

## Office of the Madison City Clerk

210 Martin Luther King, Jr. Boulevard, Room 103, Madison, WI 53703-3342 PH: 608 266 4601 TDD: 608 266 6573 FAX: 608 266 4666

May 6, 2021

## ORD11356

Wisconsin Department of Administration Municipal Boundary Review PO Box 1645 Madison, WI 53701-1645



Dear MBR Team:

#### **ORDINANCE NO. 21-00052** ID NO. 65921 Jannah Village Attachment

I, Maribeth Witzel-Behl, City Clerk of the City of Madison, County of Dane, State of Wisconsin, pursuant to the City of Madison, Town of Burke Cooperative Plan, DO HEREBY CERTIFY adoption of attachment Ordinance No. 21-00052, ID No. 65921 on July 6, 2021; thereby attaching territory from the Town of Burke and attaching same to the City of Madison.

A certified copy of Ordinance No. 21-00052 which contains an accurate metes and bounds description of the territory so affected is attached and the population identified in the attached territory is zero (0). The effective date of this Ordinance is July 17, 2021.

Sincerely,

Maribeth Witzel-Behl Maribeth Witzel-Behl

City Clerk

MWB:eac

Wisconsin DOA, MBR Team

CC:

Dane County Register of Deeds Clerk, Town of Burke

AT&T (email) **Deforest School District** Madison Metropolitan School District (email) Middleton School District (email) Sun Prairie School District (email) Verona School District (email) MG&E – Gas & Electric (email) Tim Parks, Planning & Development Unit (email) City Streets Department – West (email) City Assessor, Debra Crary (email) Jeff Quamme, City Engineering (email) Eric Halvorson, Transportation (email) Heather Stouder, Planning Unit (email) Dane County Clerk, Scott McDonell (email) Capital Area Regional Planning Commission, Linda Firestone (email) Dane County Planning & Development, Jim Czaplicki (email) Dane County Tax Lister, Jim Czaplicki (email) Dane County EMS, J. Timothy Hillebrand (email) Dane County Public Safety Communications, Randy Forrand (email) Madison Area Metropolitan Planning Organization (email) Madison Metropolitan Sewer District, Curt Sauser (email) City Clerk file (scan & attach)

0 0 4 6 9 6 1 Tx:9327730

Jannah Village Attachment, Town of Burke

**Document Title** 

#### ATTACHMENT ORDINANCE

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**Document Number** 

This is to certify that the foregoing ordinance was adopted by the Common Council of the City of Madison, Wisconsin at a meeting held on the 6th day of July, 2021.

Jannah Village Attachment, Town of Burke Ordinance #: ORD-21-00052 ID#: 65921

KRISTI CHLEBOWSKI DANE COUNTY REGISTER OF DEEDS

DOCUMENT # 5759685 08/10/2021 02:07 PM Trans Fee: Exempt #: Rec. Fee: 30.00 Pages: 24

**Recording Area** 

Name and Return Address

City Clerk 210 Martin Luther King Jr. Blvd. Room 103 Madison, WI 53703

Parcel Identification Number (PIN)

Ψ.

August 10, 2021 Date	Date
Maibel Witzel-Be Signature of Clerk	Ll n/a Signature of Grantor
<u>Maribeth Witzel-Behl, City Clerk</u> *Name printed	*Name printed
This document was drafted by: (print or type name below)	STATE OF WISCONSIN, County of <u>Dane</u> Subscribed and sworn to before me on <u>August 10, 2021</u> by the above name operson (s).
Eric Christianson	Signature of notary or other person 4 · //
*Names of persons signing in any capacity must be typed or printed below their signature.	Print or type name: <u>Eric Christianson</u> Title: <u>Certified Municipal Clerk</u> Date commission expires: <u>3/27/2022</u>
clauses, legal description, etc., may be placed of	ter: <u>document title</u> , <u>name &amp; return address</u> , and <u>PIN</u> (if required). Other information such as the granting on this first page of the document or may be placed on additional pages of the document. Note: Use of this d \$2.00 to the recording fee. Wisconsin Statutes, 59.43(2m). USE BLACK INK. WRDA 5/1999



## **City of Madison**

#### Certified Copy

Ordinance: ORD-21-00052

#### File Number: 65921

#### Enactment Number: ORD-21-00052

City of Madison Madison, WI 53703 www.cityofmadison.com

Creating Section 15.01(626) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" attaching to the 3rd Aldermanic District lands adjacent to 754-904 Felland Road, and amending Section 15.02(155) of the Madison General Ordinances to attach the property to Ward 155.

DRAFTER'S ANALYSIS: This ordinance attaches land in the Town of Burke adjacent to the approved but unrecorded "Jannah Village" subdivision at 754-904 Felland Road. Attachment of these right of way sections to the City is a condition of approval for the subdivision.

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An ordinance to create Subsection (626) 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 May 27, 2021 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 the proposed 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 (626) of Section 15.01 entitled "City Boundaries" of the Madison General Ordinances is hereby created to read as follows:

"15.01(626) - There is hereby attached to the 3rd Aldermanic District, the City of Madison, Dane County, Wisconsin:

That part of Felland Road lying within part of Certified Survey Map No. 1799, recorded in the Dane County Register of Deeds Office in Volume 7 of Certified Surveys on pages 207 and 208, as Document No. 1443114 and a parcel of land located in the Southeast 1/4 of the Southwest 1/4 of Section 35, T8N, R10E, Town of Burke, Dane County, Wisconsin, being more particularly described as follows:

Commencing at the South 1/4 corner of said Section 35; thence N 00°49'57" E along the East line of the Southwest 1/4, 340.68 feet to a point on the East line of said Certified Survey Map No. 1799, the centerline of Felland Road, and to the Point of Beginning; thence continuing N 00°49'57" E along said East line of the Southwest 1/4 and the centerline of Felland Road, 987.12 feet to the Northeast corner of the Southeast 1/4 of the Southwest 1/4 of said Section

35; thence N 89°59'50" W, 33.00 feet to the West right-of-way of said Felland Road; thence along said West right-of-way of Felland Road for the next three courses; S 00°49'57" W, 713.96 feet to a point on the North line of said Certified Survey Map No. 1779; thence N 89°12'06" W along said North line of Certified Survey Map No. 1779, 7.00 feet to the Northeast corner of Lot 2 said Certified Survey Map No. 1779; thence S 00°49'57" W along the East line of said Lot 2 Certified Survey Map No. 1779, 272.70 feet to the Southwest corner of said Lot 2 Certified Survey Map No. 1779; thence S 89°12'02" E, 40.00 feet to the East line of said Southwest 1/4 of Section 35, the East line of Certified Survey Map No. 1799, the centerline of Felland Road, and the Point of Beginning. Said described parcel contains 34,476 sq. ft., 0.79 acres, or 0.0012 sq. mi. thereof;

