

# The State of Wisconsin

Office of the Secretary of State

## **CITY 145**

CITY OF MADISON

COUNTY OF DANE

ANNEXATION ORDINANCE NUMBER 13088

FILED JULY 18, 2002

C-145



Department of Revenue  
Office of the City Clerk

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

July 16, 2002

Annexations and Railroads  
Division of Government Records  
Office of the Secretary of State  
P. O. Box 7848  
Madison WI 53707-7848

Dear Mr. LaFollette:

ORDINANCE NO. 13088  
ID NO. 31523  
McKenzie 300 Corp. Annexation

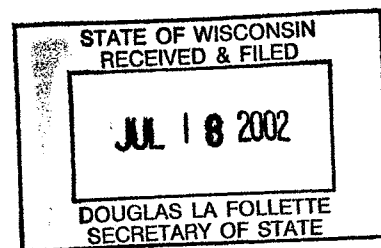
I, Ray Fisher, City Clerk of the City of Madison, County of Dane, State of Wisconsin, pursuant to Sections 66.021(5)(a), 66.021(8)(a) and 66.03, Wisconsin Statutes, DO HEREBY CERTIFY adoption of annexation Ordinance No.13088, ID No.31523 on June 4, 2002; thereby accepting the petition filed in our office on February 6, 2002, and thereby detaching territory from the Town of Middleton and annexing same to the City of Madison.

This letter shall serve as notice that the Common Council failed to reject the Petition for Annexation, accepted the Petition for Direct Annexation and adopted the above noted ordinance. A certified copy of Ordinance No.13088, which contains an accurate metes and bounds description of the territory so affected is attached. The Petition for Direct Annexation filed in this matter identifies the population in the annexed territory to be zero (0).

Sincerely,

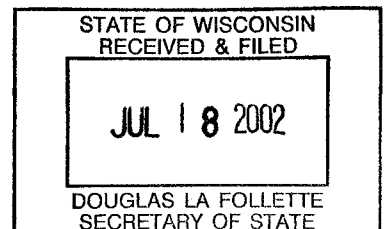
Ray Fisher  
City Clerk

RF:tlp



cc:

Dane County Register of Deeds  
Clerk, Town of Middleton  
Alliant Energy  
Middleton-Cross Plains School District Clerk  
TDS Telecom  
Al Martin, Planning & Development Unit  
Roger Goodwin, City Streets Department - West  
City Assessor  
Eric Pederson, City Engineering (4)  
Kevin Fahey, Traffic Engineering  
Gregg Knudtson, Fire Department  
Dane County Clerk  
Dane County Regional Planning Commission  
Dane County Land Regulation & Records  
Dane County Public Safety Communications  
Dane County EMS  
Madison Area Metropolitan Planning Organization  
Madison Metropolitan Sewer District



**AGENDA #** \_\_\_\_\_

Copy Mailed to Alderpersons \_\_\_\_\_

**CITY OF MADISON, WISCONSIN**

AN ORDINANCE \_\_\_\_\_

creating Section 15.01(510) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" annexing to the 9th Aldermanic District, the McKenzie 300 Corp. annexation and assigning a temporary zoning classification of A Agriculture District, creating Section 15.02(110) of the Madison General Ordinances to include the newly annexed property in Ward 110, and amending Section 15.03(9) of the Madison General Ordinances to include the newly created Ward 110 in Aldermanic District 9.

PRESENTED April 9, 2002 (TITLE ONLY)

REFERRED Plan Commission;

5-21-02 Common Council Meeting

REREFERRED \_\_\_\_\_

REPORTED BACK May 7, 2002

June 4, 2002

ADOPTED  X  POF \_\_\_\_\_

RULES SUSP. \_\_\_\_\_ TABLED \_\_\_\_\_

PUBLIC HEARING \_\_\_\_\_

\*\*\*\*

MAYOR SIGNED \_\_\_\_\_

PUBLISHED \_\_\_\_\_

\*\*\*\*

APPROVAL OF FISCAL NOTE IS NEEDED BY THE COMPTROLLER'S OFFICE  
Approved By \_\_\_\_\_  
Comptroller's Office

\*\*\*\*

ORDINANCE NUMBER 13088

ID NUMBER 31523

Drafted by: Katherine C. Noonan  
Assistant City Attorney

Date: March 19, 2002

Fiscal Note: No expenditure required.

