



## Legislation Details (With Text)

**File #:** 20595      **Version:** 1      **Name:** Attachment 4963 Bultman  
**Type:** Resolution      **Status:** Passed  
**File created:** 11/15/2010      **In control:** BOARD OF PUBLIC WORKS  
**On agenda:** 12/14/2010      **Final action:** 12/14/2010  
**Enactment date:** 12/16/2010      **Enactment #:** RES-10-00975  
**Title:** Authorizing the City to enter into an attachment agreement with Joseph A. Schutz for the purpose of allowing the connection of his Town of Burke property located at 4963 Bultman Road to City of Madison sanitary sewer facilities.  
**Sponsors:** Joseph R. Clausius

**Indexes:**

**Code sections:**

**Attachments:** 1. Schutz Attachment Agmt.pdf

Date	Ver.	Action By	Action	Result
12/14/2010	1	COMMON COUNCIL	Adopt	Pass
12/1/2010	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
11/30/2010	1	COMMON COUNCIL	Referred	Pass
11/15/2010	1	Department of Planning and Community and Economic Development	Referred for Introduction	

### Fiscal Note

No appropriation is required to enter into this agreement. The property owner will be responsible for all costs related to the connection of his property to the City's sanitary sewer facilities, which are adjacent to the subject property. Under provisions of the Cooperative Plan, starting in 2017, the City will pay to the Town of Burke annually for five years the local property tax levy, estimated to be \$323 annually. The payments will come from the General Fund Miscellaneous account and will be accommodated in future budgets.

### Title

Authorizing the City to enter into an attachment agreement with Joseph A. Schutz for the purpose of allowing the connection of his Town of Burke property located at 4963 Bultman Road to City of Madison sanitary sewer facilities.

### Body

WHEREAS Sections 8.C.1. and 12.C of the Town of Burke, Village of DeForest, City of Sun Prairie and City of Madison Cooperative Plan approved on May 4, 2007 pursuant to Wis. Stat. §66.0307 permit a property owner in the Town to request connection to City sewer and/or water services prior to the dissolution of the Town and final attachment of its remaining properties in 2036, provided the sewer and/or water services are reasonably available, the property to be served is in an Urban Service Area, the owner agrees to pay for extension of the sewer and/or water services over a five-year period with interest, and the owner agrees to attachment to City at the end of the five-year period; and,

WHEREAS, Joseph A. Schutz, the Owner of real property located at 4963 Bultman Road in the Town of Burke (hereinafter referred to as "the Property"), wishes to connect his existing single-family residence to City of Madison sanitary sewer facilities currently located across Bultman Road from his property; and,

WHEREAS, on November 11, 2010, the Owner submitted a petition to attach the Property to the City with an effective date of January 1, 2016 (Legislative File ID 20561) as provided for in said Cooperative Plan; and,

WHEREAS, the Property is located in the Central Urban Service Area, and due to the location of the sanitary sewer main, service will not need to be extended to serve the Property; and,

WHEREAS, the Owner filed an executed attachment agreement ("the Agreement") on a form approved by the City Attorney agreeing to the terms of service and future attachment of the Property to the City under the terms and conditions contained in the attached Agreement,

NOW THEREFORE BE IT RESOLVED the Mayor and City Clerk are hereby authorized to sign the Agreement for the Property described on Exhibit A of said Agreement, and that said Agreement take effect one day following Common Council approval of the Owner's attachment petition and the associated amendment to City's Boundaries (Section 15.01(577)); and,

BE IT FURTHER RESOLVED that the Owner may request the necessary permissions from the City to connect to its sanitary sewer main once the Agreement has been signed by the Mayor and City Clerk.