



Legislation Text

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Fiscal Note

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Title

Creating Section 15.01(632) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Alder Districts and Wards" attaching to the 3rd Alder District the property located at 3512 County Trunk Highway T in the Town of Burke, amending Section 15.02(123) of the Madison General Ordinances to attach the property to Ward 123, and assigning a temporary zoning classification of Temporary A (Agricultural) District.

Body

DRAFTER'S ANALYSIS: This ordinance attaches the property located at 3512 County Trunk Highway T in the Town of Burke and assigns Temporary A (Agricultural) District zoning.

The Common Council of the City of Madison do hereby ordain as follows:

An ordinance to create Subsection (632) 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 May 26, 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 Burke; 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 Burke; 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 Burke 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 (632) of Section 15.01 entitled "City Boundaries" of the Madison General Ordinances is created to read as follows:

"15.01(632) There is hereby attached to the 3rd 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 temporary zoning classification of Temporary A (Agricultural) District:

A parcel of land located in part of the SW 1/4 and the SE 1/4 of the SE 1/4 of Section 35, Township 8 North, Range 10 East, Town of Burke, Dane County, Wisconsin, more fully described as follows:

Commencing at the Southeast corner of said Section 35; thence S89°23'27"W, along the South line of said Section 35, a distance of 1010.00 feet to the Point of Beginning of this description; thence continuing S89° 23'27"W, along said South line and the North line of Section 2, Township 7 North, Range 10 East, 1169.65

feet, more or less; thence N01°41'53"E, a distance of 608.02 feet, more or less; thence S89°44'08"E, 1156.00 feet, more or less; thence S00°25'45"W, 590.00 feet, more or less, to the South line of said Section 35 and the North line of said Section 2 and the Point of Beginning. Said description contains 696,319 square feet, 15.985 acres, or 0.025 square miles, more or less."

2. Subsection (123) of Section 15.02 entitled "Wards and Ward Boundaries" of the Madison General Ordinances is amended to read as follows:

“(123) Ward 123 . Commencing at the point of intersection of Wisconsin Interstate Highway 94 reference line and the east line of Section 1, Town 7 North, Range 10 East; thence northerly, along the East line of said Section 1, 900 feet more or less to the Northeast Corner of said Section 1; thence westerly, along the North line of the Northeast 1/4 of said Section 1, 2634.53 feet, to the North 1/4 corner of said Section 1; thence continuing westerly, along the north line of the Northwest 1/4 of said Section 1, 1602 feet, more or less to the Point of Beginning of this description; thence N00°21'09"W, 71 feet, more or less, to the Northerly right-of-way line of County Trunk Highway T (also known as Commercial Avenue); thence easterly, along said Northerly right-of-way line, 328 feet (measures 289 +/- on a chord), more or less, to the East line of the Southwest 1/4 of the Southwest 1/4 of Section 36, Town 8 North, Range 10 East; thence easterly, along said Northerly right-of-way line, 607 feet (measures 615 +/- on a chord), more or less, to the point of intersection with the West line of Michigan-Wisconsin Pipe Line Company lands (Volume 1046, Page 359 of Records & Volume 756, Page 130 of Deeds); thence N01°32'42"W, along said West line, 144 feet, more or less, to the Northwest corner thereof; thence N88°27'18"E, along the North line of said lands, 75 feet more or less, to the Northeast corner thereof; thence S01°32'42"E, along the East line of said lands, 133 feet, more or less, to a point on the existing Northerly right-of-way line of County Trunk Highway T (also known as Commercial Avenue); thence N 77° 52'43" E, along said Northerly right-of-way line, 644 feet (measures 639 +/- on a chord), more or less, to the point of intersection with the East line of the Southwest 1/4 of Section 36, Town 8 North, Range 10 East; thence N00°17'44"E, along said West line, 730.8 feet; thence S 89°06'02"E, 352.10 feet; thence S00°36'02"E, 371.10 feet; thence N89°06'02"W, 16.50 feet; thence S00°36'02"E, 253.25 feet to the northerly right-of-way line of County Trunk Highways T & TT and a point on a curve; thence northeasterly 241.41 feet along said northerly right-of-way line and the arc of a curve to the left said curve having a radius of 7525.00 feet, through a central angle of 01°50'17", having a long chord that bears N70°54'56"E, 241.40 feet; thence N70°00'00"E along said northerly right-of-way line, 82.36 feet to the westerly line of Lot 2, Certified Survey Map 1179; thence N20°00'00"W along said westerly line, 63.00 feet to the northerly line of said Lot 2; thence N51°38'31"E along said northerly line, 239.04 feet to the easterly line of said Lot 2 and a point of non-tangential curvature; thence southeasterly 142.91 feet along the arc of a curve to the right, said curve having a radius of 322.80 feet through a central angle of 25°22'00"having a long chord that bears S32°41'00"E, 141.75 feet, to the northerly right-of-way line of County Trunk Highways T & TT; thence N70°00'00"E along said northerly right-of-way line, 66.00 feet to the westerly line of Lot 1 of said Certified Survey Map 1179 and a point of non-tangential curvature; thence northwesterly 172.13 feet along said westerly line and the arc of a curve to the left, said curve having a radius of 388.80 feet through a central angle of 25°21'59", having a long chord that bears N32° 41'00"W, 170.73 feet to the northerly line of said Lot 1 and a point of non-tangential curvature; thence northeasterly 138.78 feet along said northerly line and the arc of a curve to the right, said curve having a radius of 266.68 feet through a central angle of 29°49'01", having a long chord that bears N59°32'30"E, 137.22 feet; thence N74°27'00"E along said northerly line, 14.50 feet to the easterly line of said Lot 1; thence S16° 25'09"E along said easterly line, 190.73 feet to the northerly right-of-way line of said County Trunk Highways T & TT; thence N70°00'00"E along said right-of-way line, 284.38 feet; thence continuing along said right-of-way line N00°54'16"W, 10.36 feet; thence N70°00'00"E along said County Trunk Highway right-of-way line, 571.88 feet; thence N15°52'00"W, 176.31 feet; thence N73°25'00"E, 166.66 feet; thence N01°03'25"W, 674.25 feet to a point on the centerline of said Bunny Hollow Road; thence S87°22'00"W, 203.01 feet; thence N01°03'25"W, 181.88 feet; thence N87°22'00"E, 203.01 feet to the centerline of Bunny Hollow Road; thence N01°03'25"W along said centerline, 177.44 feet; thence S87°22'00"W, 203.01 feet; thence N01°03'25"W, 192.98 feet to the centerline of Forest Oaks Drive; thence S87°21'31"W along said Forest Oaks Drive centerline and its westerly

