



Legislation Details (With Text)

**File #:** 65651      **Version:** 1      **Name:** Amend Effective Date Borman-Lounsbury Attachment

**Type:** Ordinance      **Status:** Passed

**File created:** 5/24/2021      **In control:** Attorney's Office

**On agenda:** 6/15/2021      **Final action:** 6/15/2021

**Enactment date:** 4/10/2022      **Enactment #:** ORD-21-00048

**Title:** Amending the effective date of Section 15.01(598) of the Madison General Ordinances entitled "City Boundaries" attaching the Borman-Lounsbury Attachment.

**Sponsors:** Satya V. Rhodes-Conway

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
6/15/2021	1	COMMON COUNCIL	Adopt	Pass
6/1/2021	1	COMMON COUNCIL	Refer to a future Meeting to Adopt	
5/24/2021	1	Attorney's Office	Referred for Introduction	

No City appropriation required.

Amending the effective date of Section 15.01(598) of the Madison General Ordinances entitled "City Boundaries" attaching the Borman-Lounsbury Attachment.

DRAFTER'S ANALYSIS: This amendment changes the effective date of the ordinance from June 1, 2021 to April 10, 2022. While the original ordinance set an effective date of June 1, 2021, the Cooperative Plan with the Town of Middleton, and the terms of the attachment agreement, the attachment won't actually go into effect until April 10, 2022. Thus, this amendment is necessary to make the delayed attachment ordinance consistent with the Cooperative Plan and terms of the attachment agreement.

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An ordinance to create Subsection (598) 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 March 4, 2016, 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 (598) of Section 15.01 of the Madison General Ordinances is hereby created

to read as follows:

"15.01(598) - There is hereby attached to the 1st Aldermanic District, the City of Madison, Dane County, Wisconsin, the following described property:

"A parcel of land located in the NE1/4 of the NE1/4 of Section 36, T7N, R8E, Town of Middleton, Dane County, Wisconsin described as follows: Commencing at the northeast corner of said Section 36; thence S00°48'28"W, 40.01 feet; thence S89°15'34"W, 461.02 feet along the south right-of-way line of Schroeder Road to the northwest corner of Lot 17, White Oaks, recorded in Volume 56-42B of Plats on Pages 118-119, Dane County Registry and the point of beginning; thence the following 5 courses along the existing City of Madison Corporate Boundary: S00°52'56"W, 224.80 feet along the west line of said Lot 17; thence S59°22'34"W, 69.97 feet along the northwesterly line of Outlot 4, said White Oaks; thence S89°15'33"W, 140.42 feet along the north line of Outlot 3, said White Oaks; thence N00°52'52"E, 259.68 feet along the east line of 2nd Addition to Green Tree Hills recorded in Volume 24 of Plats on Pages 31-32, Dane County Registry; thence N89°15'34"E, 200.10 feet along said south right-of-way line of Schroeder Road to the point of beginning. Said parcel contains 50,900 square feet (1.168 acres, 0.002 sq. mi.)."

2. 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.

3. This ordinance shall be effective on ~~June 1, 2021~~April 10, 2022.

EDITOR'S NOTE: At the time the attachment becomes effective, the land will be added to the appropriate aldermanic district and ward and zoning will be assigned.