Together with part of Felland Road, Bridle Way, and Walking Way right of way, Bridle Downs Subdivision, recorded in the Dane County Register of Deeds Office in Volume 27 of Plats, Page 19, as Document No. 1082510. Located in the Northeast 1/4 of the Southwest 1/4 of Section 35, T8N, R10E, Town of Burke, Dane County, Wisconsin, being more particularly described as follows:

Commencing at the South 1/4 corner of said Section 35; thence N 00°49'57" E along the East line of the Southwest 1/4, 1,925.84 feet to the Southeast corner of said Bridle Downs Subdivision, the centerline of Felland Road, and to the Point of Beginning; thence N 00°49'57" E along said East line of the Southwest 1/4 and the centerline of Felland Road, 50.21 feet to the centerline of Bridle Way; thence N 89°14'01" W along said centerline of Bridle Way, 659.09 feet to the centerline of Walking Way; thence S 00°51'57" W along said centerline of Walking Way, 119.97 feet to a point on the South boundary of said Bridle Downs Subdivision; thence along said South boundary line of Bridle Downs Subdivision for the next six courses S 89°14'20" E, 30.00 feet; thence N 00°51'57" E, 70.06 feet; thence along an arc of a curve concaved southeasterly having a radius of 20.00 feet and a long chord bearing of N 45°38'17" E, 28.08 feet; thence S 89°14'01" E, 549.81 feet; thence along an arc of a curve concaved southwesterly having a radius of 20.00 feet and a long chord bearing of S 44°13'00" E, 28.55 feet; thence S 89°12'51" E, 39.32 feet to a point on the East line of the Southwest 1/4, the Southeast corner of Bridle Downs Subdivision, the centerline of Felland Road, and the Point of Beginning. Said described parcel contains 23,438 sq. ft., 0.54 acres, or 0.0008 sq. mi. thereof."

2. Subsection (155) of Section 15.02 entitled "Wards and Ward Boundaries" of the Madison General Ordinances is created to read as follows:

"(155) <u>Ward 155</u>. That part of Felland Road lying within part of Certified Survey Map No. 1799, recorded in the Dane County Register of Deeds Office in Volume 7 of Certified Surveys on pages 207 and 208, as Document No. 1443114 and a parcel of land located in the Southeast 1/4 of the Southwest 1/4 of Section 35, T8N, R10E, Town of Burke, Dane County, Wisconsin, being more particularly described as follows:

Commencing at the South 1/4 corner of said Section 35; thence N 00°49'57" E along the East line of the Southwest 1/4, 340.68 feet to a point on the East line of said Certified Survey Map No. 1799, the centerline of Felland Road, and to the Point of Beginning; thence continuing N 00°49'57" E along said East line of the Southwest 1/4 and the centerline of Felland Road, 987.12 feet to the Northeast corner of the Southeast 1/4 of the Southwest 1/4 of said Section 35; thence N 89°59'50" W, 33.00 feet to the West right-of-way of said Felland Road; thence along said West right-of-way of Felland Road for the next three courses; S 00°49'57" W, 713.96 feet to a point on the North line of said Certified Survey Map No. 1779; thence N 89°12'06" W along said North line of Certified Survey Map No. 1779, 7.00 feet to the Northeast

corner of Lot 2 said Certified Survey Map No. 1779; thence S 00°49'57" W along the East line of said Lot 2 Certified Survey Map No. 1779, 272.70 feet to the Southwest corner of said Lot 2 Certified Survey Map No. 1779; thence S 89°12'02" E, 40.00 feet to the East line of said Southwest 1/4 of Section 35, the East line of Certified Survey Map No. 1799, the centerline of Felland Road, and the Point of Beginning. Said described parcel contains 34,476 sq. ft., 0.79 acres, or 0.0012 sq. mi. thereof;

Together with part of Felland Road, Bridle Way, and Walking Way right of way, Bridle Downs Subdivision, recorded in the Dane County Register of Deeds Office in Volume 27 of Plats, Page 19, as Document No. 1082510. Located in the Northeast 1/4 of the Southwest 1/4 of Section 35, T8N, R10E, Town of Burke, Dane County, Wisconsin, being more particularly described as follows:

Commencing at the South 1/4 corner of said Section 35; thence N 00°49'57" E along the East line of the Southwest 1/4, 1,925.84 feet to the Southeast corner of said Bridle Downs Subdivision, the centerline of Felland Road, and to the Point of Beginning; thence N 00°49'57" E along said East line of the Southwest 1/4 and the centerline of Felland Road, 50.21 feet to the centerline of Bridle Way; thence N 89°14'01" W along said centerline of Bridle Way, 659.09 feet to the centerline of Walking Way; thence S 00°51'57" W along said centerline of Walking Way, 119.97 feet to a point on the South boundary of said Bridle Downs Subdivision; thence along said South boundary line of Bridle Downs Subdivision for the next six courses S 89°14'20" E, 30.00 feet; thence N 00°51'57" E, 70.06 feet; thence along an arc of a curve concaved southeasterly having a radius of 20.00 feet and a long chord bearing of N 45°38'17" E, 28.08 feet; thence S 89°14'01" E, 549.81 feet; thence along an arc of a curve concaved southwesterly having a radius of 20.00 feet and a long chord bearing of S 44°13'00" E, 28.55 feet; thence S 89°12'51" E, 39.32 feet to a point on the East line of the Southwest 1/4, the Southeast corner of Bridle Downs Subdivision, the centerline of Felland Road, and the Point of Beginning. Said described parcel contains 23,438 sq. ft., 0.54 acres, or 0.0008 sq. mi. thereof. Polling Place at Door Creek Church, 6602 Dominion Drive."