extension thereof, 449.38 feet; thence $N00^{\circ}34'30''W$, 1007.72 feet to the South line of Certified Survey Map 9456; thence $S87^{\circ}21'30''W$ along said south line and its prolongation, 654.14 feet to the centerline of Forest Oaks Drive; thence $N00^{\circ}35'16''W$ along said centerline, 355.26 feet; thence $S87^{\circ}21'30''W$, 648.90 feet to the north-south quarter line of said Section 36; thence $N00^{\circ}17'44''E$, along the north-south 1/4 line of said Section 36, 360 feet, more or less, to the Southwest corner of the Northwest 1/4 of the Northeast 1/4 of said Section 36; thence $N88^{\circ}15'18''E$, along the South line of the Northwest 1/4 of the Northeast 1/4 of said Section 36, 1303 feet, more or less, to the Southeast corner of the Northwest 1/4 of the Northeast 1/4 of said Section 36; thence $N00^{\circ}15'26''E$, along the East line of the Northwest 1/4 of the Northeast 1/4 of said Section 36, 1330 feet, more or less, to the North line of the Northeast 1/4 of Section 36; thence $N88^{\circ}15'17''E$, along said North line, 1119 feet, more or less, to the Southwest corner of lands described in Document No. 2806507, Dane Co. Registry; thence $N00^{\circ}40'10''E$, along the West line of said lands, 205 feet, more or less, to the Northwest corner thereof; thence $N89^{\circ}22'58''E$, along the North line of said lands, 185 feet, more or less, to the East line of the Southeast 1/4 of Section 25, Town 8 North, Range 10 East; thence $N00^{\circ}40'10''E$, along said East line, 422 feet, more or less, to the point of intersection with the centerline of Thorson Road; thence $N18^{\circ}55'55''W$, along said centerline, 645 feet, more or less, to a point of curve; thence Northwesterly along the arc of a 279.60 feet radius curve to the left having a long chord bearing $N29^{\circ}37'58''W$, 103.84 feet to a point of intersection with the North line of the Southeast 1/4 of the Southeast 1/4 of Section 25; thence $S88^{\circ}04'32''W$, along said North line, 2340 feet, more or less, to a point on the West line of the Southeast 1/4 of Section 25; thence $N00^{\circ}39'20''E$, along said West line, 1324 feet, more or less, to the Center of Section 25, Town 8 North, Range 10 East; Thence $S87^{\circ}52'19''W$, 1319.2 feet, more or less, along the South line of the Northwest 1/4 of said Section 25, to the East line of the Southwest 1/4 of the Northwest 1/4 of said Section 25; Thence $N0^{\circ}37'59''E$, 1336 feet, more or less, along said East line, to the Northeast corner of the Southwest 1/4 of the Northwest 1/4 of said Section 25; thence $S87^{\circ}39'37''W$, 1024 feet, more or less, along the North line of the Southwest 1/4 of the Northwest 1/4 of said Section 25, to the East line of Certified Survey Map 9850; thence $S00^{\circ}37'10''W$, 305 feet, more or less, along the East line of Certified Survey Map 9850, to the South line of Certified Survey Map 9850 and the extension thereof, to the West line of the Southwest 1/4 of the Northwest 1/4 of said Section 25; thence $S00^{\circ}37'10''W$, 224 feet, more or less, along the West line of the Southwest 1/4 of the Northwest 1/4 of said Section 25; thence $S89^{\circ}12'52''E$, 292 feet, more or less; thence $S00^{\circ}37'10''W$, 350 feet, more or less; thence $N89^{\circ}12'52''W$, 292 feet, more or less, to the West line of the Southwest 1/4 of the Northwest 1/4 of said Section 25; thence $S00^{\circ}37'10''W$, 118 feet, more or less, along the West line of the Southwest 1/4 of the Northwest 1/4 of said Section 25, to the North line of Certified Survey Map 1483; thence $N87^{\circ}52'19''E$, 217.80 feet, more or less, along the North line of Certified Survey Map 1483, to the Northeast corner of said Certified Survey Map 1483; thence $S00^{\circ}37'10''W$, 350 feet, more or less, along the East line of Certified Survey Map 1483 and its southerly prolongation, to the South line of the Northwest 1/4 of said Section 25; thence $S87^{\circ}52'19''W$, 217.80 feet, more or less, along the South line of the Northwest 1/4 of said Section 25, to the West 1/4 Corner of said Section 25; thence $S00^{\circ}03'09''W$, along the West line of the Southwest 1/4 of said Section 25, 2645 feet, more or less, to the Southwest corner thereof; Thence $S00^{\circ}19'29''W$, along the East line of the Northeast 1/4 of Section 35, Town 8 North, Range 10 East, 614.95 feet to the Northeast corner of Certified Survey Map 9866; thence $S89^{\circ}21'22''W$, 1317.52 feet to the Northwest corner of Certified Survey Map 9866; thence $S00^{\circ}12'06''W$, 563.02 feet to the Southwest corner of said Certified Survey Map 9866; thence continuing $S00^{\circ}12'06''W$, 1474 feet, more or less, to the South line of the Northeast 1/4 of said Section 35; thence $S89^{\circ}00'16''W$, along the said South line of the Northeast 1/4, 1312 feet, more or less, to the Center of said Section 35, also being the centerline of the Felland Road right-of-way; thence $S00^{\circ}49'57''W$, along the said centerline and East line of the Southwest 1/4 of said Section 35, 679.56 feet, to the centerline of Bridle Way; thence $N89^{\circ}14'01''W$, along the said centerline of Bridle Way, 659.09 feet, to the centerline of Walking Way; thence $S00^{\circ}51'57''W$, along the said centerline of Walking Way, 119.97 feet, to a South line of the plat of Bridle Downs; thence $N89^{\circ}14'20''W$, along the said South plat line, 230 feet, more or less; thence $N00^{\circ}26'14''E$, along said South plat line, 309.92 feet; thence $N89^{\circ}33'46''W$, along said South plat line, 300.00 feet; thence $N00^{\circ}26'14''E$, along said South plat line, 200.00 feet to the south right-of-way of Canter Drive; thence $N89^{\circ}33'46''W$, along said South plat line and the Canter right-of-way, 122.38 feet, to the West line of the East 1/2 of the Southwest 1/4 of said Section 35; thence $S00^{\circ}24'55''W$, along said West line,

