right of way line, 384.96 feet to the South line of said Lot 2; thence N87°46′39″W along said South line, 1265.72 feet to the West line of Lot 2; thence N01°05″43″E along said West line, 273.99 feet to the North line of Lot 2; thence S87°46′39″E along said North line and its easterly extension, 1271.48 feet; thence S00°50′08″W along a line lying 33 west of and parallel with the said East line of the Southwest 1/4, 658.98 feet to the Point of Beginning. Said described area contains 8.0619 acres, or 351,175 square feet, or 0.0126 square miles.

PLANNING DIVISION STAFF REPORT

July 10, 2023

PREPARED FOR THE PLAN COMMISSION

Property Address: None (Adjacent to 2550 Woods Road)

Application Type: Direct Annexation from the Town of Verona

Legistar File ID # 78402

Prepared By: Timothy M. Parks, Planning Division

TOP MADO

Summary

Requested Action: Approval of Ordinance ID 78402, annexing approximately 8.06 acres of City-owned land located adjacent to 2550 Woods Road from the Town of Verona to the City of Madison.

Petitioner: City of Madison Parks Division.

Status of Petitioner: Property owner. There are no electors or population on the property, which is undeveloped.

Applicable Regulations & Standards: Section 66.0223(1) of Wisconsin Statutes outlines the process for annexation of land owned by a city or village.

Review Required By: Plan Commission and Common Council.

Parcel Location: The City-owned land is a 8.06-acre parcel with approximately 275 feet of frontage along the west side of Woods Road. The land is located across Woods Road from University of Wisconsin-owned land and is adjacent to Moraine Woods Conservation Park in the City. The land will be annexed to Alder District 1 (Duncan). The subject parcel is located in the Verona Area School District.

Proposed Use and Development Schedule: The parcels are under the control of the Parks Division, which acquired the property as an addition to Moraine Woods Conservation Park and extension of the Ice Age National Scenic Trail.

Adopted Land Use Plans:

The 2018 <u>Comprehensive Plan</u> recommends that most of the property be used for Park and Open Space, with the exception of the northernmost edge, which is included in a future neighborhood planning area. The site and general area are the subject of a map note (#1), which states "[t]here are significant natural glacial features along this corridor which should be preserved and incorporated into an Ice Age National Scenic Trail connection between University Ridge Golf Course and Mid Town Road at Shady Oak Lane."

The 2023 Shady Wood Neighborhood Development Plan includes the subject site and existing Moraine Woods Conservation Park within an Open Space Conservation Corridor that encompasses where the Ice Age National Scenic Trail is planned to pass through the planning area. The subject site and corridor are recommended for open space and woodland on the land use and street plan within the neighborhood development plan. The plan also shows a future pedestrian path extending through the conservation park connecting the residential area to the north with the Ice Age National Scenic Trail and a "view opportunity" located on Dane County-owned open space to the south.

ID # 78402 Moraine Woods Cons. Park Addition – Town of Verona July 10, 2023 Page 2

Public Utilities and Services: The subject property is not located in the Central Urban Service Area. There is currently no public sewer or water available to the site, and there are no mapped environmental corridors on the subject property. However, Dane County has identified a "Resource Protection Corridor" across the subject parcel reflecting the Ice Age Trail corridor.

Related Approvals

On January 18, 2022, the City of Madison Common Council approved an agreement with Dane County regarding the land purchase, land division and annexation of approximately 8.0 acres of land in the Town of Verona to extend the Ice Age National Scenic Trail (see Resolution 22-00030, ID 68659).

On September 19, 2022, the Plan Commission approved a Certified Survey Map (CSM) in the City's Extraterritorial Jurisdiction to divide a County-owned parcel in the Town of Verona (adjacent to 2550 Woods Road) to create two lots for public open space, including the 8.0-acre parcel now owned by the City and proposed for annexation.

Project Description, Analysis and Conclusion

The City of Madison is requesting to annex an 8.06-acre parcel into the City from the Town of Verona. The subject site is a mostly wooded parcel located on the west side of Woods Road, approximately 500 feet north of CTH PD and adjacent to the City's Moraine Woods Conservation Park, which is addressed as 2550 Woods Road.

The parcel to be annexed was recently acquired from Dane County and was previously part of a larger 39.7-acre County-owned parcel acquired for a conservation park and the expansion of the Ice Age National Scenic Trail with the cooperation and support of the cities of Madison and Verona and the Town of Verona. As part of its involvement, the City of Madison contributed 20% of the funds for the purchase. The 39.7-acre parcel was divided into two lots by a CSM approved on September 19, 2022 and recorded on January 23, 2023, with the northern of the two lots comprising 8.0 acres subsequently conveyed to the City of Madison.

The land to be annexed is contiguous to the City; the existing 40 acres comprising Moraine Woods Conservation Park were annexed to the City effective on December 5, 2019. In addition, the lands to the east across Woods Road owned by the University of Wisconsin-Madison are located within the City of Madison.

Annexation of the property is consistent with longstanding City policy to annex or attach properties it owns into its corporate limits whenever practical. The annexation of the property to the City is also consistent with language in the resolution authorizing the City's involvement in the acquisition of the former Cowling property for open space. The annexation ordinance will assign Temporary A–Agricultural zoning to the parcel pending submittal of a subsequent zoning map amendment to a permanent district, which will follow the annexation as staff resources permit.

Recommendation

The Planning Division recommends that the Plan Commission forward this annexation ordinance to the Common Council with a favorable recommendation.