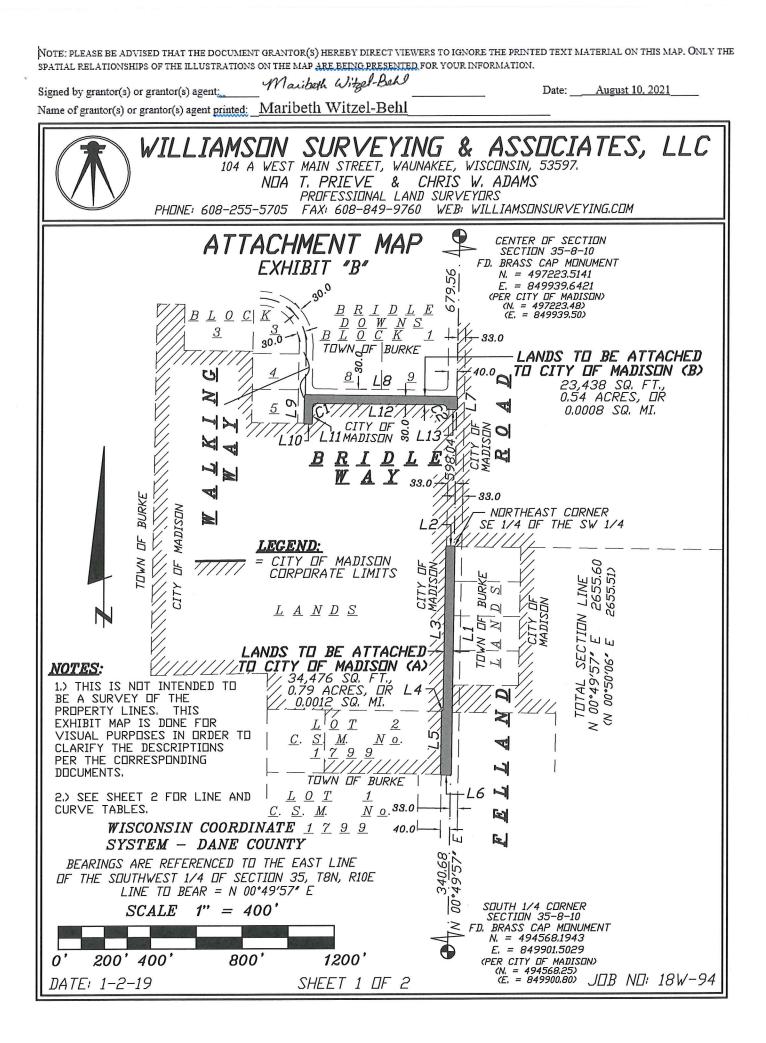
3. If any provision of this ordinance is invalid or unconstitutional, or if the application of this ordinance to any person or circumstances is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions or applications of this ordinance which can be given effect without the invalid or unconstitutional provision or application.

I, City Clerk Maribeth Witzel-Behl, certify that this is a true copy of Ordinance No. 21-00052, file id 65921, adopted by the Madison Common Council on July 6, 2021.

