



Legislation Details (With Text)

**File #:** 49029      **Version:** 1      **Name:** Attaching Schewe property from the Town of Middleton

**Type:** Ordinance      **Status:** Passed

**File created:** 9/26/2017      **In control:** COMMON COUNCIL

**On agenda:** 10/17/2017      **Final action:** 10/17/2017

**Enactment date:** 10/26/2017      **Enactment #:** ORD-17-00111

**Title:** Creating Section 15.01(603) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" attaching to the 9th Aldermanic District the Schewe Attachment; amending Section 15.02(124) of the Madison General Ordinances to assign the attached property to Ward 124; and assigning a temporary zoning classification of A Agriculture District.

**Sponsors:** Paul R. Soglin

**Indexes:**

**Code sections:**

**Attachments:** 1. Map, 2. registered copy

Date	Ver.	Action By	Action	Result
10/17/2017	1	COMMON COUNCIL	Adopt	Pass
10/3/2017	1	COMMON COUNCIL	Refer to a future Meeting to Adopt	Pass
9/26/2017	1	Attorney's Office/Approval Group	Referred for Introduction	

**Fiscal Note**

The proposed ordinance attaches land to the 9<sup>th</sup> Aldermanic District in the City of Madison from the Town of Middleton and assigns a temporary zoning classification of A Agriculture District. No City appropriation is required.

**Title**

Creating Section 15.01(603) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" attaching to the 9th Aldermanic District the Schewe Attachment; amending Section 15.02(124) of the Madison General Ordinances to assign the attached property to Ward 124; and assigning a temporary zoning classification of A Agriculture District.

**Body**

DRAFTER'S ANALYSIS: This ordinance attaches land in the Town of Middleton.

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An ordinance to create Subsection (603) 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, a petition for attachment with scale map attached was filed with the City Clerk of Madison on September 1, 2017 and has been presented to the Madison Common Council requesting attachment of the below-described territory to the City of Madison from the Town of Middleton; said petition having been signed by the owners of all of the land in the territory and notice of the proposed attachment having been given to the Town of Middleton; and

WHEREAS, investigation by the City of Madison discloses that as of this date the above representations are true, the Common Council now accepts the petition as sufficient and determines that the said attachment

proceeding meets the requirements of the City of Madison and Town of Middleton Cooperative Plan approved pursuant to Wis. Stat. § 66.0307;

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

1. Subsection (603) of Section 15.01 of the Madison General Ordinances is hereby created to read as follows:

"15.01(603) - There is hereby attached to the 9th Aldermanic District, the City of Madison, Dane County, Wisconsin, the following described property and pursuant to the provisions of Sec. 28.005, MGO, the territory attached by this ordinance is hereby assigned a temporary zoning classification of A Agriculture District:

Lot 1, Dane County Certified Survey Map No. 7671, recorded in Volume 40 of Certified Survey Maps on pages 96-99 as Document Number 2649094, a portion of Schewe Road and other lands located in all Quarters of the NE1/4 of Section 20, Township 7 North, Range 8 East, in the Town of Middleton, Dane County, Wisconsin, described as follows: Beginning at the East 1/4 corner of said Section 20; thence N89°41'23"W, 2349.11 feet along the South line of said NE1/4 to the Southeast corner of Lot 1, Certified Survey Map No. 2519, recorded in Volume 10 of Certified Survey Maps on pages 68-69 as Document Number 1532233 and corrected by Document Number 1736219; thence N01°36'31"E, 149.73 feet along the East line of and to the Northeast corner of said Lot 1; thence N89°37'45"W, 298.06 feet along the North line of said Lot 1 and the Westerly extension thereof to the West line of said NE1/4; thence N01°36'46"E, 1329.67 feet along the West line of said NE1/4 to the Northwest corner of the South 10 acres of the North 1/2 of said NE1/4; thence N89°59'30"E, 2649.26 feet along the North line of the South 10 acres of the North 1/2 of said NE1/4 to a point on the East line of said NE1/4; thence S01°40'41"W, 1494.50 feet along said East line also being on the West line of Outlot 3 of The Willows II and Outlot 1 of Autumn Ridge Reserve, and the existing corporate boundary of the City of Madison, to the point of beginning. Said described property contains 3,892,173 square feet (89.35 acres)."

2. Subsection (124) of Section 15.02 entitled "Wards and Ward Boundaries" of the Madison General Ordinances is amended to read as follows:

(124) Ward 124. Beginning at the W ¼ corner of said Section 21, Township 7N, Range 8E, Town of Middleton, Dane County, Wisconsin; thence N01°17'16"E, 682.95 feet along the west line of said the SW ¼ of the NW ¼ of said section to the intersection with the south line of Lot 4, Certified Survey Map No. 6407, recorded in Volume 31 of Certified Survey Maps, on Pages 120- 122, as Document No. 2263459; thence N89°19'18"E, 1320.17 feet along the south line of said Lot 4 to the intersection with the east line of said SW ¼ of the NW ¼; thence S01°24'07"W, 683.00 feet along the east line of said SW ¼ of the NW ¼ to the intersection with the East-West Quarter line of said Section 21; thence S89°19'18"W, 1318.81 feet along said East-West Quarter line to the point of beginning to said W ¼ corner of said Section 21, also being the E ¼ corner of Section 20, Township 7N, Range 8E, Town of Middleton, Dane County, Wisconsin; thence N89°41'23"W, 2349.11 feet along the South line of the NE ¼ of said Section 20 to the Southeast corner of Lot 1, Certified Survey Map No. 2519, recorded in Volume 10 of Certified Survey Maps on pages 68-69 as Document Number 1532233 and corrected by Document Number 1736219; thence N01°36'31"E, 149.73 feet along the East line of and to the Northeast corner of said Lot 1; thence N89°37'45"W, 298.06 feet along the North line of said Lot 1 and the Westerly extension thereof to the West line of said NE ¼, also being the centerline of Pioneer Road; thence N01°36'46"E, 1329.67 feet along the West line of said NE ¼ to the Northwest corner of the South 10 acres of the North ½ of said NE ¼; thence N89°59'30"E, 2649.26 feet along the North line of the South 10 acres of the North ½ of said NE ¼ to a point on the East line of said NE ¼; thence S01°40'41"W, 1494.50 feet along said East line, also being the West lines of Outlot 3 of The Willows II subdivision and Outlot 1 of Autumn Ridge Reserve subdivision, and the existing corporate boundary of the City of Madison, to the point of beginning. Polling place at The Jefferson, 9401 Old Sauk Road."

3. 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.