



Legislation Text

File #: 43554, Version: 1

**Fiscal Note**

Fiscal note pending.

**Title**

Creating Section 15.01(600) 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 Water Utility/Old Sauk Road Tower Attachment; creating Section 15.02(138) of the Madison General Ordinances to assign the attached property to Ward 138; and creating Section 28.022 - 00245 to zone the property 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 (600) 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 June 10, 2016, 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 (600) of Section 15.01 of the Madison General Ordinances is hereby created to read as follows:

"15.01(600) - There is hereby attached to the 1st 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 permanent zoning classification of A Agriculture District:

A parcel of land located in the NW 1/4 of the NE 1/4 of Section 20, Township 7N, Range 8E, presently in the Town of Middleton, Dane County, Wisconsin, being bounded on the North by the North line of said NE 1/4, on the East by unplatted lands owned by others and previously attached to the City of Madison by City of Madison Ordinance ORD-08-00015, on the South by unplatted lands owned by others, and on the West by the West line of said NE 1/4, said parcel of land described in particular as follows:

Beginning at the N 1/4 corner of said Section 20; thence N89°40'26"E along said North line of the NE 1/4 1253.02 feet to the boundary of said lands that were attached to the City of Madison (recorded in Warranty Deed, Document No. 3267312 in the Office of the Dane County Register of Deeds as N89°16'50"E, 1253.02 feet); thence S1°27'12"W along said boundary, 592.78 feet (recorded in said Document as S01°03'36"W,

592.78 feet); thence S89°40'26"W, 1254.68 feet to the West line of said NE 1/4 (recorded as S89°16'50"W, 1253.02 feet); thence N1°36'49"E along said West line, 592.83 feet to the point of beginning (recorded as N01°03'36"E, 592.78 feet).

Subject to the rights of the public over the North and West sides of the above described parcel for that portion thereof lying within the right-of-way of Old Sauk Road and Pioneer Road.

The above described parcel of land contains 742,899 square feet, or 17.05 acres or 0.0266 square miles, more or less."

2. Subsection (138) of Section 15.02 entitled "Wards and Ward Boundaries" of the Madison General Ordinances is created to read as follows:

(138) Ward 138. Beginning at the N 1/4 corner of said Section 20; thence N89°40'26"E along said North line of the NE 1/4 1253.02 feet to the boundary of said lands that were attached to the City of Madison (recorded in Warranty Deed, Document No. 3267312 in the Office of the Dane County Register of Deeds as N89°16'50"E, 1253.02 feet); thence S1°27'12"W along said boundary, 592.78 feet (recorded in said Document as S01°03'36"W, 592.78 feet); thence S89°40'26"W, 1254.68 feet to the West line of said NE 1/4 (recorded as S89°16'50"W, 1253.02 feet); thence N1°36'49"E along said West line, 592.83 feet to the point of beginning (recorded as N01°03'36"E, 592.78 feet). Polling place at The Jefferson, 9401 Old Sauk Road."

3. Subsection (9) of Section 15.03 entitled "Aldermanic Districts" of the Madison General Ordinances is amended to read as follows:

"(9) Ninth Aldermanic District. Wards 107, 108, 109, 110, 111, 122, 124, and 127, and 138."

4. Map Amendment 00245 of Section 28.022 of the Madison General Ordinances is hereby created to read as follows:

"28.022-00245. The following described property is hereby added to the A (Agriculture) District:

Beginning at the N 1/4 corner of said Section 20; thence N89°40'26"E along said North line of the NE 1/4 1253.02 feet to the boundary of said lands that were attached to the City of Madison (recorded in Warranty Deed, Document No. 3267312 in the Office of the Dane County Register of Deeds as N89°16'50"E, 1253.02 feet); thence S1°27'12"W along said boundary, 592.78 feet (recorded in said Document as S01°03'36"W, 592.78 feet); thence S89°40'26"W, 1254.68 feet to the West line of said NE 1/4 (recorded as S89°16'50"W, 1253.02 feet); thence N1°36'49"E along said West line, 592.83 feet to the point of beginning (recorded as N01°03'36"E, 592.78 feet). Subject to the rights of the public over the North and West sides of the above described parcel for that portion thereof lying within the right-of-way of Old Sauk Road and Pioneer Road. The above described parcel of land contains 742,899 square feet, or 17.05 acres or 0.0266 square miles, more or less."

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.