Marketh Witzel-Behl

8-10-2021

**Date Certified** 

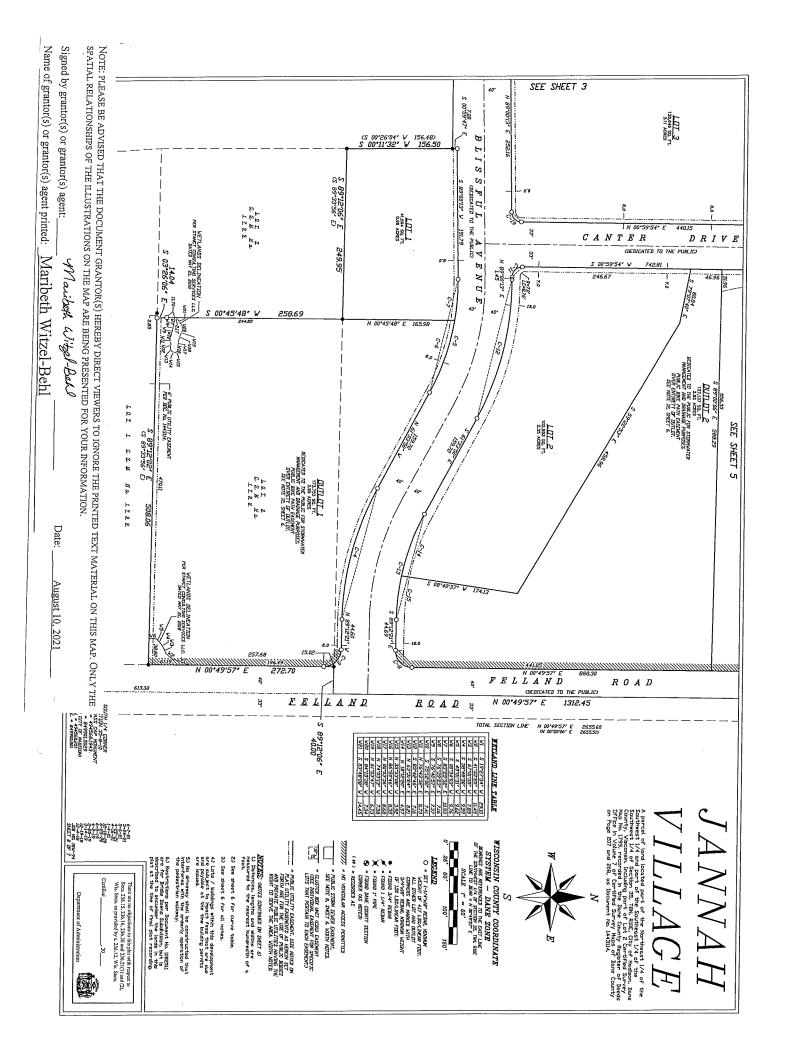


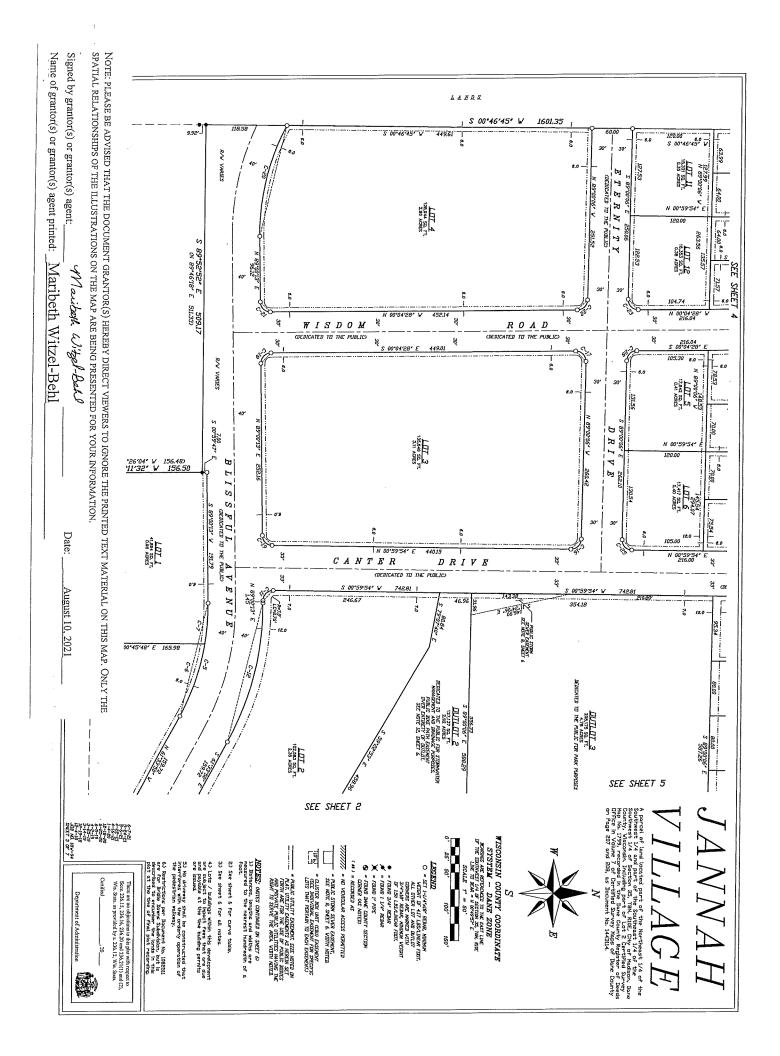
WILLIAMSON SURVEYING & ASSOCIATES, Li	LC
NDA T. PRIEVE & CHRIS W. ADAMS	
PROFESSIONAL LAND SURVEYORS PHONE: 608-255-5705 FAX: 608-849-9760 WEB: WILLIAMSONSURVEYING.COM	
ATTACHMENT MAP	
EXHIBIT "B"	
DRDIANCE No	
I.D. No	
DATE ADOPTED	
DATE PUBLISHED:	
DATE PUBLISHED:	
ALDERMANIC DISTRICT ATTACHED TO	
TOTAL AREA: 57,914 SQ. FT. DR 1.33 ACRES	
LINE TABLE:	
L# BEARING DIST.	
L1 N 00°49'57" E 987.12	
L2 N 89°59′50″ W 33.00 L3 S 00°49′57″ W 713.96	
(N 89*33'56" W)	
(S 00°26'04" W)	
L5 S 00°49′57″ W 272.70 (S 89°33′56″ E)	
L6 S 89°12'02" E 40.00 (N 00°12' E)	
L7 N 00°49′57″ E 50.21	
L8 N 89°14′01″ W 659.09 L9 S 00°51′57″ W 119.97	
(S 89°48' E)	
L10 S 89°14′20″ E 30.00 (N 00°12′ E) (70.00)	
L11 N 00°51′57″ E 70.06 (\$ 89°48′ E) (550.00)	
L12 S 89°14′01″ E 549.81	
(S 89°48′ E) (40.00) L13 S 89°12′51″ E 39.32	
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C-2     20.00     S 44*13'00" E     28.28)     31.79     91*04'13"     S 89*45'07" E	
SHEET 2 DF 2 JDB ND: 18W	/-94

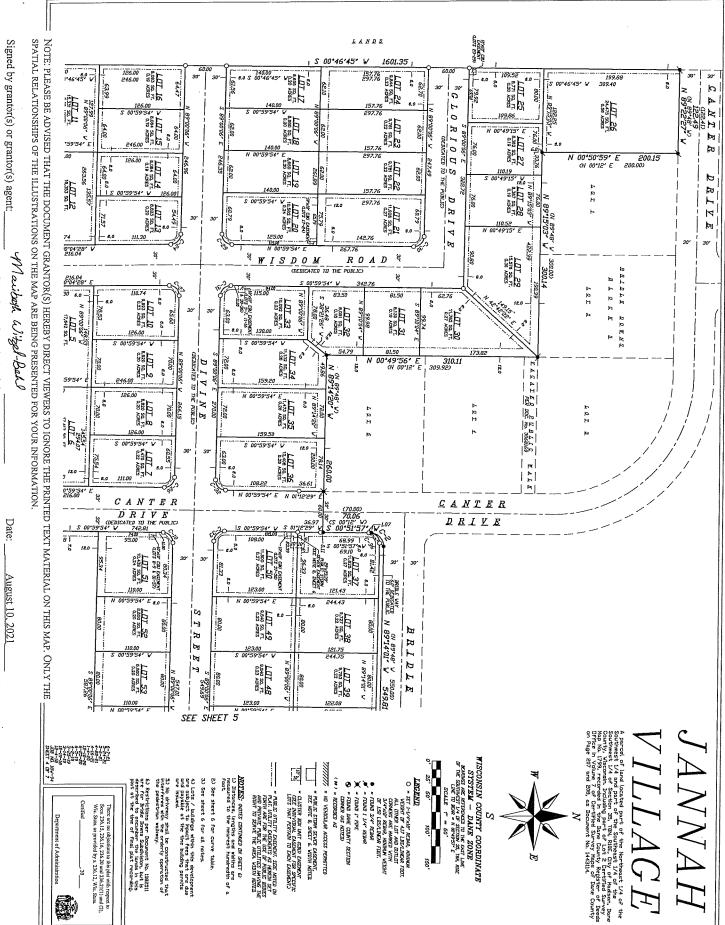
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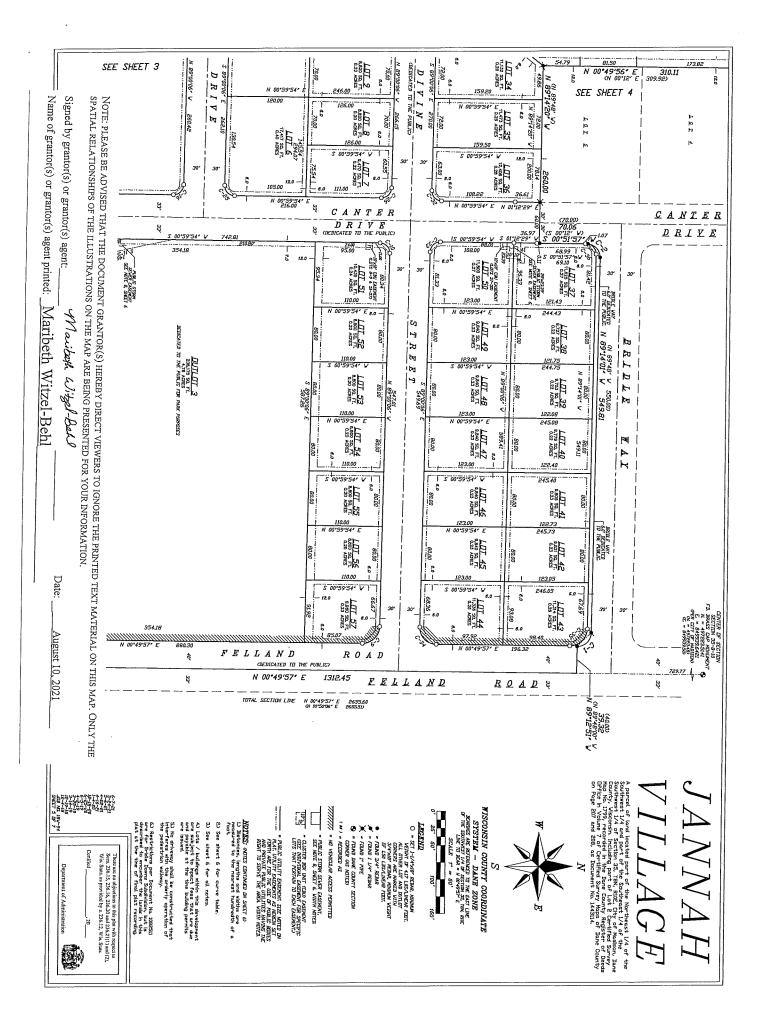








