



Legislation Text

File #: 72160, Version: 1

**Fiscal Note**

No City appropriation required.

**Title**

Implementing the Final Attachment Area of the Town of Madison by creating Section 15.01(634) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" attaching to the 20th Alder District land located at the northerly end of Kingsbury Court, west of Hampshire Place, and south of Schroeder Road, hereinafter referred to as "Area 2"; creating Section 15.02(152) of the Madison General Ordinances to create Ward 152; and amending Section 15.03(20) to add Ward 152 to the 20th Alder District.

**Body**

DRAFTER'S ANALYSIS: On November 5, 2002, the Common Council adopted Resolution 59879 (ID 32734) authorizing the Mayor and City Clerk to execute an intergovernmental agreement among the City of Madison, Town of Madison, and City of Fitchburg regarding boundary changes and other urban growth and municipal service delivery issues pursuant to an approved cooperative plan under Wis. Stats. Ch. 66.0307. The agreement was executed on November 8, 2002. The subsequent cooperative plan was adopted by the Common Council on April 8, 2003 by Resolution 60411 (ID 33561) and was approved by the State of Wisconsin on October 10, 2003. The final cooperative plan established the final attachment of the Town of Madison to the cities of Madison and Fitchburg at 11:59 p.m. on October 30, 2022.

The final attachments of the portions of the Town of Madison accruing to the City of Madison will be adopted as a series of ordinances corresponding to discrete areas of the Town. This ordinance encompasses the area of the Town, hereinafter referred to as "Area 2," which includes lands located at the northerly end of Kingsbury Court, west of Hampshire Place, and south of Schroeder Road. Area 2 will be attached to the 20th Ald. Dist. and will be located in newly created Ward 152. The zoning of this attachment area will be addressed in a subsequent ordinance.

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An ordinance to create Subsection (634) 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, the City of Madison, Town of Madison, and City of Fitchburg entered into a cooperative plan pursuant to Wis. Stat. § 66.0307 providing for the final attachment of the Town of Madison to the City of Madison and City of Fitchburg; and

WHEREAS the area hereinafter described as "Area 2" shall attach to the City of Madison consistent with the Final City of Madison, City of Fitchburg and Town of Madison Cooperative Plan adopted by the State of Wisconsin on October 10, 2003; and

WHEREAS, investigation by the City of Madison discloses that as of this date the above representations are true, the Common Council now accepts that the said attachment proceeding meets the requirements of said 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 (634) of Section 15.01 of the Madison General Ordinances is hereby created to read as follows:

"15.01(634) - There is hereby attached to the 20th Aldermanic District of the City of Madison, Dane County, Wisconsin, the following described property:

(AREA 2)

Located in part of the NW 1/4 of the NW 1/4 of Section 31, Town 7 North, Range 9 East, Dane County, Wisconsin, described as follows:

Beginning at the Northwest Corner of said Section 31; thence Southerly, 233 feet along the west line of the said NW 1/4 of the NW 1/4 to the Point of Beginning; thence Easterly, 189.75 feet parallel with the north line of the said NW 1/4 of the NW 1/4; thence Southerly, 200 feet, parallel with the west line of the said NW 1/4 of the NW 1/4; thence Westerly, 189.75 feet, parallel with the said north line of the NW 1/4 of the NW 1/4; thence Northerly, 200 feet, along the said west line of the NW 1/4 of the NW 1/4 to the Point of Beginning. Said described area contains approximately 0.89 acres, 38,991 square feet, and 0.001 square miles.

2. Subsection (152) of Section 15.02 entitled "Wards and Ward Boundaries" of the Madison General Ordinances is hereby created to read as follows:

"(152) Ward 152. Located in part of the NW 1/4 of the NW 1/4 of Section 31, Town 7 North, Range 9 East, Dane County, Wisconsin, described as follows: Beginning at the Northwest Corner of said Section 31; thence Southerly, 233 feet along the west line of the said NW 1/4 of the NW 1/4 to the Point of Beginning; thence Easterly, 189.75 feet parallel with the north line of the said NW 1/4 of the NW 1/4; thence Southerly, 200 feet, parallel with the west line of the said NW 1/4 of the NW 1/4; thence Westerly, 189.75 feet, parallel with the said north line of the NW 1/4 of the NW 1/4; thence Northerly, 200 feet, along the said west line of the NW 1/4 of the NW 1/4 to the Point of Beginning. Polling place at Anana Elementary School, 6323 Woodington Way.

3. Subsection (20) of Section 15.03 entitled "Alder Districts" of the Madison General Ordinances is amended to read as follows:

"(20) Twentieth Alder District . Wards 97, 98, 99, 100, 101, 102, ~~and~~ 136, and 152."

4. 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.

5. This ordinance shall take effect at 11:59 p.m. on October 30, 2022 in accordance with the terms of the agreement and plan.