



Legislation Details (With Text)

File #: 44621 **Version:** 1 **Name:** Detachment of Norman and Peggy Anderson Property
Type: Ordinance **Status:** Passed
File created: 9/28/2016 **In control:** PLAN COMMISSION
On agenda: 11/1/2016 **Final action:** 11/1/2016
Enactment date: 11/10/2016 **Enactment #:** ORD-16-00098

Title: Creating Section 15.01(601) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" detaching from Ward 1, 16th Aldermanic District, the Norman and Peggy Anderson Property.

Sponsors: Paul R. Soglin

Indexes:

Code sections:

Attachments: 1. Anderson Detachment Exhibits A and B, 2. Petition of Detachment.pdf, 3. Staff Memo.pdf, 4. registered copy

Date	Ver.	Action By	Action	Result
11/1/2016	1	COMMON COUNCIL	Adopt and Close the Public Hearing	Pass
10/17/2016	1	PLAN COMMISSION	RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING	Pass
10/4/2016	1	COMMON COUNCIL	Refer For Public Hearing	Pass
9/28/2016	1	Attorney's Office	Referred for Introduction	

Fiscal Note

Beginning in 2017, the proposed detachment will result in an annual loss of City property tax proceeds of an estimated \$2,276.83 based on 2015 taxes, lest the City cost to provide services to this property. Unlike with an annexation or attachment, the City is not entitled to payment of lost tax revenue by McFarland for the five years following detachment.

Title

Creating Section 15.01(601) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" detaching from Ward 1, 16th Aldermanic District, the Norman and Peggy Anderson Property.

Body

DRAFTER'S ANALYSIS: This ordinance detaches .67 acres of land from Ward 1, 16th Aldermanic District.

An ordinance to create Subsection (601) 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 on August 22, 2016, a Notice of Intention to Circulate a Petition of Detachment was published in the Wisconsin State Journal as required by Wis. Stat. § 66.0227(1); and

WHEREAS, on August 25, 2016, a Petition for Detachment (the "Petition") of the Territory, described in Exhibit A and shown on Exhibit B, both attached hereto, was filed in the Office of the City Clerk of the City of Madison ("Madison"); and

WHEREAS, said Petition has been signed by a majority of the owners of three-fourths of the taxable land in area within the Territory proposed to be detached; and

WHEREAS, pursuant to Wis. Stat. § 66.0227(2), the Village of McFarland shall, by duly adopted ordinance, attach the Territory within sixty (60) days of the detachment of the Territory from the City of Madison or this ordinance shall be void.

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

1. Subsection (601) of Section 15.01 of the Madison General Ordinances is hereby created to read as follows:

"15.01(601) - There is hereby detached from Ward 1, 16th Aldermanic District, the City of Madison, Dane County, Wisconsin, the following described property:

Lot 1, Myron Dean's Addition, as recorded in Volume 24 of plats, on page 4, as document number 1004880, Dane County Registry, and the North ½ of the Vacated Colonial Street and Part of Lot 2, Certified Survey Map Number 1398 as recorded in Volume 6 of Certified Survey Maps, on pages 63-64, as document number 1391367, Dane County Registry, also located in the Southwest Quarter of the Southwest Quarter of Section 35, Township 7 North, Range 10 East, City of Madison, Dane County, Wisconsin, more fully described as follows:

Beginning at the Northwesterly corner of said Lot 1, Myron's Dean's Addition, thence along the Northerly line of said Lot 1, North 88 degrees 15 minutes 48 seconds East, 249.91 feet to the Easterly line of said Lot 2; Certified Survey Map Number 1398, thence along said Easterly line South 01 degree 21 minutes 47 seconds East, 100.13 feet; thence South 88 degrees 19 minutes 24 seconds West, 100.13 feet to the Southeasterly corner of said Lot 1, Myron's Dean's Addition, thence South 01 degree 17 minutes 51 seconds East, 30.00 feet; thence South 88 degrees 19 minutes 24 seconds West, 149.94 feet to the Easterly right-of-way line of Marsh Road; thence North 01 degree 16 minutes 18 seconds West along said Easterly right-of-way line, 129.87 feet to the point of beginning. This description contains approximately 29,497 square feet or 0.6772 acres.

2. 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.

EDITOR'S NOTE: Pursuant to Wis. Stat. § 66.0227(2), this detachment ordinance must be enacted by a three-fourths vote of the elected members of the Common Council or at least 15 votes.