



Legislation Details (With Text)

**File #:** 24165      **Version:** 1      **Name:** MidTown Attach A  
**Type:** Ordinance      **Status:** Passed  
**File created:** 10/5/2011      **In control:** PLAN COMMISSION  
**On agenda:** 11/29/2011      **Final action:** 11/29/2011  
**Enactment date:** 12/7/2011      **Enactment #:** ORD-11-00162

**Title:** Creating Section 15.01(581) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" attaching to the 1st Aldermanic District Mid Town Road Attachment and amending Section 15.06(142) of the Madison General Ordinances to assign the attached property to Ward 142 and creating Section 15.02(115) to assign the attached property to Ward 115 and amending Section 15.03(1) to add Ward 115 to Aldermanic District 1.

**Sponsors:** Paul R. Soglin

**Indexes:**

**Code sections:**

**Attachments:** 1. Link Reso 22782, 2. Map, 3. Staff Comments.pdf, 4. Link Ord 24166, 5. file sent to Secretary of State

| Date       | Ver. | Action By                        | Action   | Result |
|------------|------|----------------------------------|--|--------|
| 11/29/2011 | 1    | COMMON COUNCIL                   | Adopt Unanimously                                    | Pass   |
| 11/7/2011  | 1    | PLAN COMMISSION                  | RECOMMEND TO COUNCIL TO ADOPT<br>- REPORT OF OFFICER | Pass   |
| 10/18/2011 | 1    | COMMON COUNCIL                   | Referred for Public Hearing                          |        |
| 10/5/2011  | 1    | Attorney's Office/Approval Group | Referred for Introduction                            |        |

**Fiscal Note**

Under the terms of the July 26, 2011 boundary agreement between the City of Madison and the Town of Verona, the Town will cede the Mid Town Road right of way, such that the whole of Mid Town Road will be included within the City of Madison. The inclusion of right-of-way within the City's boundary will have some fiscal impact. The City will take over maintenance of the roadway. A portion of the improvements to Mid Town Road will be assessable to the adjacent Town of Verona properties as if they were located in the City. The Town may either contribute \$20,000 to offset the costs of the Project, or to offset the special assessments made against its residents.

**Title**

Creating Section 15.01(581) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" attaching to the 1st Aldermanic District Mid Town Road Attachment and amending Section 15.06(142) of the Madison General Ordinances to assign the attached property to Ward 142 and creating Section 15.02(115) to assign the attached property to Ward 115 and amending Section 15.03(1) to add Ward 115 to Aldermanic District 1.

**Body**

DRAFTER'S ANALYSIS: This ordinance attaches land in the Town of Verona. This amendment includes the attachment of this land to an existing Aldermanic District and Ward as well as to the Aldermanic District and Ward that will be effective January 1, 2012.

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An ordinance to create Subsection (580) 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, pursuant to the Boundary Adjustment Agreement Regarding The Mid Town Road Right-of-Way

Between The City of Madison and the Town of Verona of July 26, 2011, the below described property is subject to attachment to the City of Madison; and

WHEREAS, investigation by the City of Madison discloses that as of this date the above representations are true, the Common Council now determines that the said attachment proceeding meets the requirements of the City of Madison and Town of Verona Intergovernmental Agreement approved pursuant to Wis. Stat. § 66.0301; NOW, THEREFORE, the Common Council of the City of Madison do hereby ordain as follows:

1. Subsection (580) of Section 15.01 of the Madison General Ordinances is hereby created to read as follows:

"15.01(580) - There is hereby attached to the City of Madison, Dane County, Wisconsin, the following described property:

Part of the NW1/4 of the NE1/4 of Section 3, T06N R08E, Town of Verona, Dane County, Wisconsin, more fully described as follows:

Commencing at the South Quarter Corner of Section 34, T07N R08E; thence N88°54'09"E, 118 feet, more or less, along the South line of the said SE ¼ of Section 34 to the point of beginning of this description; thence Easterly along said South line, 983 feet, more or less, to the Southerly prolongation of the Westerly line of Lot 1, CSM 2086; thence S01°01'28"W, 33.07 feet along said prolongation; thence S88°52'22"W, 129.58 feet, to the Northerly extension of the Easterly line of Lot 1, Certified Survey Map number 952; thence S00°05'25"E, 27.00 feet, along said extension, to the Southerly right-of-way of Mid Town Road, as presently located, and the Northeast corner of Lot 1 of Certified Survey Map number 952; thence S88°54'35"W, along the said Southerly right-of-way and the North lines of Lots 1-3, said Certified Survey Map number 952, 396.44 feet; thence N01°21'40"E, along the said Southerly right-of-way, 27 feet, more or less, to a line 33 feet south of, as measured by right angles to, the South line of the SE ¼ of Section 34; thence Westerly, along said Southerly right-of-way, which is 33 feet south of the said South line of the SE 1/4 , 457.5 feet, more or less; thence N01°05'51"W, 33.00 feet, to the South line of Section 34, T7N, R8E and the point of beginning."