1601.94 feet, to the Northwest corner of Certified Survey Map 5458; thence N89°46'18"E, along the North line of Certified Survey Map 5458, 512.70 feet, to the Northeast corner thereof; thence S00°26'14"W, along the East line of said Certified Survey Map 5458, 156.50 feet, to the Northwest corner of CSM 1799; thence S89°33'46"E, along the North line of Certified Survey Map 1799, 250.00 feet, more or less, to a point on the Westerly line of Outlot 1 of the plat of Jannah Village; thence S00°26'14"W, along the Westerly line of Outlot 1, 258.70 feet to the Southwest corner of said Outlot 1; thence S89°12'02"E, along the Southerly line of said Outlot 1 and its prolongation, 548 feet, more or less to the said East line of Southwest 1/4 of Section 35, and the centerline of Felland Road; thence N00°49'57"E, along the said centerline and East line of the Southwest 1/4 of said Section, 270 feet, more or less; thence North 89°43'19" East, ~~457.1 feet~~ 1613.1 feet, more or less; thence ~~S 00°15'58" E, 590 feet,~~ S01°41'53"W, 608.02 feet, more or less, to the South line of Section 35, Town 8 North, Range 10 East and approximate centerline of County Trunk Highway T; thence ~~Easterly~~ N89°23'27"E along said South line of Section 35, ~~4043~~ 2179.65 feet, more or less, to the East line of said Section 35, also being located at the Northeast corner of Section 2, Town 7 North, Range 10 East; thence Southerly along the East line of Northeast 1/4 of the Northeast 1/4 of said Section 2, 1176.00 feet, more or less, to a point of intersection with Wisconsin Interstate Highway 94 reference line; thence Easterly along said Interstate Highway 94 reference line to a point on the East line of the Northwest 1/4 of the Northeast 1/4 of Section 1, Town 7 North, Range 10 East; thence N00°34'064"W along said East line, 132.8 feet, more or less, to the North right-of-way line of Interstate Highway 94, also being a point on a curve; thence Westerly along said North right-of-way line on a curve concave to the North, having a radius of 11,319.19 feet and a long chord which bears S81°25'58"W, 1060.32 feet; thence along said right-of-way line S80°44'45"W, 496.34 feet; thence Westerly along said right-of-way line on a curve concave to the North, having a radius of 11,359.19 feet and a long chord which bears S88°30'53"W, 752.24 feet; thence Northerly 170 feet, more or less, parallel with the North-South 1/4 line to a point which is 1000.1 feet Southerly, more or less, on the same line, from the North line of said Section 1; thence Westerly, parallel with said North line, 717.50 feet, more or less; thence Northerly, parallel with the West line of the Northwest 1/4 of said Section 1, 1009.00 feet, more or less, to the North line of t said Section 1; thence easterly along said North line, 53 feet, more or less, to the Point of Beginning.

