



## Legislation Text

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**File #:** 48206, **Version:** 1

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### Fiscal Note

The proposed resolution authorizes transfer of ownership of a “Little Free Library” from the Junction Ridge Neighborhood Association to the City of Madison. Junction Ridge Neighborhood Association will be responsible for all costs of installation, maintenance, and repair of the library. No City appropriation is required.

### Title

Authorizing the City of Madison to accept ownership of a “Little Free Library” from the Junction Ridge Neighborhood Association located in Junction Ridge Park at 8502 Elderberry Road.

### Body

WHEREAS, the Junction Ridge Neighborhood Association (the “Association”) wishes to install and maintain a Little Free Library (the “Library”) within Junction Ridge Park, located at 8502 Elderberry Road, near the path entrance off August Drive, as shown on attached Exhibit A, and illustrated on attached Exhibit B; and

WHEREAS, various City of Madison (“City”) agencies, including the City Attorney’s office, the Parks Commission, and the Risk Manager have reviewed this request and conditionally approved the placement and installation of the Library; and

WHEREAS, the Association will transfer ownership of the Library to the City after it has been installed in exchange for the ongoing maintenance and repair of the Library by the Association.

NOW, THEREFORE, BE IT RESOLVED that the Common Council of the City of Madison authorizes the acceptance of ownership from the Association of a Library to be located within Junction Ridge Park, located at 8502 Elderberry Road, as shown on attached Exhibit A and illustrated on attached Exhibit B; subject to the following conditions:

1. The Association shall be responsible for all costs of installation, maintenance and repair of the Library.
2. The Association shall install the Library at a specific location approved by the Parks Superintendent. Modifications to said location to avoid utilities or easements shall be determined during final sitting of the Library.
3. The Association shall be responsible for locating all underground utility services in the area where the Library is placed, contacting Diggers Hotline prior to any excavation activities, and having all utilities properly marked.
4. The Association shall comply with all Madison General Ordinances regarding the construction and installation of the Library within the public park, including any and all City of Madison permits for excavation and installation, if applicable.
5. The City shall not be held responsible for any damage to the Library that may be caused by the City, its employees, contractors, or others.
6. The Association shall monitor the Library for objectionable materials and remove materials that may be construed as such.
7. The City may remove the Library if not properly maintained, by giving the Association sixty (60) days written notice prior to removal. The Association is responsible for any and all reasonable costs associated with such removal.
8. The City may remove the Library if the area occupied by it is required for a public purpose by giving the Association sixty (60) days written notice prior to removal. Public purposes include, and without limitation because of enumeration, public alleys, streets, highways, bike paths, sidewalks, and facilities for the development, improvement

and use of public lands.

9. The Association shall sign a Letter of Agreement that shall be memorialized by an Affidavit of Recording with the Dane County Register of Deeds.