



Legislation Text

File #: 15791, Version: 1

**Fiscal Note**

Under the terms of the City of Madison/Town of Middleton Cooperative Plan, annexation or attachment of non-commercial properties such as is proposed in this Ordinance is exempt from revenue sharing requirements. Therefore, no appropriation is required in conjunction with this attachment.

**Title**

Creating Section 15.01(571) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" attaching to the 1st Aldermanic District the Sugar Land Attachment and amending Section 15.01(114) of the Madison General Ordinances to assign the attached property to Ward 114.

**Body**

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

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An ordinance to create Subsection (571) 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 July 10 and July 29, 2009 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 Section 66.0307, Wisconsin Statutes;  
NOW, THEREFORE, the Common Council of the City of Madison does ordain as follows:  
1. Subsection (571) of Section 15.01 of the Madison General Ordinances is hereby created to read as follows:  
"15.01(571) - There is hereby attached to the 1st Aldermanic District, the City of Madison, Dane County, Wisconsin, the following described property:  
Being all of Lot 1 Certified Survey Map Number 1364, Volume 6, Pages 4 and 5, and all of Lots 1 and 2 Certified Survey Map Number 2351, Volume 9, Pages 220 and 221, as recorded in the Dane County Register of Deeds, all lying in the NE ¼ of the NW ¼ of Section 33, T07N, R08E, Town of Middleton, Dane County, Wisconsin more fully described as follows:  
Commencing at the Northwest Corner of said Section 33; thence N89°51'00"E, 1299.14 feet along the North line of the NW ¼ of said Section 33 and the Centerline of Valley View Road to the West line of the NE ¼ of the NW ¼ of said Section 33; thence S01°50'47"W, 1325.19 feet along said West line to the South line of said NE ¼ of the NW ¼; thence N89°49'14"E, 35.72 feet along said South line to the East right-of-way of Sugar Maple Lane and the Southwest corner of Lot 2 Certified Survey Map Number 2351 and the point of beginning of this description; thence continuing along said South line N°89°49'14" E, 1109.42 feet to the Southeast corner of said Lot 2; thence N01°36'00"E, 738.02 feet along the East line of Lots 1 and 2 Certified Survey Map Number 2351 to the Northeast corner of said Lot 1; thence S88°29'10"W, 550.85 feet along the North line of said Lot 1 to the Southeast corner of Lot 1 Certified Survey Map Number 1364; thence N00°09'50"E, 566.26 feet along the East line of said Lot 1 to the Northeast corner of said Lot 1 and the South right-of-way of Valley View Road; thence S89°51'00"W, 527.73 feet along said south right-of-way; thence along a curve to the left having a radius of 15.00 feet and a chord that bears S45°57'50"W, 20.80 feet to the East right-of-way of Sugar Maple Lane; thence S02°04'40"W, 551.85 feet along said East right-of-way; thence continuing along said East right-

of-way S01°26'40"W, 725.82 feet to the point of beginning of this description. Said lots contain 1,120,769 square feet, 25.73 acres or 0.039 square miles."

2. Subsection (114) of Section 15.02 entitled "Wards and Ward Boundaries" of the Madison General Ordinances is amended to read as follows:

(114) Ward 114. Commencing at the Northwest corner of Section 34, T7N, R8E, Town of Middleton, Dane County, Wisconsin, thence northerly along the west line of Section 27, T7N R8E, 33 feet more or less to the Northerly right-of-way line of Valley View Road; thence Easterly, 151 feet, more or less along said Northerly right-of-way of Valley View Road to the point of intersection with the Northerly extension of the Westerly right-of-way line of Lone Oak Lane; thence N88°48'19"E along said Northerly right-of-way line, 848.05 feet to the Northerly extension of the West line of Lot 1 of Certified Survey Map No. 4630, Dane County Registry; thence continuing N88°48'19"E, 496 feet, more or less, along the said Northerly right-of-way to the intersection with the East line of lands described in Volume 80 of Records, page 350; thence S00°40'44"W, 33 feet to the intersection with the South line of the SW ¼ of said Section 27 and the centerline of Valley View Road; thence continuing N88°48'23"E, along the south line of said Section 27, the center line of Valley View Road, 767.12 feet; thence continuing Easterly along said south line of Section 27 to the point of intersection with the South Quarter Corner of Section 27 also the North Quarter Corner of said Section 34; thence S01°02'06"E, 810.00 feet along the Westerly line of the NE ¼ of said Section 34; thence N89°13'26"E, 50 feet, more or less, to the intersection with the easterly right-of-way of said County Trunk Highway M, being 60 feet easterly of and parallel with the said reference line of County Trunk Highway M; thence Southerly, 894 feet, more or less along the said easterly right-of-way of County Trunk Highway M being 60 feet east of and parallel with the reference line of County Trunk Highway M; thence Easterly, 25 feet, measured at right angles to the said reference line of County Trunk Highway M along the said easterly right-of-way of County Trunk Highway M; thence Southerly, 940 feet, more or less, along the said Easterly right-of-way of County Trunk Highway M being 85 feet Easterly of and parallel with the said reference line of County Trunk Highway M, to the intersection with the North line of the said SE ¼ of Section 34; thence Westerly along said North line of the SE ¼ of Section 34 and the said easterly right-of-way of County Trunk Highway M, 15 feet; thence S01°03'03"W, 164.92 feet along the said easterly right-of-way of County Trunk Highway M being 70 feet East of and parallel with the said reference line of County Trunk Highway M; thence S88°47'14"W, 130 feet along a line that is 164.79 feet south of and parallel with the East-West ¼ line of said Section 34 to the intersection with the westerly right-of-way of said County Trunk Highway M; thence Northerly 795 feet, more or less, along the said Westerly right-of-way of County Trunk Highway M, being 60 feet west of and parallel with the said reference line of County Trunk Highway M; thence Westerly, 15 feet along the said westerly right-of-way of County Trunk Highway M as measured at right angles to the said reference line of County Trunk Highway M; thence Northerly, 335 feet, more or less, along the said westerly right-of-way of County Trunk Highway M being 75 feet westerly of and parallel with the said reference line of County Trunk Highway M; thence Easterly, 20 feet, along the said westerly right-of-way of County Trunk Highway M as measured at right angles to the said reference line of County Trunk Highway M; thence Northerly, 1524 feet, more or less, along the said westerly right-of-way of County Trunk Highway M to a bend in the right-of-way at the intersection with said Valley View Road; thence Northwesterly, 134 feet, more or less, along the said westerly right of way of said County Trunk Highway M to the intersection with the southerly right-of-way of said Valley View Road, being 40 feet south of, as measured at right angles to the north line of the NW ¼ of said Section 34; thence Westerly 228 feet, more or less, along the said southerly right-of-way of Valley View Road parallel with and 40 feet south of the said north line of the NW ¼ of Section 34; thence Northerly, 7 feet, along the said southerly right-of-way of Valley View Road as measured at right angles to the said North line of the NW ¼ of Section 34; thence Westerly, 940 feet, more or less, along the said southerly right-of-way of Valley View Road to the intersection with the East line of Lot 1, Certified Survey Map No. 4630; thence S00°53'22"W, 678.75 feet along the East line of Lot 1, Certified Survey Map No. 4630 to the Southeast Corner of Lot 1, Certified Survey Map No 4630; thence S00°53'41"W, along the East line of Lot 2, Certified Survey Map No. 4630 , 608.83 feet to the Southeast corner of said Lot 2 and the South line of the NW 1/4 of the NW 1/4 of said Section 34 and

