



Legislation Details (With Text)

File #: 62449 **Version:** 1 **Name:** Schiller Attachment Town of Middleton
Type: Ordinance **Status:** Passed
File created: 9/30/2020 **In control:** Attorney's Office
On agenda: 10/20/2020 **Final action:** 10/20/2020
Enactment date: 11/3/2020 **Enactment #:** ORD-20-00101

Title: Creating Section 15.01(623) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" attaching to the 9th Aldermanic District the Schiller Attachment properties located at 7689 Schiller Court in the Town of Middleton, and amending Section 15.02(138) of the Madison General Ordinances to assign the attached property to Ward 138; and assigning a temporary zoning classification of A Agricultural District.

Sponsors: Satya V. Rhodes-Conway

Indexes:

Code sections:

Attachments: 1. 62449 Attachment Map.pdf, 2. 62449 Attachment Worksheet.pdf, 3. Attachment letter to WI DOA - MBR team

Date	Ver.	Action By	Action	Result
10/20/2020	1	COMMON COUNCIL	Adopt	Pass
10/6/2020	1	COMMON COUNCIL	Refer to a future Meeting to Adopt	Pass
9/30/2020	1	Attorney's Office	Referred for Introduction	

Fiscal Note

No City appropriation is required for the proposed attachment.

Title

Creating Section 15.01(623) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" attaching to the 9th Aldermanic District the Schiller Attachment properties located at 7689 Schiller Court in the Town of Middleton, and amending Section 15.02 (138) of the Madison General Ordinances to assign the attached property to Ward 138; and assigning a temporary zoning classification of A Agricultural District.

Body

DRAFTER'S ANALYSIS: This ordinance attaches land in the Town of Middleton and assigns temporary A zoning.

An ordinance to create Subsection (623) 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 September 17, 2020 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 Wis. Stat. § 66.0307;

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

1. Subsection (623) of Section 15.01 of the Madison General Ordinances is hereby created to read as follows:

"15.01(623) - There is hereby attached to the 9th Aldermanic District, the City of Madison, Dane County, Wisconsin, the following described property and pursuant to the provisions of Sec. 28.005, MGO, the territory attached by this ordinance is hereby assigned a temporary zoning classification of A Agricultural District:

"A parcel of land located in the Northwest 1/4 of the Northeast 1/4 Of Section 20, Township 7 North, Range 8 East, in the Town Of Middleton, Dane County, Wisconsin, bounded and described as follows:

Commencing at the Northwest Corner of the Northeast 1/4 of said Section; thence S 01°36'50" W 592.78 feet along the West Line Of Said 1/4 Section to the Point of Beginning of lands to be described; thence N 89°40'34" E 1254.80 feet along the existing corporate boundary of the City of Madison to the West line of a parcel owned by QRS Company, LLC and the said existing corporate boundary; thence S 01°27'11" W 3.47 feet along the said existing corporate boundary; thence S 89°50'04" W 1.68 feet along the North line of Quit Claim Deed Document No. 5594761; thence S 01°30'50" W 562.07 feet to the North line of Eagle Trace subdivision; thence S 89°59'30" W 1252.92 feet along said North line to the West line of said 1/4 Section; thence N 01°36'50" E 558.63 feet along the said West line to the Point of Beginning. Total area of attachment is 703,970 square feet, 16.1609 acres, 0.02525 square miles."

2. Subsection (138) of Section 15.02 entitled. "Wards and Ward Boundaries" of the Madison General Ordinances is amended to read as follows:

"(138) Ward 138 . A parcel of land located in the Northwest 1/4 of the Northeast 1/4 Of Section 20, Township 7 North, Range 8 East, in the Town Of Middleton, Dane County, Wisconsin, bounded and described as follows: Beginning at the N ¼ corner of said Section 20; thence N89°40'26"E along said North line of the NE ¼ 1253.02 feet to the boundary of said lands that were attached to the City of Madison (recorded in Warranty Deed, Document No. 3267312 in the Office of the Dane County Register of Deeds as N89°16'50"E, 1253.02 feet); thence S1°27'12"W along said boundary, 592.78 feet (recorded in said Document as S01°03'36"W, 592.78 feet); thence S89°40'26"W, 1254.68 feet to the West line of said NE ¼ (recorded as S89°16'50"W, 1253.02 feet); thence N1°36'49"E along said West line, 592.83 feet to the point of beginning (recorded as N01°03'36"E, 592.78 feet). Beginning at the North 1/4 corner of said Section 20; Thence North 89°40'26" East along said North line of the Northeast 1/4, 1253.02 feet; thence South 01°27'12" West, 1154.85 feet; thence South 89°59'30" West, 1252.92 feet to the West line of said Northeast 1/4; thence North 01°36'49" East, 1151.46 feet along said West line to the Point of Beginning. Polling place at The Jefferson, 9401 Old Sauk Road."

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.