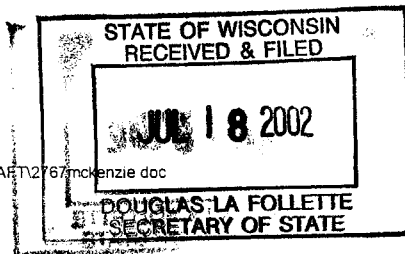
SPONSORS: Ald. Skidmore

An ordinance to create Subsection (510) 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 with scale map attached was filed with the City Clerk of Madison on March 1, 2002, and mailed to the Clerk of the Town of Middleton on March 1, 2002, and the Municipal Boundary Review Section, Department of Commerce, State of Wisconsin, on March 1, 2002, and has been presented to the City Common Council requesting annexation 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 real property in the territory. There are 0 electors residing within the territory, which lies contiguous to the City of Madison; and

WHEREAS, the City Plan Commission and Common Council adopted the Blackhawk Neighborhood Development Plan in march, 1994 and services can be extended to the lands proposed ofr annexation; and

WHEREAS, the Blackhawk Neighborhood Development Plan recommended low density residential, land use on the lands to be annexed with a portion required for stormwater purposes; and



Approved as to form:

*Larry W. O'Brien*

Larry W. O'Brien, Interim City Attorney

WHEREAS, pursuant to Sec. 28.04(7), Madison General Ordinances, the annexed territory is declared to be in the Temporary A Agriculture District and the annexation and temporary zoning were considered by the Plan Commission at its meeting of April 15, 2002, and adoption of the said annexation and zoning were recommended; and

WHEREAS, investigation by the City of Madison discloses that as of this date the above representations are true, and the determination of the Department of Commerce, Municipal Boundary Review Section, State of Wisconsin, that the below described annexation has been reviewed and found to be in the public interest, having been reviewed, the Common Council now accepts the petition as sufficient and determines that the said annexation proceeding meets the requirements of the Wisconsin Statutes;

NOW, THEREFORE, the Common Council of the City of Madison do ordain as follows:

1. Subsection (510) of Section 15.01 of the Madison General Ordinances is hereby created to read as follows:

"15.01(510) - There is hereby annexed to the 9th Aldermanic District, the City of Madison, Dane County, Wisconsin, the following described property; and pursuant to the provisions of Sec. 28.04(7), Madison General Ordinances, and in accordance with the recommendation of the Plan Commission of the City of Madison, Dane County, Wisconsin, the territory annexed by this ordinance is hereby assigned a temporary zoning classification of A Agriculture District:

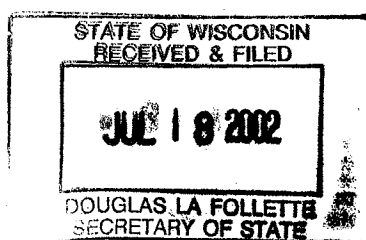
Part of the SW1/4 of the SW 1/4 of Section 16, T 7N, R8E, Town of Middleton, Dane County, Wisconsin, described as follows:

Commencing at the West 1/4 corner of said Section 16; thence S00°14'20"W (recorded as S00°07'58"E and S00°08'05"E per City of Madison control) along the West line of said Southwest 1/4, 1327.98 feet to the point of beginning; thence continuing S00°14'20"W along said West line, 810.17 feet; thence N89°59'15"E, 88.00 feet; thence S00°14'20"W, 10.00 feet to the North line of Certified Survey Map No. 3977; thence N89°59'15"E (recorded as S85°05'50"E) along said North line and its Easterly extension, 341.45 feet; thence S00°16'46"W, 112.59 feet; thence N90°00'00"E, 226.11 feet; thence N00°15'11"E, 55.00 feet; thence N83°25'40"E, 127.73 feet; thence S81°06'19"E, 132.54 feet; thence S10°20'37"E, 208.92 feet; thence S66°19'52"E, 86.13 feet; thence S22°31'00"E, 221.40 feet to the South line of said Southwest 1/4 of Section 16; thence N90°00'00"E (recorded as N89°38'04"E) along said South line, 207.64 feet; Thence N00°14'45"E, 1330.32 feet (recorded as N00°06'56"W, 1330.35 feet) to the South line of Certified Survey Map No. 4815; thence S89°54'22"W (recorded as S89°32'25"W) along said South line, 1324.19 feet to the West line of the Southwest 1/4 of Section 16 and the point of beginning. Containing approximately 1,294,520 square feet, or 29.7181 acres, or 0.04643451 square miles."