the North line of Hawks Landing Golf Club, according to the recorded plat thereof; thence S88°46'18"W, along said North line, 1316.01 feet to the West line of the NW 1/4 of said Section 34; thence S89°28'23"W, along said North plat line, 1786.66 feet, more or less, to a point located N89°28'23"E, 175.73 feet from the Northwest corner of Lot 317, Hawk's Landing Golf Club; thence N01°22'09"E, 776.82 feet to the Westerly prolongation of the South line of Certified Survey Map No. 2186; thence N89°33'09"E along said Westerly prolongation and the the South line of Certified Survey Map No. 2186, the South line of Certified Survey Map No. 5225, 495.24 feet to the Southeast corner of Certified Survey Map No. 5225; thence N01°22'09"E along the East line of Certified Survey Map No. 5225, 514.34 feet to the Southerly right-of-way line of Valley View Road; thence Westerly along said right-of-way, being 33 feet south of and parallel with the North line of Section 33, T7N R8E, 1320 feet, more or less, to the north-south 1/4-line of Section 33 thence Westerly, 1250\_700 feet, more or less, along the said Southerly right-of-way of Valley View Road, being 33 feet south of and parallel with the North lines of the said NW 1/4 and NE 1/4 of said Section 33 to the Northeast Corner of Lot 1, to a point of curvature at the Northwest Corner of Lot 1, Certified Survey Map No. 1364; thence S 00°09'50" W, 566.26 feet along the East line of said Lot 1 to the Southeast corner of said Lot 1; thence N 88°29'10" E, 550.85 feet along the North line of Lot 1, Certified Survey Map Number 2351, to the Northeast corner of said Lot 1, Certified Survey Number 2351; thence S 01°36'00" W, 738.02 feet along the East line of Lots 1 and 2 Certified Survey Map Number 2351 to the Southeast corner of said Lot 2; thence S 89°49'14" W, 1109.42 feet along the South line of Lot 2, Certified Survey Number 2351 to the Southwest Corner of Lot 2, Certified Survey Map Number 2351; thence Southwesterly, 22.98 feet along the arc of a curve to the left having a radius of 15 feet at the Northwesterly corner of said Lot 1; thence Southerly, 551.83 feet along the Easterly right-of-way of Sugar Maple Lane, also being the West line of Lot 1, said Certified Survey Map No. 1364 to the Southwest Corner of said Lot 1; thence continuing Southerly, 726.69 feet, along the said Easterly right-of-way of Sugar Maple Lane as dedicated by Certified Survey Map No. 2351 to the Southwest Corner of said Lot 2, Certified Survey Map No. 2351; thence S05°42'30"W, 180.95 feet along the said Easterly right-of-way of said Sugar Maple Lane and the West line of said Lot 1, Certified Survey Map No. 377 to the Southwest Corner of said Lot 1; thence Westerly, 66.17 feet, more or less along the south lines of Certified Survey Map Nos. 377 and 934 to the intersection with the Westerly right-of-way of said Sugar Maple Lane; thence N05°42'30"E, 180.95 feet, along the said Westerly right-of-way of Sugar Maple Lane and the East line of Lot 1 of said Certified Survey Map No. 934 to the Northeast corner of said Lot 1; thence Northerly, 1259.75 feet along the said Westerly right-of-way of Sugar Maple Lane and the East lines of Lot 2, Certified Survey Map No. 5835 to the Northeast corner of Lot 2 at a point of curvature thereof; thence continuing Northerly along the Northerly extension of the said East line of said Lot 2, Certified Survey Map No. 5835 and the Westerly right-of-way of said Sugar Maple Lane, 65 feet, more or less to the intersection with the said North line of the NW 1/4 of Section 33; thence N89°15'09"E, 1332 feet, more or less along the said North line of the NW 1/4 of Section 33 to the South Quarter corner of Section 28; thence N89°23'23"E, 16.5 feet; thence N00°12'46"E, 48.07 feet more or less, to a point of curvature at the southwest corner of Lot 1, Certified Survey Map No. 1338; thence Southeasterly, 23.78 feet along the arc of a curve to the left having a radius of 15 feet to the point of tangency thereof; thence Easterly, 2,570 feet, more or less, along the Northerly right-of-way of Valley View Road to the point of beginning. Except: that area occupied by Certified Map No 7972, Lots 1 and 2. For purposes of the November 4, 2008 election and for all elections thereafter, the polling place will be Our Redeemer Lutheran Church, 1701 McKenna Boulevard."

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.