



Legislation Text

File #: 72171, Version: 1

**Fiscal Note**

No City appropriation required.

**Title**

Implementing the Final Attachment Area of the Town of Madison by creating Section 15.01(643) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" attaching to the 14th Alder District land generally bounded by Perry Street, the W Beltline Highway, US Highway 14, and Rolfsmeyer Drive, hereinafter referred to as "Area 10"; creating Section 15.02 (144) of the Madison General Ordinances to create Ward 144; and amending Section 15.03(14) to add Ward 144 to the 14th Alder District.

**Body**

DRAFTER'S ANALYSIS: On November 5, 2002, the Common Council adopted Resolution 59879 (ID 32734) authorizing the Mayor and City Clerk to execute an intergovernmental agreement among the City of Madison, Town of Madison, and City of Fitchburg regarding boundary changes and other urban growth and municipal service delivery issues pursuant to an approved cooperative plan under Wis. Stats. Ch. 66.0307. The agreement was executed on November 8, 2002. The subsequent cooperative plan was adopted by the Common Council on April 8, 2003 by Resolution 60411 (ID 33561) and was approved by the State of Wisconsin on October 10, 2003. The final cooperative plan established the final attachment of the Town of Madison to the cities of Madison and Fitchburg at 11:59 p.m. on October 30, 2022.

The final attachments of the portions of the Town of Madison accruing to the City of Madison will be adopted as a series of ordinances corresponding to discrete areas of the Town. This ordinance encompasses the area of the Town hereinafter referred to as "Area 10," which attaches lands generally Perry Street on the west, the W Beltline Highway on the north, US Highway 14 on the east, and Rolfsmeyer Drive on the south. Area 10 will be attached to the 14th Ald. Dist. and will be located in newly created Ward 144.

The zoning of this attachment area will be addressed in a subsequent ordinance.

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An ordinance to create Subsection (643) 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, the City of Madison, Town of Madison, and City of Fitchburg entered into a cooperative plan pursuant to Wis. Stat. § 66.0307 providing for the final attachment of the Town of Madison to the City of Madison and City of Fitchburg; and

WHEREAS the area hereinafter described as "Area 10" shall attach to the City of Madison consistent with the Final City of Madison, City of Fitchburg and Town of Madison Cooperative Plan adopted by the State of Wisconsin on October 10, 2003; and

WHEREAS, investigation by the City of Madison discloses that as of this date the above representations are true, the Common Council now accepts that the said attachment proceeding meets the requirements of said 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 (643) of Section 15.01 of the Madison General Ordinances is hereby created to read as follows:

"15.01(643) - There is hereby attached to the 14th Alder District of the City of Madison, Dane County, Wisconsin, the following described property:

(AREA 10)

Lots 1-3, CSM 8784, recorded in Vol. 48 of CSM's on Pg. 279-282 as Document No. 2921028; Lots 1-2, CSM 2505, recorded in Vol. 10 of CSMs on Pg. 45-46 as Document No. 1530957; Lots 1-2, CSM 9255, recorded in Vol. 52 of CSMs on Pg. 188-190 as Document No. 3101901; Lots 1-3, CSM 10546, recorded in Vol. 62 of CSMs on Pg. 228-231 as Document No. 3559806; Lots 1-2, McKenzie Commercial Plat, recorded in Vol. 45 of Plats on Pg. 24 as Document No. 1496014; Lots 3, CSM 1342, recorded in Vol. 5 of CSMs on Pg. 301-303 as Document No. 1384025; Lots 1-2, CSM 3114, recorded in Vol. 12 of CSMs on Pg. 144-145 as Document No. 1611287; Lot 1, CSM 4518, recorded in Vol. 19 of CSMs on Pg. 271-272 as Document No. 1856515 and other lands all, all located in part of the SE 1/4 of the SW 1/4 and part of the SW 1/4 of the SE 1/4 of Section 35, Town 7 North, Range 9 East, Dane County, Wisconsin, including the right-of-ways of Syene Road, US Highway 14, Perry Street, and Rolfsmeyer Drive, more fully described as follows:

Commencing at the Southwest Corner of said Section 35; thence Easterly, 2013.8 feet, more or less, along the south line of the said SW 1/4 to the southeast corner of Belt Line Projects Plat, recorded in Vol. 16 of Plats on Pg. 27 as Document No. 874258, and the Point of Beginning of this description; thence N04°10'00"W, along the east line of said Belt Line Projects Plat, 1324 feet, more or less, to the northeast corner of said Belt Line Projects Plat, also being on the North line of the said Southeast 1/4 of the Southwest 1/4 of said Section 35; thence Easterly, along the said North line, 635 feet, more or less, to the intersection with the East line of the said Southwest 1/4 of said Section 35; thence Southerly, along said East line, 700 feet, more or less, to a point on the said East line which is 622.8 feet North of the South line of said Section 35, measured along said East line of the Southwest 1/4 of said Section 35; thence Easterly, along a line that is parallel to and 622.8 feet North of said South line, 650 feet, thence Southerly, 622.8 feet on a line parallel with and 650 feet east of the East line of said Southwest Quarter to the South line of the said Southeast 1/4 of Section 35; thence Westerly, 650 feet along said South line of the Southeast 1/4 to the South 1/4 Corner of said Section 35; thence Westerly, along the South line of the said Southwest 1/4 of said Section 35, 171 feet, more or less, to the North 1/4 Corner of Section 2, Town 6 North, Range 9 East; thence continuing Westerly, along the said South line of the Southwest 1/4, 484 feet, more or less, to the Point of Beginning. Said described area contains approximately: 28.29 acres, 1,232,209 square feet and 0.044 square miles, more or less.

2. Subsection (144) of Section 15.02 entitled "Wards and Ward Boundaries" of the Madison General Ordinances is hereby created to read as follows:

"(144) Ward 144. Commencing at the Southwest Corner of said Section 35; thence Easterly, 2013.8 feet, more or less, along the south line of the said SW 1/4 to the southeast corner of Belt Line Projects Plat, recorded in Vol. 16 of Plats on Pg. 27 as Document No. 874258, and the Point of Beginning of this description; thence N04°10'00"W, along the east line of said Belt Line Projects Plat, 1324 feet, more or less, to the northeast corner of said Belt Line Projects Plat, also being on the North line of the said Southeast 1/4 of the Southwest 1/4 of said Section 35; thence Easterly, along the said North line, 635 feet, more or less, to the intersection with the East line of the said Southwest 1/4 of said Section 35; thence Southerly, along said East line, 700 feet, more or less, to a point on the said East line which is 622.8 feet North of the South line of said Section 35, measured along said East line of the Southwest 1/4 of said Section 35; thence Easterly, along a line that is parallel to and 622.8 feet North of said South line, 650 feet, thence Southerly, 622.8 feet on a line parallel with and 650 feet east of the East line of said Southwest Quarter to the South line of the said Southeast 1/4 of Section 35; thence Westerly, 650 feet along said South line of the Southeast 1/4 to the South

1/4 Corner of said Section 35; thence Westerly, along the South line of the said Southwest 1/4 of said Section 35, 171 feet, more or less, to the North 1/4 Corner of Section 2, Town 6 North, Range 9 East; thence continuing Westerly, along the said South line of the Southwest 1/4, 484 feet, more or less, to the Point of Beginning. Said described area contains approximately: 28.29 acres, 1,232,209 square feet and 0.044 square miles, more or less. Polling place at Madison College-Goodman South Campus, 2429 Perry Street.

3. Subsection (14) of Section 15.03 entitled "Alder Districts" of the Madison General Ordinances is amended to read as follows:

(14) Fourteenth Alder District . Wards 74, 75, 76, 77, 78, 144, 145, 148, and 149.

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. This ordinance shall take effect at 11:59 p.m. on October 30, 2022 in accordance with the terms of the agreement and plan.