



Legislation Details (With Text)

**File #:** 31430      **Version:** 1      **Name:** 10250 5251 Fen Oak BioAg Outlot 1 Disposal  
**Type:** Resolution      **Status:** Passed  
**File created:** 8/28/2013      **In control:** BOARD OF PUBLIC WORKS  
**On agenda:** 9/17/2013      **Final action:** 9/17/2013  
**Enactment date:** 9/20/2013      **Enactment #:** RES-13-00735  
**Title:** Authorizing the transfer of ownership of Outlot 1 of the BioAg Gateway Replat from the City of Madison to the County of Dane.  
**Sponsors:** Denise DeMarb

**Indexes:**

**Code sections:**

**Attachments:** 1. 10250 5251 Fen Oak Drive - Exhibit A.pdf, 2. 10250 5251 Fen Oak Drive - Exhibit B.pdf

Date	Ver.	Action By	Action	Result
9/17/2013	1	COMMON COUNCIL	Adopt	Pass
9/4/2013	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
9/3/2013	1	COMMON COUNCIL	Refer	Pass
8/28/2013	1	Economic Development Division	Referred for Introduction	

**Fiscal Note**

No fiscal or budgetary impact.

**Title**

Authorizing the transfer of ownership of Outlot 1 of the BioAg Gateway Replat from the City of Madison to the County of Dane.

**Body**

WHEREAS, Outlot 2 of the plat of World Dairy Campus was a private street easement owned and managed by the World Dairy Campus Owners Association; and

WHEREAS, pursuant to Resolution Enactment No. RES-13-00304, the City acquired said Outlot 2 from the World Dairy Campus Owners Association; and

WHEREAS, the City, as the owner of Lots 4, 5, 6, 9, 10 11, 12 and Outlot 2 of World Dairy Campus, recently replatted said lots as the BioAg Gateway Replat; and

WHEREAS, the BioAg Gateway Replat was approved by the City of Madison pursuant to Resolution Enactment No. RES-13-00351 and has been recorded with the Dane County Register of Deeds, and

WHEREAS, pursuant to the BioAg Gateway Replat, part of Outlot 2, World Dairy Campus has been replatted as Outlot 1 of the BioAg Gateway Replat ("Outlot 1"); and

WHEREAS, Outlot 1 consists of .2997 acres and is restricted to "private access purposes" pursuant to the BioAg Gateway Replat; and

WHEREAS, the County of Dane is the owner of the property located at 5201 Fen Oak Drive, which parcel is adjacent to and benefits from the private access restriction over Outlot 1; and

WHEREAS, the parcel located at 5303 Fen Oak Drive is also adjacent to Outlot 1, but has direct access to Fen Oak Drive via a private driveway and, therefore, receives no benefit from the private access restriction over Outlot 1; and

WHEREAS, staff from the City of Madison and the County of Dane have previously discussed and agreed that following the recording of the BioAg Gateway Replat, Outlot 1 would be conveyed by the City to the County, at no cost; and

WHEREAS, the Office of Real Estate Services has prepared a Quit Claim Deed to effectuate the transfer of Outlot 1 from the City of Madison to the County of Dane; and

WHEREAS, staff from the County of Dane and the City's Office of Business Resources, Office of Real Estate Services and Engineering Division have reviewed the proposed Quit Claim Deed and recommend that the Deed be executed and delivered to the County of Dane.

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Madison authorizes the execution of a Quit Claim Deed to the County of Dane for the conveyance of Outlot 1 of the BioAg Gateway Replat, which Outlot shall remain restricted to private access purposes pursuant to said Replat; and

BE IT FURTHER RESOLVED that no consideration shall be payable by the County of Dane for this conveyance; and

BE IT STILL FURTHER RESOLVED that the Mayor and City Clerk are authorized to execute, deliver, accept, and record such documents and to take such other actions as shall be necessary or desirable to accomplish the purposes of this resolution.

Legal Description of the Subject Property:

Outlot 1, BioAg Gateway Replat, City of Madison, Dane County, Wisconsin.

Note: Subject property is depicted on attached Exhibits A and B.