



Legislation Details (With Text)

**File #:** 82477      **Version:** 1      **Name:** Authorizing an amendment to the Pioneer Pointe Sanitary Sewer District and Authorizing the Mayor and City Clerk to enter into the First Amendment to the Sanitary Sewer Service Agreement with the Town of Middleton for the Pioneer Pointe Sewer District.

**Type:** Resolution      **Status:** Passed

**File created:** 3/13/2024      **In control:** Engineering Division

**On agenda:** 4/16/2024      **Final action:** 4/16/2024

**Enactment date:** 4/18/2024      **Enactment #:** RES-24-00241

**Title:** Authorizing an amendment to the Pioneer Pointe Sanitary Sewer District and Authorizing the Mayor and City Clerk to enter into the First Amendment to the Sanitary Sewer Service Agreement with the Town of Middleton for the Pioneer Pointe Sewer District. (District 9)

**Sponsors:** John P. Guequierre

**Indexes:**

**Code sections:**

**Attachments:** 1. Property Map.pdf, 2. Amendment 1 to Pioneer Pointe Sewer Agreement.pdf, 3. Amendment 1 to Pioneer Pointe Sewer Agreement (Executed).pdf

Date	Ver.	Action By	Action	Result
4/16/2024	1	COMMON COUNCIL	Adopt	Pass
4/3/2024	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
3/19/2024	1	COMMON COUNCIL	Referred	
3/13/2024	1	Engineering Division	Referred for Introduction	

**Fiscal Note**

The proposed resolution authorizes an amendment to the Pioneer Pointe Sanitary Sewer District. If approved, the amendment would add 2.0 acres located at 7685 W. Mineral Point Road and provide sanitary sewer service to these lands. The Pioneer Pointe Sanitary Sewer District was established via RES-19-00532 (Legistar #56252) and covers lands located in the Town of Middleton, generally lying west of Pioneer Road, south of Mineral Point Road, and east of Welcome Drive. No appropriation is required.

**Title**

Authorizing an amendment to the Pioneer Pointe Sanitary Sewer District and Authorizing the Mayor and City Clerk to enter into the First Amendment to the Sanitary Sewer Service Agreement with the Town of Middleton for the Pioneer Pointe Sewer District. (District 9)

**Body**

WHEREAS, on July 16, 2019, by RES-19-00532 (Legistar File No. 56252), the Common Council authorized the creation of the Pioneer Pointe Sewer District, covering lands located in the Town of Middleton, generally lying west of Pioneer Road, south of Mineral Point Road, and east of Welcome Drive, the Council finding that, under MGO Sec. 35.02(4)(b), the City’s provision of sanitary sewer service to this District was in the best interests of the City; and,

WHEREAS, on July 19, 2020, the City and the Town of Middleton entered into a Sanitary Sewer Service Agreement (the “Agreement”) covering the City’s terms and conditions upon which the City would provide sanitary sewer service to the Pioneer Point Sewer District; and,

WHEREAS, consistent with the terms of the Agreement, the City's sanitary sewer has been extended to serve development in the Pioneer Pointe Plat, at the expense of the Developer of the Pioneer Pointe Plat; and,

WHEREAS, the Developer of the Pioneer Pointe Plat would like to add additional lands to the Pioneer Pointe Service Area, specifically a 2.0 acre parcel, with the address of 7685 W. Mineral Point Road. The parcel, as depicted on the map attached hereto, is surrounded by the Pioneer Pointe Plat on the west, south and east, and Mineral Point Road on the north, and will have commercial uses consistent with the adjoining lands in the Plat; and,

WHEREAS, the Madison Sewer Utility has determined that it has sufficient downstream capacity to expand the Pioneer Pointe Service Area to include these 2.0 acres of additional commercial use; and

WHEREAS, under MGO Sec. 35.02(4)(b), property outside of the City may be served by the City's sewerage system if it is in a sewer district established by the City, service is in conformance with the City's rules, regulations and ordinances, all sewer related charges are accounted for, necessary permits are obtained, and the connection will be in the best interests of the City; and,

WHEREAS, consistent with other developments in the City, the sewer improvements needed to serve this additional area will be built by the Developer to the City of Madison Standards and owned and maintained by the City of Madison Sewer Utility after project completion and acceptance.

NOW, THEREFORE BE IT RESOLVED that, subject to the approval of a Central Urban Service Area amendment to allow for sanitary sewer service to the parcel, and pursuant to MGO Sec. 35.02(4)(b), the Common Council hereby amends the Pioneer Pointe Sewer District to include the additional 2.0 acres located at 7685 W. Mineral Point Road and finds that provision of sanitary sewer service to these lands, as shown on the attached map, is in the best interests of the City; and,

BE IT FURTHER RESOLVED that the Mayor and the City Clerk are hereby authorized to enter into the First Amendment to the Sanitary Sewer Service Agreement with the Town of Middleton to update the Pioneer Pointe Sewer District Boundaries and allow the City of Madison to provide sanitary sewer service to the expanded territory, in a format approved by the City Attorney and the City Engineer that is consistent with the First Amendment attached hereto.