2. Subsection (142) of Section 15.06 entitled "Wards and Ward Boundaries" of the Madison General Ordinances is amended to read as follows:

"(142) Ward 142. All of Lot 3 of Certified Survey Map Number 952, as recorded in Volume 4 of Certified Survey Maps on pages 199-200, as Document Number 1343095, Dane County Registry, being located in the Northwest Quarter of the Northeast Quarter, Section 3, Township 6 North, Range 8 East, Town of Verona, Dane County, Wisconsin. For purposes of the November 4, 2008 election and for all elections thereafter, the Commencing at the South Quarter Corner of Section 34, T07N R08E; thence N88°54'09"E, 118 feet, more or less, along the South line of the said SE ¼ of Section 34 to the point of beginning of this description; thence Easterly along said South line, 983 feet, more or less, to the Southerly prolongation of the Westerly line of Lot 1, CSM 2086; thence S01°01'28"W, 33.07 feet along said prolongation; thence S88°52'22"W, 129.58 feet, to the Northerly extension of the Easterly line of Lot 1, Certified Survey Map number 952; thence S00°05'25"E, 27.00 feet, along said extension, to the Southerly right-of-way of Mid Town Road, as presently located, and the Northeast corner of Lot 1 of Certified Survey Map number 952; thence S88°54'35"W, along the said Southerly right-of-way and the North lines of Lots 1 and 2, of said Certified Survey Map number 952, 288.22 feet to the Northeast corner of Lot 3, Certified Survey Map number 952; thence South along the East lot line of Lot 3, Certified Survey Map number 952 to the Southeast corner of said Lot 3, Certified Survey Map number 952; thence West along the South line of Lot 3, Certified Survey Map number 952 to the Southwest corner of said Lot 3; thence North along the West line of Lot 3, Certified Survey Map number 952 to the Northwest corner of said Lot 3; thence N01°21'40"E, along the Southerly right-of-way of Mid Town Road, 27 feet, more or less, to a line 33 feet south of, as measured by right angles to, the South line of the SE ¼ of Section 34; thence Westerly, along said Southerly right-of-way, which is 33 feet south of the said South line of the SE 1/4 , 457.5 feet, more or less; thence N01°05'51"W, 33.00 feet, to the South line of Section 34, T7N, R8E and the point of beginning. Polling place: at Our Redeemer Lutheran Church, 1701 McKenna Boulevard."

3. Subsection (115) of Section 15.02 entitled "Wards and Ward Boundaries" of the Madison General Ordinances is created to read as follows:

"(115) Ward 115. Commencing at the South Quarter Corner of Section 34, T07N, R08E; thence N88°54'09"E, 118 feet, more or less, along the South line of the said SE ¼ of Section 34 to the point of

beginning of this description; thence Easterly along said South line, 983 feet, more or less, to the Southerly prolongation of the Westerly line of Lot 1, CSM 2086; thence S01°01'28"W, 33.07 feet along said prolongation; thence S88°52'22"W, 129.58 feet, to the Northerly extension of the Easterly line of Lot 1, Certified Survey Map number 952; thence S00°05'25"E, 27.00 feet, along said extension, to the Southerly right-of-way of Mid Town Road, as presently located, and the Northeast corner of Lot 1 of Certified Survey Map number 952; thence S88°54'35"W, along the said Southerly right-of-way and the North lines of Lots 1-3, said Certified Survey Map number 952, 396.44 feet; thence N01°21'40"E, along the said Southerly right-of-way, 27 feet, more or less, to a line 33 feet south of, as measured by right angles to, the South line of the SE ¼ of Section 34; thence Westerly, along said Southerly right-of-way, which is 33 feet south of the said South line of the SE 1/4 , 457.5 feet, more or less; thence N01°05'51"W, 33.00 feet, to the South line of Section 34, T7N, R8E and the point of beginning. Polling place at Our Redeemer Lutheran Church, 1701 McKenna Boulevard."

4. Subsection (1) of Section 15.03 entitled "Aldermanic Districts" of the Madison General Ordinances is amended to read as follows:

"(1) First Aldermanic District. Wards 101, 102, 103, 104, 105, 106, and 114, and 115."

5. 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.