



Legislation Text

File #: 49342, Version: 1

Fiscal Note

The proposed ordinance attaches land to the 19th Aldermanic District in the City of Madison from the Town of Middleton, assigns the property to Ward 141, assigns a permanent zoning classification of CC - Commercial Center District, and assigns the property to Urban Design District No. 2. No City appropriation is required.

Title

Creating Section 15.01(604) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" attaching to the 19th Aldermanic District the Royal Partners, LLC, Attachment; creating Section 15.02(141) of the Madison General Ordinances to assign the attached property to Ward 141; assigning a permanent zoning classification of CC - Commercial Center District and assigning the property to Urban Design District No. 2.

Body

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

An ordinance to create Subsection (604) 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 20, 2017 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 (604) of Section 15.01 of the Madison General Ordinances is hereby created to read as follows:

"15.01(604) - There is hereby attached to the 19th 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 permanent zoning classification of CC - Commercial Center District:

Part of the NW1/4 of the SW1/4 of Section 25 T7N, R8E, Town of Middleton, Dane County, Wisconsin being more fully described as follows: Commencing at the Southwest corner of said Section 25; thence N01° 31' 58" E, along the West line of the SW1/4 said Section 25, 2005.75 feet; thence N89° 11' 42" E, along the centerline of Seybold Road, 59.71 feet to the point of beginning; thence N01° 21' 41" E, along the existing corporate boundary of the City of Madison and the East right-of-way line of South Gammon Road, previously described as being 60 feet east of and parallel with the West line of said Section 25, 215.67 feet to the Southerly right-of-way line of US Highway 12 and 14 as per State Highway Commission Project T04-2(34); thence N76° 56' 04" E,

along said Southerly right-of way line, 235.00 feet; thence S08°51'59"E, 237.76 feet to the North right-of-way line of Seybold Road per Document No. 1175891; thence S00°48'18"E, 30.00 feet to the centerline of Seybold Road; thence S89°11'42"W, along said centerline of Seybold Road, 271.13 feet to the point of beginning. Said parcel contains 61,025 Sq. Ft. or 1.4009 Acres."

2. Subsection (141) of Section 15.02 entitled "Wards and Ward Boundaries" of the Madison General Ordinances is created to read as follows:

(141) Ward 124. Part of the NW1/4 of the SW1/4 of Section 25 T7N, R8E, Town of Middleton, Dane County, Wisconsin being more fully described as follows: Commencing at the Southwest corner of said Section 25; thence N01° 31' 58" E, along the West line of the SW1/4 said Section 25, 2005.75 feet; thence N89°11'42"E, along the centerline of Seybold Road, 59.71 feet to the point of beginning; thence N01° 21' 41"E, along the existing corporate boundary of the City of Madison and the East right-of-way line of South Gammon Road, previously described as being 60 feet east of and parallel with the West line of said Section 25, 215.67 feet to the Southerly right-of-way line of US Highway 12 and 14 as per State Highway Commission Project T04-2(34); thence N76°56'04"E, along said Southerly right-of way line, 235.00 feet; thence S08°51'59"E, 237.76 feet to the North right-of-way line of Seybold Road per Document No. 1175891; thence S00°48'18"E, 30.00 feet to the centerline of Seybold Road; thence S89°11'42"W, along said centerline of Seybold Road, 271.13 feet to the point of beginning. Said parcel contains 61,025 square feet or 1.4009 acres. Polling place at Madison Ice Arena, 725 Forward Drive."

3. Subsection (19) of Section 15.03 entitled "Aldermanic Districts" of the Madison General Ordinances is amended to read as follows:

"(19) Nineteenth Aldermanic District. Wards 86, 87, 88, 89, 90, and 117, and 141."

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.

5. Map Amendment 00310 of Section 28.022 of the Madison General Ordinances is hereby created to read as follows:

"28.022-00310. The following described property is hereby zoned CC (Commercial Center) District:

Part of the NW1/4 of the SW1/4 of Section 25 T7N, R8E, Town of Middleton, Dane County, Wisconsin being more fully described as follows: Commencing at the Southwest corner of said Section 25; thence N01° 31' 58" E, along the West line of the SW1/4 said Section 25, 2005.75 feet; thence N89°11'42"E, along the centerline of Seybold Road, 59.71 feet to the point of beginning; thence N01° 21' 41"E, along the existing corporate boundary of the City of Madison and the East right-of-way line of South Gammon Road, previously described as being 60 feet east of and parallel with the West line of said Section 25, 215.67 feet to the Southerly right-of-way line of US Highway 12 and 14 as per State Highway Commission Project T04-2(34); thence N76°56'04"E, along said Southerly right-of way line, 235.00 feet; thence S08°51'59"E, 237.76 feet to the North right-of-way line of Seybold Road per Document No. 1175891; thence S00°48'18"E, 30.00 feet to the centerline of Seybold Road; thence S89°11'42"W, along said centerline of Seybold Road, 271.13 feet to the point of beginning. Said parcel contains 61,025 square feet or 1.4009 acres."

6. Subdivision (b) entitled "Property Included in the District" of Subsection (9) entitled "Urban Design District No. 2" of Section 33.24 entitled "Urban Design Commission" of the Madison General Ordinances is amended to read as follows:

“(b) Property Included in the District. The District shall include property having any frontage on: Forward Drive, Ellis Potter Court, Gilbert Court, Kessel Court, Rayovac Drive, Schroeder Road and Schroeder Court; Struck Street between Schroeder Road and Watts Road; the east side of Gammon Road between Seybold Road ~~the southern right-of-way line of the West Beltline Highway~~ and Park Ridge Drive; the south side of Watts Road between Gammon Road and Rayovac Drive; the west side of Whitney Way between Schroeder Road and 410 feet north of the north right-of-way line of Piping Rock Road and the east side of Whitney Way between the West Beltline Highway and 130 feet northeast of the north right-of-way line of Woodland Way. Any future attachment of property located on both sides of Seybold Road and the north side of Watts Road from the Town of Middleton to the City of Madison shall hereby be added to the District. If any portion of a zoning lot is in the district, the entire lot is within the district.”