Name of grantor(s) or grantor(s) agent orinted Mariheth Witzel-Rehl



JANNAH VILLAB VABA VILLABE

NOTES CONTUNIED

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The intra-block enhances exercise that lie ended with the construction of each projeks structure in accordance with the approved starm water devinant plan on file with the UP Explorer and the Zoning Admisstrator, as avended in accordance with the Nadiani General Definances.

MTD. In the event of a city of Median plan carealisal market careens cound garrend periodian of a previously subbilded property. The underlying public externaris for admoce publicass are released and replaced by those required and created by the current approved subbildion.

8.) Public Easement Terms and Conditions

Public Storn Sever Easements

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Binding Effects This Exament shall run with the land described herein and shall be binding upon the owners of the Property and their successors in interest.

Release of Rights to Easements Created by Plate here we have not faither that was been an plate land which was required by a public body or which mease of relate body are public utility as partners shall be released be recording a separate easement release abcument with the Dane County Register of Deels in accordance with saccordance

9) Lots/buildings within this subdivision are subject to inpact fees that are due and payable at the time building permit(s) are issued.

10. No driverary shall be constructed that interferes with the orderly operation of the pedestrian waikensy.

11) Lot 2 Is restricted to 16 density units an acre consistent with the density recommendation for development in Housing Nk 2 in the Northeast Neighborhoods Development Plan.

12.) Public Sidewalk and Blke Path Easements:

Research of Esseners (Burke, A) ensuments essents over, houses a privation of the property citer "Esseners" kernol by the bark and the series and property series and the privation of additional fragments were by the City of Madion for public soft instances interviewing the Essential fragment of the endpiction for the use and property and the public soft (b) of Madion for the soft of the City of Madion for public soft instances the endpiction of the endpiction for the city of Madion for public soft (b) of Madion for the City of Madion for public soft were soft with Madion for the endpiction of the city of Madion for public soft with Madion for the soft of the city of Madion for the city of Madion for the construct with the form the city of Madion for the city of Madion for the city of the city of Madion for the city of Madion for the city of the city of the city of the city of the district on freedore trees. We the city of the city of the city of the city of district of properse.

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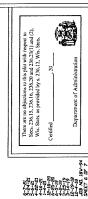
Limitations on Use of Eusenent Areau. The owner of the Property shall have the right to use the Eusenent Area of public process provides above uses have the end of the Chyrol of Hadaon hereunder. No buildings or structures of Ferces unreaked to the public care shall be constructed in our to proce chonce shall be not service to consert of the Chy of Nadaon Chyrol of Process in the Chyrol of Nadaon Structures of the Chyrol of Statement for the Chyrol of Nadaon Chyrol of Hadaon Structures of the Chyrol of the Chyrol of Nadaon Structures of the Chyrol of Nadaon Chyrol of Hadaon Chyrol of Nadaon Structures of the Chyrol of Nadaon Structures Ondolon Chyr Eighner of the customer of the Chyrol of Nadaon Structures Ondolon Chyrol Chyrol of Nadaon Structures of the Chyrol of Nadaon Structures Ondolon Chyrol Chyrol of Chyrol of Nadaon Structures Ondolon Chyrol Chyrol of Chyrol of Nadaon Structures Ondolon Chyrol Chyrol of Chyrol of Nadaon Structures Ondolon Chyrol Chyrol

Buding Effect. This Easement shall run with the land described herein and shall be binding upon the amores of the Property, and their successors in interest.

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# CURVE TABLE.

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AND DIST.	28.55	28.08	35.37	198.28	170.20	111.36	60.13	¥6'56	35,30	21.21	82.15	210.85	160.06	96.30	64.88	21.21	11772	86.13	20.84	166.62	P1.04	21.01	11/12	10.15	1212	21.21	21.41	21,01	ELEI	1212	21.21	21.21	13.13	35.41	35,38	21.19
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C-#	-5	2-2	6-3	*-3	ۍ-۲	يو ل-و	C-7	6-9	C-9	C-10	11-J	C-12	C-13	t-5	C-13	C-16	C-12	C-18	C-19	C-20	C-21	C22	C-23	C-24	C-25	C-26	C-27	C28	C29	C-30	C-31	C-32	C-33	C-34	C-33	C-36