Except the following Town of Burke Island along Felland Rd located in the SE 1/4 of Section 35, Town 8 North, Range 10 East, described as follows: Part of the SW 1/4 of the SE 1/4 of Section 35, T8N, R10E, more particularly described as follows: Commencing at the South 1/4 Corner of said Section 35, thence N00°49'57"E, along the West line of the Southeast 1/4, also being the centerline of Felland Road, 1327.80 feet, to the North line of the Southwest 1/4 of the Southeast 1/4 and the Point of Beginning; thence N89°20'18"E, along said North line, 290.40 feet, more or less; thence S00°34'14"W, parallel with the West line of the Southwest 1/4 of the Southeast 1/4, 600 feet, more or less; thence S89°12'36"W, parallel with said North line, 290.4 feet, more or less, to a point on the West line of the Southeast 1/4, also being centerline of Felland Road; thence northerly, along said West line and centerline, 600 feet, more or less, to the Point of Beginning.

And

Part of Lot 3, Certified Survey Map Number 1472, recorded in Volume 6 on Pages 165 and 166 of Certified Survey Maps, Dane County Register of Deeds, located in the SE 1/4 of the NW 1/4 of Section 35, T8N, R10E, Township of Burke, Dane County, Wisconsin, more fully described as follows: Commencing at the North 1/4 corner of said Section 35, thence S00°19'36"W, along the North-South 1/4 line of said Section 35, 1911.71 feet to the point of beginning; thence continuing S00°19'36"W, along said line, 33.00 feet; thence S89°29'07"W, along the north line of Lot 2 of said CSM, 1308.91 feet to the west line of said Lot 3; thence N00°12'13"W, along said west line, 361.00 feet; thence N89°29'07"E, 210.00 feet; thence S35°38'52"E, 344.35 feet; thence along the arc of a curve to the left whose radius is 700.00 feet and whose long chord bears S51°16'59"W, 74.96 feet; thence N89°29'07"E, 955.61 feet to the point of beginning. Polling place at Steamfitters Local 601 Training Center, 6310 Town Center Drive."

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.