



## Legislation Details (With Text)

**File #:** 83179      **Version:** 1      **Name:** 12999 Right of Way Schewe Rd and White Fox Lane  
**Type:** Resolution      **Status:** Passed  
**File created:** 4/30/2024      **In control:** BOARD OF PUBLIC WORKS  
**On agenda:** 5/7/2024      **Final action:** 5/21/2024  
**Enactment date:** 5/24/2024      **Enactment #:** RES-24-00356

**Title:** Declaration of Public Street Right of Way of City owned parcels for Schewe Road and White Fox Lane, being part of the NE ¼ of the NE ¼ of Section 20 Township 7 North, Range 8 East, City of Madison, Dane County, Wisconsin. (District 9)

**Sponsors:** Nikki Conklin

**Indexes:**

**Code sections:**

**Attachments:** 1. 12999 Exhibit A.pdf, 2. 12999 Exhibit B.pdf, 3. 12999 Exhibit C.pdf, 4. PC Locator Map.pdf

Date	Ver.	Action By	Action	Result
5/21/2024	1	COMMON COUNCIL	Adopt	Pass
5/20/2024	1	PLAN COMMISSION		
5/8/2024	1	BOARD OF PUBLIC WORKS		
5/7/2024	1	PLAN COMMISSION	Refer	
5/7/2024	1	COMMON COUNCIL	Refer	Pass
4/30/2024	1	Economic Development Division	Referred for Introduction	

### Fiscal Note

No City appropriation required.

### Title

Declaration of Public Street Right of Way of City owned parcels for Schewe Road and White Fox Lane, being part of the NE ¼ of the NE ¼ of Section 20 Township 7 North, Range 8 East, City of Madison, Dane County, Wisconsin. (District 9)

### Body

WHEREAS, an application was made with the Department of Planning & Community & Economic Development for a rezoning and preliminary plat for lands now within the recorded plat of Autumn Ridge Reserve. The rezoning request and preliminary plat of Autumn Ridge Reserve were conditionally approved by the City of Madison Common Council on the 20th of May, 2014 as Enactment Number ORD-14-00100, File ID Number 33592 for the rezoning and Enactment Number RES-14-00424, File ID Number 33671 for the said preliminary plat; and

WHEREAS, the revised preliminary plat and the final plat of Eagle Trace were conditionally approved by the City of Madison Common Council by Enactment Number RES-18-00304, File ID Number 50678, as adopted on the 10th of April, 2018. A condition of the said approval contained a condition of approval requiring addressing a noted title gap between lands between the proposed plat and other parcels lying to the north. The condition required a conveyance of lands to the City of Madison within the gap areas that were labeled as right of way area to be deeded to the City of Madison. Those same areas were to be attached to the City of Madison from the Town of Middleton; and

WHEREAS, in accordance with the above condition of approval, two parcels ("City Parcels") were conveyed to the City of Madison on March 27, 2019 per a Quit Claim Deed recorded on April 26th, 2019 as Document No. 5483523, Dane County Register of Deeds, attached hereto as Exhibit C and made part of this resolution; and

WHEREAS, a petition for attachment of lands from the Town of Middleton was filed with the City Clerk of Madison on April 4, 2024, the proposed attachment area including the City Parcels. The City of Madison being a signatory on the petition. The petition accepted by the Common Council on April 16, 2024, Legistar File ID 82763; and

WHEREAS, an ordinance has been introduced to the Common Council on April 16, 2024, Legistar File ID 82906 to attach the above lands to the City of Madison with an anticipated final action by the City of Madison Common Council on May 7th, with effective date for the attachment of May 13, 2024. The City Parcels, upon attachment, will lie within the corporate boundary of the City of Madison; and

WHEREAS, public street improvements have been constructed and accepted lying within the City Parcels as authorized by private City Engineering Contract No. 8179.

NOW THEREFORE BE IT RESOLVED, that the Common Council of the City of Madison authorizes the City Parcels to be declared as public street right of way, as described on Exhibit A and mapped on Exhibit B, both attached hereto and made part of this resolution.

BE IT FURTHER RESOLVED, the Mayor and Clerk are authorized to execute the Declaration of Public Street Right of Way as prepared by the City of Madison Office of Real Estate Services.