NNAH VILLAGE	he Southwest 1/4 and part of the Southeast 1/4 of the are County, Visconsin, Including part of Lot 2 Centified or of Deeds Office in Volume 7 of Centified Survey Maps 314.	CITY OF MADISON COMMON COUNCIL CERTIFICATE: Becoved that the right of 'lemoth villand' inclusion we havelon we havelon	epproved by Encreterit Number	Dete this day of2002020202020202020202020020202002020		CITT OF MADISON PLAN COMMISSION CERTIFICATE: Approved for recording per the secretary of the City of Madison Plan Convision.	Katther Vachter, Secretary of Plan Conneadon City of Madison, Done County, Visconsin	CUTY OF MADISON TREASURER'S CERTIFICATE. 1 Prior Emailier basins the Address and and and an Address American and the Date	of balleton, inter chartery. Varectards de hereby stretch and another with the recently in the recently in the recently in the recently in the recent in the plat of larvair and states are unable stretch stretch as freetang any of the internet plate. The plat of larvair Village StateNates of this day of another stretch and the stretch as the stretch and the stretch and the stretch as the stretch and the stretch as the stretch and the stretch as the	Craig Franklin, City Treesurer, City of Nadison, Done Courty, Visconsh	ימאייטנענענער אראטאראטאר אראטאראטאר אראטאראטער אראטאראטער	LEADING INCOMENT ADMINISTICATION DEVICE INCOMENT OF A DEVICE OF A DEVICE ADMINISTICATION OF A DEVICE OF A DEVICE ADMINISTICATION OF ADMINISTICATION OF ADMINISTICATION OF A DEVICE ADMINISTICATION OF ADMINISTICATIONO OF ADMINISTICATIONO OF ADMINISTICATIONO OF ADMINISTICATIONO OF ADMINISTICATIONO ADMINISTICATIONO ADMINISTICATIONO ADMINISTICATIONO ADMINISTICATION OF ADMINISTICATIONO ADMINISTICATIONO ADMINIS	Date Adam Gallagher, Tressurer	County of Bare	RRCISTER OF DEEDS: Reneared for whe according this of Parts of Bare Courty on papelos k and recreated in Voices of Parts of Bare Courty on papelos	as Docivent No.	Kristi Chleborski Kristi Ended of Dare Courty					Theme on an obtaining the advectory of the	Provide Sec. 201.3, 201.6, 200.201.8, 1135,421.0   Provide Sec. 201.3, 201.6, 200.201.8, 1145,421.0   Provide Sec. 201.3, 201.6, 201.201.8, 1145,421.0   Provide Sec. 201.3, 201.6, 201.8, 1146,421.0   Provide Sec. 201.2, 201.7, 201.6, 201.8, 1146,421.0   Provide Sec. 201.2, 201.6, 201.8, 1146,421.0   Provide Sec. 201.8, 1146,421.0		Department of Administration
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From: DAVID PROCKNOW <dtprocknow@sbcglobal.net> Sent: Tuesday, July 06, 2021 8:35 PM To: Mayor <Mayor@cityofmadison.com>; Attorney <Attorney@cityofmadison.com>; Planning <planning@cityofmadison.com>; All Alders <allalders@cityofmadison.com> Subject: THE FACTS

Caution: This email was sent from an external source. Avoid unknown links and attachments.

THE FACTS... (POST COUNCIL MEETING ON 7/6/2021)

THE COMMENTS MADE BY MS. HEATHER STAUTER AND ATTY. MICHAEL HAAS ARE LIES AND LACK MERIT AND WILL BE DEALT WITH ACCORDINGLY.

MS. STAUTER IS GROSSLY MISINFORMED, THE MAP THAT WAS SHOWN TO COUNCIL MEMBERS IS "GENERIC" IN FORM AND GROSSLY INACCURATE.

THE STATEMENTS, MAPS, AND DIAGRAMS THAT I SUBMITTED ARE 100% ACCURATE AND CAN BE VERIFIED BY THE COURTS...THERE IS NO MISTAKE.

BRIDLE WAY AND THE GREENSPACE THAT ADJOINS IT TO THE SOUTH ARE INDEED PART OF THE "PROTECTED AREA" KNOWN AS BRIDLE DOWNS.

AGAIN, I ASK THAT THE COMMON COUNCIL CAREFULLY EVALUATE THE FACTS...I ASK FOR AND DEMAND A "JUDICIAL REVIEW" OF THIS MATTER!

JUST TO BE CLEAR, THIS "PROTECTED" NEIGHBORHOOD KNOWN AS BRIDLE DOWNS CANNOT "LEGALLY" BE ATTACHED TO UNTIL THE YEAR 2036!

I WILL NOT BE BULLIED OR OTHERWISE LIED TO BY CITY OFFICIALS...THERE ARE LAWS AND REGULATIONS THAT WE ALL NEED TO ADHERE TO!

ENTHUSIASTIC?

(OPPOSE) NO, ABSOLUTELY NOT TO MS. HEATHER STAUTER!

#### DAVID A. PROCKNOW

From: DAVID PROCKNOW <dtprocknow@sbcglobal.net>

Sent: Tuesday, July 06, 2021 2:23 PM

To: townofburkechair@frontier.com; townofburkesupervisor3@frontier.com;

townofburkesupervisor5@frontier.com; christruittownofburke@gmail.com; stierensjeff@gmail.com; All Alders <allalders@cityofmadison.com>; Attorney <Attorney@cityofmadison.com>; Planning <planning@cityofmadison.com>

Subject: Petition for attachment by unanimous consent

Caution: This email was sent from an external source. Avoid unknown links and attachments.

THIS NEIGHBORHOOD IS A DESIGNATED "PROTECTED AREA"

A PETITION, UNANIMOUS CONSENT?

ILLEGAL AND UNACCEPTABLE...THERE WILL BE SERIOUS RAMIFICATIONS THAT WILL RESULT FROM THIS CARELESS ACT OF AGGRESSION!

I SURE HOPE YOU ALL HAVE SOME DEEP POCKETS!

## PETITION FOR ATTACHMENT BY UNANIMOUS CONSENT

(Section 66.0307, Wis. Stats.)

TO: Clerk, City of Madison 210 Martin Luther King Jr. Blvd, Rm. 103 Madison, WI 53703 Clerk, Town of Burke 5365 Reiner Rd. Madison, WI 53718

The undersigned, "**Owner**", constituting all of the Owners of the Real Property located within the territory described below, do hereby unanimously petition the Common Council of the City of Madison, a municipal corporation located in Dane County, Wisconsin, to attach the territory described below from the Town of Burke, located in Dane County, Wisconsin.

The territory proposed for attachment from the Town of Burke to the City of Madison is more particularly described on Exhibit "A", and is shown on the scale map attached as Exhibit "B"(collectively the **"Territory"**). The tax parcel of the Territory within Felland Road does not exist and is adjacent to parcel No.'s 251/0810-353-0098-8 and 251/0810-353-0097-0 and the tax parcel of the Territory within Bridle Way does not exist and is adjacent to parcel No. 251/0810-353-0099-6.

The undersigned request that this attachment be approved and take effect in the manner provided for by law.

This Petition for Attachment is being signed by all Owners of all of the Real Property in area within the Territory described in Exhibit "A"; and is filed pursuant to Section 66.0307, Wis. Stats.

**OWNER: Simply Homes LLC** 

Lindsay Hagens, Managing Member

Date:\_\_\_\_\_

OWNER: Town of Burke Unnen Authorized Representative Date: 5-254-2021

## PETITION FOR ATTACHMENT BY UNANIMOUS CONSENT

(Section 66.0307, Wis. Stats.)

