



Legislation Details (With Text)

File #: 50764 **Version:** 1 **Name:** Schmitt/Town of Verona Annexation
Type: Ordinance **Status:** Passed
File created: 2/27/2018 **In control:** PLAN COMMISSION
On agenda: 4/10/2018 **Final action:** 4/10/2018
Enactment date: 4/24/2018 **Enactment #:** ORD-18-00041

Title: Creating Section 15.01(607) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" annexing land located adjacent to 3502 and 3848 Maple Grove Drive to the 7th Aldermanic District and assigning a temporary zoning classification of A Agricultural District, creating Section 15.02(144) of the Madison General Ordinances to assign the attached property to Ward 144, and amending Section 15.03(7) of the Madison General Ordinances to add Ward 144 to Aldermanic District 7.

Sponsors: Paul R. Soglin, Steve King

Indexes:

Code sections:

Attachments: 1. Locator_Maps.pdf, 2. Map, 3. Staff_Comments.pdf, 4. 14092_DOA-MBR Review Letter.pdf, 5. 50764 ROD copy.pdf

Date	Ver.	Action By	Action	Result
4/10/2018	1	COMMON COUNCIL	Adopt	Pass
4/2/2018	1	PLAN COMMISSION	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
3/6/2018	1	COMMON COUNCIL	Refer	Pass
2/27/2018	1	Attorney's Office/Approval Group	Referred for Introduction	

The proposed ordinance annexes land located adjacent to 3502 and 3848 Maple Grove Drive in the Town of Verona, including a connecting strip owned by the City of Madison Stormwater Utility. The land will be annexed to the City of Madison's 7th Aldermanic District, Ward 144, and assigns a temporary zoning classification of A Agriculture District. No City appropriation is required.

Creating Section 15.01(607) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" annexing land located adjacent to 3502 and 3848 Maple Grove Drive to the 7th Aldermanic District and assigning a temporary zoning classification of A Agricultural District, creating Section 15.02(144) of the Madison General Ordinances to assign the attached property to Ward 144, and amending Section 15.03(7) of the Madison General Ordinances to add Ward 144 to Aldermanic District 7.

DRAFTER'S ANALYSIS: This ordinance annexes land located adjacent to 3502 and 3848 Maple Grove Drive in the Town of Verona, including a connecting strip owned by the City of Madison Stormwater Utility. Under Wis. Stat. Sec. § 66.0217, this annexation is effective upon enactment of the annexation ordinance.

An ordinance to create Subsection (607) 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, pursuant to Wis. Stat. § 66.0217, the City of Madison wishes to annex lands in the Town of Verona as shown on the attached map and described below; and

WHEREAS, a petition with scale map attached was filed with the City Clerk of Madison on February 19, 2018, and has been presented to the City Common Council requesting annexation of the below-described territory to the City of Madison from the Town of Verona; said petition having been signed by the owners of all the real property within the territory, which lies contiguous to the City of Madison; and

WHEREAS, pursuant to Sec. 28.005, Madison General Ordinances, the annexed territory is declared to be in the A Agricultural District and the annexation and temporary zoning were considered by the Plan Commission at its meeting of April 2, 2018, and adoption of the said annexation and zoning were recommended; and

WHEREAS, pursuant to Sec. 66.0217(14)(a)1., the City of Madison agrees to pay annually to the Town of Verona, for five (5) years, an amount equal to the amount of property taxes that the town levied on the annexed territory, as shown by the tax roll under Wis. Stats. § 70.65, in the year in which the annexation is final; and

WHEREAS, investigation by the City of Madison discloses that as of this date the above representations are true, and having been reviewed, the Common Council determines that the said annexation proceeding meets the requirements of the Wisconsin Statutes;

NOW, THEREFORE, the Common Council of the City of Madison do ordain as follows:

1. Subsection (607) of Section 15.01 of the Madison General Ordinances is hereby created to read as follows:

"15.01(607) - There is hereby annexed to the 7th Aldermanic District, the City of Madison, Dane County, Wisconsin, the following described property:

A parcel of land located in the NW1/4 and the SW1/4 of the SW1/4 of Section 12 and in the NW1/4 of the NW1/4 of Section 13, T6N, R8E, Town of Verona, Dane County, Wisconsin to-wit:

Beginning at the West 1/4 corner of said Section 12; thence N89°56'43"E, 1322.39 feet along the South lines of Outlot 1, Certified Survey Map No. 9274, Outlot 1, Cross Country School and a unnamed public street to the Northeast corner of said SW1/4; thence S00°19'44"W, 934.36 feet along the East line of said NW1/4 of the SW1/4; thence S89°52'55"W, 455.16 feet along the North line of Country Grove Condominiums and the Easterly extension thereof, to the Northwest corner of said Country Grove Condominiums; thence S00°19'40"W, 383.00 feet along the West line of said Country Grove Condominiums and the Southerly extension thereof, to point on the North right-of-way line of Fairhaven Road; thence S89°52'03"W, 478.88 feet along the South line of the said NW1/4 of the SW1/4 and said North right-of-way line and the North lines of Lot 1, Certified Survey Map No. 13630 and Outlot 10, Nesbitt Valley; thence S30°28'33"E, 358.24 feet along the Westerly line of said Outlot 10; thence S34°07'33"E, 803.21 feet along the West line of said Outlot 10; thence S17°03'27"W, 108.67 feet along the Westerly line of said Outlot 10; thence S19°18'33"E, 128.07 feet along the Westerly line of said Outlot 10 and the existing corporate boundary of the City of Madison; thence S34°03'37"W, 194.29 feet along the Northwesterly line of Outlot 13, Nesbitt Valley and the Southwesterly and Northeasterly extensions thereof to a point on the Southerly right-of-way line of unimproved Cross Country Road; thence N57°02'33"W, 15.01 feet along the said Southerly right-of-way line; thence N34°03'37"E, 187.05 feet along the Easterly line of Outlot 1, Certified Survey Map No. 10389 and the Southwesterly extension thereof, to the most easterly corner of said Outlot 1, also being on the Southerly right-of-way line of Cross Country Road; thence N19°18'33"W, 125.44 feet to the most Southerly and Easterly corner of Lot 88, Nesbitt Valley the First Addition, also being on the Northerly right-of-way line of Cross Country Road; thence N17°03'27"E, 106.41 along the Easterly line of said Lot 88; thence N34°07'33"W, 796.50 feet along the Northeasterly lines of Lots 79 through 88, Nesbitt Valley the First Addition; thence N30°28'33"W, 367.50 feet along the Northeasterly lines of Lots 73 through 78, Nesbitt Valley the First Addition, to the Northeast corner of said Lot 73; thence S89°52'03"W, 364.57 feet along the said South line of the NW1/4 of SW1/4 and the North lines Lots 73, 129 and 130, Nesbitt Valley First Addition and the Northerly right-of-way line of Ambleside Drive

to the Northwest corner of said Lot 129, also being the Northeast corner of Outlot 7, Heather Glen and the Southeast corner of Lot 140, The Crossing; thence N00°03'00"E, 1319.01 feet along the West line of the said NW1/4 of the SW1/4 and East lines of Outlot 2, Lots 103 through 109 and Lot 140, The Crossing and the East right-of-way line of Rockstream Drive to the point of beginning. Containing 1,588,346 square feet (36.463 acres or 0.0570 square miles)."

2. Subsection (144) of Section 15.02 entitled "Wards and Ward Boundaries" of the Madison General Ordinances is created to read as follows:

"(144) Ward 144. Beginning at the West 1/4 corner of said Section 12; thence N89°56'43"E, 1322.39 feet along the South lines of Outlot 1, Certified Survey Map No. 9274, Outlot 1, Cross Country School and a unnamed public street to the Northeast corner of said SW1/4; thence S00°19'44"W, 934.36 feet along the East line of said NW1/4 of the SW1/4; thence S89°52'55"W, 455.16 feet along the North line of Country Grove Condominiums and the Easterly extension thereof, to the Northwest corner of said Country Grove Condominiums; thence S00°19'40"W, 383.00 feet along the West line of said Country Grove Condominiums and the Southerly extension thereof, to point on the North right-of-way line of Fairhaven Road; thence S89°52'03"W, 478.88 feet along the South line of the said NW1/4 of the SW1/4 and said North right-of-way line and the North lines of Lot 1, Certified Survey Map No. 13630 and Outlot 10, Nesbitt Valley; thence S30°28'33"E, 358.24 feet along the Westerly line of said Outlot 10; thence S34°07'33"E, 803.21 feet along the West line of said Outlot 10; thence S17°03'27"W, 108.67 feet along the Westerly line of said Outlot 10; thence S19°18'33"E, 128.07 feet along the Westerly line of said Outlot 10 and the existing corporate boundary of the City of Madison; thence S34°03'37"W, 194.29 feet along the Northwesterly line of Outlot 13, Nesbitt Valley and the Southwesterly and Northeasterly extensions thereof to a point on the Southerly right-of-way line of unimproved Cross Country Road; thence N57°02'33"W, 15.01 feet along the said Southerly right-of-way line; thence N34°03'37"E, 187.05 feet along the Easterly line of Outlot 1, Certified Survey Map No. 10389 and the Southwesterly extension thereof, to the most easterly corner of said Outlot 1, also being on the Southerly right-of-way line of Cross Country Road; thence N19°18'33"W, 125.44 feet to the most Southerly and Easterly corner of Lot 88, Nesbitt Valley the First Addition, also being on the Northerly right-of-way line of Cross Country Road; thence N17°03'27"E, 106.41 feet along the Easterly line of said Lot 88; thence N34°07'33"W, 796.50 feet along the Northeasterly lines of Lots 79 through 88, Nesbitt Valley the First Addition; thence N30°28'33"W, 367.50 feet along the Northeasterly lines of Lots 73 through 78, Nesbitt Valley the First Addition, to the Northeast corner of said Lot 73; thence S89°52'03"W, 364.57 feet along the said South line of the NW1/4 of SW1/4 and the North lines Lots 73, 129 and 130, Nesbitt Valley First Addition and the Northerly right-of-way line of Ambleside Drive to the Northwest corner of said Lot 129, also being the Northeast corner of Outlot 7, Heather Glen and the Southeast corner of Lot 140, The Crossing; thence N00°03'00"E, 1319.01 feet along the West line of the said NW1/4 of the SW1/4 and East lines of Outlot 2, Lots 103 through 109 and Lot 140, The Crossing and the East right-of-way line of Rockstream Drive to the point of beginning. Polling place at Chavez Elementary School, 3502 Maple Grove Drive."

3. Subsection (7) of Section 15.03 entitled "Aldermanic Districts" of the Madison General Ordinances is amended to read as follows:

"(7) Seventh Aldermanic District. Wards 97, 98, 99, and 100, and 144."

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.