



Legislation Text

File #: 70956, Version: 3

**Fiscal Note**

No additional City appropriation is required for the proposed parcel attachment. The 2021 property taxes collected by the Town of Middleton were \$882.24. There is no revenue sharing agreement with this attachment.

**Title**

**SECOND SUBSTITUTE** - Creating Section 15.01(629) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Alder Districts and Wards" attaching to the 20<sup>th</sup> Alder District the property located at 3262 High Point Road in the Town of Middleton, amending Section 15.02(448 ~~440~~ 120) of the Madison General Ordinances to attach the property to Ward 448 ~~440~~ 120, and assigning a permanent zoning classification of Suburban Residential - Consistent District 1 (SR-C1).

**Body**

DRAFTER'S ANALYSIS: This ordinance attaches the property located at 3262 High Point Road in the Town of Middleton and assigns a permanent zoning classification of Suburban Residential - Consistent District 1 (SR-C1) District.

The substitute ordinance changed the assigned Ward from 148 to 140 based on recent redistricting maps approved by the Wisconsin Supreme Court.

This second substitute ordinances changes the assigned Ward to 120 based on redistricting.

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An ordinance to create Subsection (629) of Section 15.01 of the General Ordinances of the City of Madison entitled "City Boundaries" and being part of the chapter entitled "Alder Districts and Wards".

WHEREAS, a petition for attachment with scale map attached was filed with the City Clerk of Madison on March 24, 2022 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 property 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 (629) of Section 15.01 entitled "City Boundaries" of the Madison General Ordinances is hereby created to read as follows:

"15.01(629) - There is hereby attached to the 20<sup>th</sup> Alder 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 (SR-C1) Suburban-Residential-Consistent 1 (District):

Lot 2, Certified Survey Map 7007, Town of Middleton, Dane County, Wisconsin, more particularly described as follows: Located in the SE1/4 of the SW1/4 of Section 35, T7N, R8E, Town of Middleton, Dane County, Wisconsin to-wit: Commencing at the South 1/4 of said Section 35; thence S88°54'11"W, 1087.78 feet along the South line of said SW1/4; thence N01°05'49"W, 743.63 feet to the Northeast corner of Lot 1, Certified Survey Map 7007, also being the Point of Beginning; thence N88°42'56"W, 158.82 feet along the North line of said Lot 1, also being along the existing Corporate boundary of the City of Madison, to a point on the East right-of-way line of S High Point Road; thence N01°17'10"E, 124.28 feet along said Corporate boundary and East right-of-way line, to a point on a Southerly line of Lot 1, Certified Survey Map 5020, also being the Northwest corner of said Lot 2; thence N88°59'17"E, 158.91 feet along the Northerly line of said Lot 2, to the Northeast corner of said Lot 2; thence S01°16'13"W, 130.65 feet along an East line of said Lot 2, to the Point of Beginning. Said described parcel contains 20,242 square feet; 0.465 acres; 0.000726 square miles."

2. Subsection (448 ~~140~~ 120) of Section 15.02 entitled "Wards and Ward Boundaries" of the Madison General Ordinances is ~~created~~ amended to read as follows:

"(448 ~~140~~ 120) Ward 448 ~~140~~ 120. Legal Description Pending."

3. Map Amendment 00563 of Section 28.022 of the Madison General Ordinances is hereby created to read as follows:

"28.022-0563. The following described property is hereby rezoned to SR-C1 (Suburban Residential-Consistent 1) District.

Lot 2, Certified Survey Map 7007, Town of Middleton, Dane County, Wisconsin, more particularly described as follows: Located in the SE1/4 of the SW1/4 of Section 35, T7N, R8E, Town of Middleton, Dane County, Wisconsin to-wit: Commencing at the South 1/4 of said Section 35; thence S88°54'11"W, 1087.78 feet along the South line of said SW1/4; thence N01°05'49"W, 743.63 feet to the Northeast corner of Lot 1, Certified Survey Map 7007, also being the Point of Beginning; thence N88°42'56"W, 158.82 feet along the North line of said Lot 1, also being along the existing Corporate boundary of the City of Madison, to a point on the East right-of-way line of S High Point Road; thence N01°17'10"E, 124.28 feet along said Corporate boundary and East right-of-way line, to a point on a Southerly line of Lot 1, Certified Survey Map 5020, also being the Northwest corner of said Lot 2; thence N88°59'17"E, 158.91 feet along the Northerly line of said Lot 2, to the Northeast corner of said Lot 2; thence S01°16'13"W, 130.65 feet along an East line of said Lot 2, to the Point of Beginning.

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.