TO: Clerk, City of Madison 210 Martin Luther King Jr. Blvd, Rm. 103 Madison, WI 53703

Clerk, Town of Burke 5365 Reiner Rd. Madison, WI 53718

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OWNER: Simply Homes LLC

Date: 5/25/21

**OWNER: Town of Burke** 

Authorized Representative

Date:

### EXHIBIT "A"

#### **ATTACHEMENT DESCRIPTION (A)**

That part of Felland Road lying within part of Certified Survey Map No. 1799, recorded in the Dane County Register of Deeds Office in Volume 7 of Certified Surveys on pages 207 and 208, as Document No. 1443114 and a parcel of land located in the Southeast 1/4 of the Southwest 1/4 of Section 35, T8N, R10E, Town of Burke, Dane County, Wisconsin, being more particularly described as follows:

Commencing at the South 1/4 corner of said Section 35; thence N 00°49'57" E along the East line of the Southwest 1/4, 340.68 feet to a point on the East line of said Certified Survey Map No. 1799, the centerline of Felland Road, and to the point of beginning.

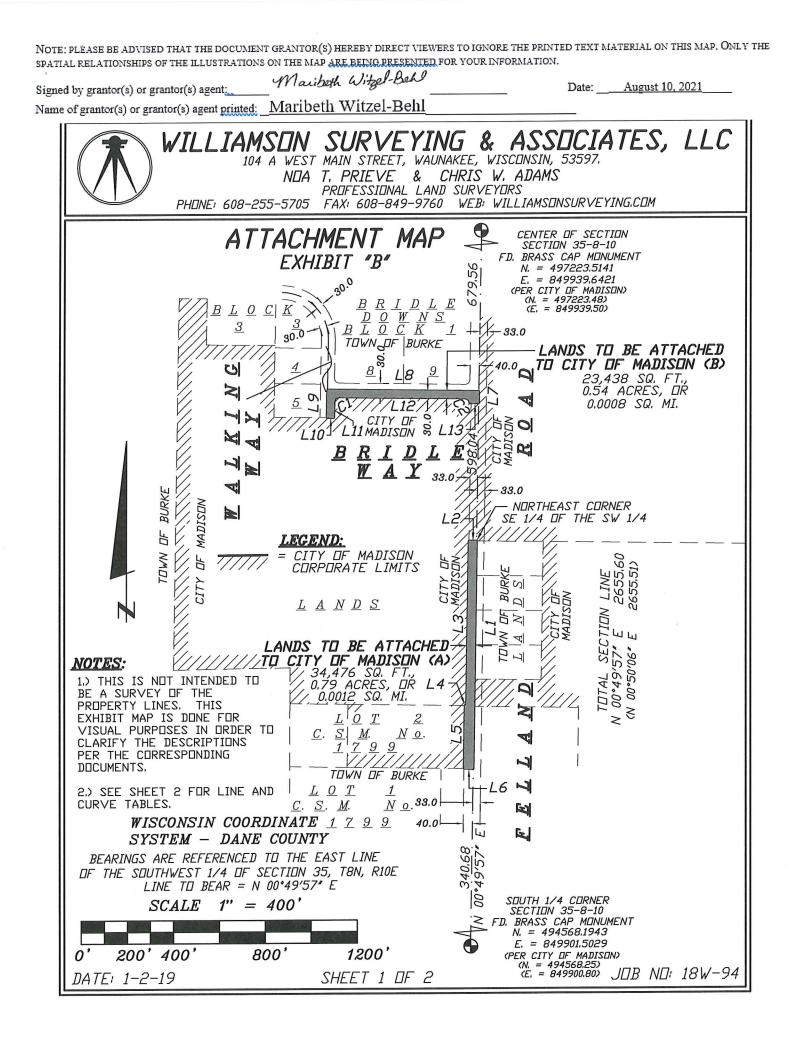
Thence continue N 00°49'57" E along said East line of the Southwest 1/4 and the centerline of Felland Road, 987.12 feet to the Northeast corner of the Southeast 1/4 of the Southwest 1/4 of said Section 35; thence N 89°59'50" W, 33.00 feet to the West right-of-way of said Felland Road; thence along said West right-of-way of Felland Road for the next 3 courses S 00°49'57" W, 713.96 feet to a point on the North line of said Certified Survey Map No. 1779; thence N 89°12'06" W along said North line of Certified Survey Map No. 1779, 7.00 feet to the Northeast corner of Lot 2 said Certified Survey Map No. 1779; thence S 00°49'57" W along the East line of said Lot 2 Certified Survey Map No. 1779, 272.70 feet to the Southwest corner of said Lot 2 Certified Survey Map No. 1779; thence S 89°12'02" E, 40.00 feet to the East line of said Southwest 1/4 of Section 35, the East line of Certified Survey Map No. 1799, the centerline of Felland Road, and the point of beginning. This parcel contains 34,476 sq. ft., 0.79 acres, or 0.0012 sq. mi. thereof.

#### **ATTACHEMENT DESCRIPTION (B)**

Part of Felland Road, Bridle Way, and Walking Way right-of-way, Bridle Downs Subdivision, recorded in the Dane County Register of Deeds Office in Volume 27 of Plats, Page 19, as Document No. 1082510. Located in the Northeast 1/4 of the Southwest 1/4 of Section 35, T8N, R10E, Town of Burke, Dane County, Wisconsin, being more particularly described as follows:

Commencing at the South 1/4 corner of said Section 35; thence N 00°49'57" E along the East line of the Southwest 1/4, 1,925.84 feet to the Southeast corner of said Bridle Downs Subdivision, the centerline of Felland Road, and to the point of beginning.

Thence continue N 00°49'57" E along said East line of the Southwest 1/4 and the centerline of Felland Road, 50.21 feet to the centerline of Bridle Way; thence N 89°14'01" W along said centerline of Bridle Way, 659.09 feet to the centerline of Walking Way; thence S 00°51'57" W along said centerline of Walking Way, 119.97 feet to a point on the South boundary of said Bridle Downs Subdivision; thence along said South boundary line of Bridle Downs Subdivision for the next 6 courses S 89°14'20" E, 30.00 feet; thence N 00°51'57" E, 70.06 feet; thence along an arc of a curve concaved southeasterly having a radius of 20.00 feet and a long chord bearing of N 45°38'17" E, 28.08 feet; thence S 89°14'01" E, 549.81 feet; thence along an arc of a curve concaved southwesterly having a radius of 20.00 feet and a long chord bearing of S 44°13'00" E, 28.55 feet; thence S 89°12'51" E, 39.32 feet to a point on the East line of the Southwest 1/4, the Southeast corner of Bridle Downs Subdivision, the centerline of Felland Road, and to the point of beginning. This parcel contains 23,438 sq. ft., 0.54 acres, or 0.0008 sq. mi. thereof.



104 A WEST	I SURVEYING & ASSICIATES, LLC     ST MAIN STREET, WAUNAKEE, WISCONSIN, 53597.     A T. PRIEVE & CHRIS W. ADAMS     PROFESSIONAL LAND SURVEYORS     5 FAX: 608-849-9760	.C
	ATTACHMENT MAP EXHIBIT "B"	
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DATE ADDF	PTED	
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C-# RADIUS CHORD	BEARING ARC DELTA TANGENT BEARING	
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C-2 20.00 S 44*48' C-2 20.00 S 44*13'0	3'00" E 28.28)	
	SHEET 2 OF 2 JOB NO: 18W-9	94

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From: DAVID PROCKNOW <dtprocknow@sbcglobal.net> Sent: Tuesday, July 06, 2021 11:02 AM

To: Mayor <Mayor@cityofmadison.com>; Parisi, Joseph <parisi@countyofdane.com>; All Alders <allalders@cityofmadison.com>; townofburkechair@frontier.com; Andrew Schauer <schauer.andrew@countyofdane.com>; Halverson, Gary <district17@cityofmadison.com>; Planning <planning@cityofmadison.com>; Clerk <clerk@cityofmadison.com>; Attorney <Attorney@cityofmadison.com>; simplyhomesproperties@gmail.com Subject: Fw: ILLEGAL ATTACHMENT TO A PROTECTED AREA

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ADDENDUM ...

AGENDA ITEM 65708

PETITION # 05-27-21

(IN OPPOSTION)

TAKE NOTICE, LISTEN UP, AND FOLLOW THE RULES...THERE ARE LAWS, THERE HAS BEEN NO ACCOUNTABILITY, NO MEANS NO!

A "PETITION FOR ATTACHMENT BY UNANIMOUS CONSENT" DOES NOT APPLY HERE...THE TOWN OF BURKE CANNOT GIVE THIS LAND AWAY!

AGAIN, THIS IS ILLEGAL, WHAT YOU'RE DOING IS WRONG, THIS IS A "PROTECTED AREA", NO ATTACHMENT...THERE WILL BE CONSEQUENCES!

THE TOWN OF BURKE, THE CITY OF MADISON, AND SIMPLY HOMES LLC WILL BE HELD ACCOUNTABLE FOR THEIR ACTIONS

WHAT DON'T YOU UNDERSTAND?

(THIS SERVES AS A FORMAL REQUEST FOR JUDICIAL REVIEW)

From: DAVID PROCKNOW <dtprocknow@sbcglobal.net> Sent: Monday, July 05, 2021 6:41 PM To: Planning <planning@cityofmadison.com> Subject: Fw: ILLEGAL ATTACHMENT TO A PROTECTED AREA

----- Forwarded Message -----

From: DAVID PROCKNOW <<u>dtprocknow@sbcglobal.net</u>> To: Mayor <<u>mayor@cityofmadison.com</u>>; All Alders <<u>allalders@cityofmadison.com</u>>; <u>attorney@cityofmadison.com</u> <<u>attorney@cityofmadison.com</u>>; Stouder Heather <<u>hstouder@cityofmadison.com</u>>; townofburkechair@frontier.com <<u>townofburkechair@frontier.com</u>>; <u>christruittownofburke@gmail.com</u> <<u>christruittownofburke@gmail.com</u>>; <u>townofburkesupervisor3@frontier.com</u> <<u>townofburkesupervisor3@frontier.com</u>>; <u>townofburkesupervisor5@frontier.com</u> <<u>townofburkesupervisor5@frontier.com</u>>; <u>stierensjeff@gmail.com</u>>; <u>stierensjeff@gmail.com</u>>; Gary Halverson <<u>district17@cityofmadison.com</u>> Sent: Monday, July 5, 2021, 05:43:32 PM CDT Subject: ILLEGAL ATTACHMENT TO A PROTECTED AREA

To all,

This PROPOSAL is absolutely OUTRAGEOUS!

(FORMAL REQUEST FOR JUDICIAL REVUE)

The Township and it's administrators and board members should be ASHAMED of themselves...

The Town Of Burke has absolutely no right whatsoever to give these POTECTED lands away and the City Of Madison has absolutely no right to take them. This is OUR neighborhood and we take serious OFFENSE to those that want to give it or otherwise take it away...this is absolutely OUTRAGEOUS!

This neighborhood is PROTECTED against any and all ATTACHMENT of any kind (in whole or in part) by ANY named entity notably Simply Homes LLC and/or the City Of Madison until 2036!

This letter serves as notice to ALL that you will be met with STRONG OPPOSITION, this also serves notice of a request for JUDICIAL REVUE under state statute 66.0307 (4m) 5 (b)...let the courts decide!

NOBODY of course has asked us what our views are, which are in LEGAL OPPOSITON or filed and/or submitted for our review a PUBLIC IMPACT STATEMENT for this PROPOSED ATTACHMENT.

You can LEGALLY ATTACH to Felland Road but NOT Bridle Way OR Canter Drive (Walking Way) these ARE NOT and CAN NOT be part of the ANNEXACTION or "so-called" COMPREHENSIVE PLAN!

See photographs for surveyed PROPERTY CORNER and LOT LINE.

IN OPPOSITION...NO ATTACHMENT!

David A. Procknow 3592 Canter Drive Madison, Wi. 53718



Toty Pr	Canter Dr. canuer Can Bride Way Jannah Village	DNO NO	TIQU
	Water Resources, Source	s: Esri, HERE, Gannin, USGS, Intermap, Esri Japan, METI, Esri China (Hong Kong SCc, 9 OpenStreetMap contributors, and	ty Road A Esri the GIS

10. What does it mean to be in a Protected Area? Response: Protected Areas will remain in the Town of Burke until Burke is dissolved in 2036. At that point, properties in this area will become a part of Madison.

Note: please be advised that the document grantor(s) hereby direct viewers to ignore the printed text material on this map. Only the spatial relationships of the illustrations on the map are being presented for your information. Signed by grantor(s) or grantor(s) agent: Maibeth Witzel-Behl Date: August 10, 2021

Signed by grantor(s) or grantor(s) agent: Date: \_\_\_\_\_August 10, 2021 Name of grantor(s) or grantor(s) agent printed: Maribeth Witzel-Behl