2. Subsection (110) of Section 15.02 entitled "Wards and Ward Boundaries" of the Madison General Ordinances is hereby created to read as follows:

"(110) Ward 110. There is hereby annexed to the 9th Aldermanic District, the City of Madison, Dane County, Wisconsin, the following described property; and pursuant to the provisions of Sec. 28.04(7), Madison General Ordinances, and in accordance with the recommendation of the Plan Commission of the City of Madison, Dane County, Wisconsin, the territory annexed by this ordinance is hereby assigned a temporary zoning classification of A Agriculture District:

Part of the SW1/4 of the SW 1/4 of Section 16, T7N, R8E, Town of Middleton, Dane County, Wisconsin, described as follows:



Commencing at the West 1/4 corner of said Section 16; thence S00°14'20"W (recorded as S00°07'58"E and S00°08'05"E per City of Madison control) along the West line of said Southwest 1/4, 1327.98 feet to the point of beginning; thence continuing S00°14'20"W along said West line, 810.17 feet; thence N89°59'15"E, 88.00 feet; thence S00°14'20"W, 10.00 feet to the North line of Certified Survey Map No. 3977; thence N89°59'15"E (recorded as S85°05'50"E) along said North line and its Easterly extension, 341.45 feet; thence S00°16'46"W, 112.59 feet; thence N90°00'00"E, 226.11 feet; thence N00°15'11"E, 55.00 feet; thence N83°25'40"E, 127.73 feet; thence S81°06'19"E, 132.54 feet; thence S10°20'37"E, 208.92 feet; thence S66°19'52"E, 86.13 feet; thence S22°31'00"E, 221.40 feet to the South line of said Southwest 1/4 of Section 16; thence N90°00'00"E (recorded as N89°38'04"E) along said South line, 207.64 feet; Thence N00°14'45"E, 1330.32 feet (recorded as N00°06'56"W, 1330.35 feet) to the South line of Certified Survey Map No. 4815; thence S89°54'22"W (recorded as S89°32'25"W) along said South line, 1324.19 feet to the West line of the Southwest 1/4 of Section 16 and the point of beginning. Polling place at High Point Church, 7702 Old Sauk Road."

3. Subsection (9) entitled "Ninth Aldermanic District" of Section 15.03 entitled "Aldermanic Districts" of the Madison General Ordinances is amended to read as follows:

"(9) Ninth Aldermanic District, Wards 79, 80, 81, 82, 83, 104, and 105, and 110."

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.

EDITOR'S NOTE: Pursuant to Sec. 66.0217(8), Wis. Stats., this annexation ordinance must be enacted by a two-thirds vote of the elected members of the Common Council or at least 14 votes. A separate roll call vote is requested on the temporary zoning.

Adopted on roll call at a regular meeting of the Common Council of the City of Madison, Wisconsin, held on

Annexation vote:

Temporary Zoning vote:

Ayes: 19  
Noes: 0

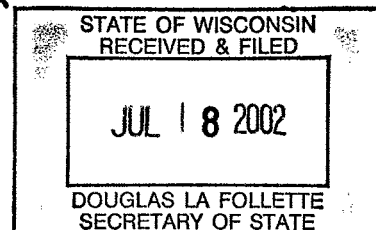
Ayes: 19  
Noes: 0

(1 Absent: Borchardt)

  
\_\_\_\_\_  
Mayor's Signature

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 4<sup>th</sup> day of June, 20 02

  
\_\_\_\_\_  
City Clerk



MAR - 4 2002

MUNICIPAL BOUNDARY REVIEW

**Annexation Description:**

Part of the Southwest 1/4 of the Southwest 1/4 of Section 16, T7N, R8E, Town of Middleton, Dane County, Wisconsin, described as follows:

Commencing at the West 1/4 corner of said Section 16; Thence S00°14'20"W (recorded as S00°07'58"E and S00°08'05"E per City of Madison control) along the West line of said Southwest 1/4, 1327.98 feet to the point of beginning; Thence continuing S00°14'20"W along said West line, 810.17 feet; Thence N89°59'15"E, 88.00 feet; Thence S00°14'20"W, 10.00 feet to the North line of Certified Survey Map No. 3977; Thence N89°59'15"E (recorded as S85°05'50"E) along said North line and its Easterly extension, 341.45 feet; Thence S00°16'46"W, 112.59 feet; Thence N90°00'00"E, 226.11 feet; Thence N00°15'11"E, 55.00 feet; Thence N83°25'40"E, 127.73 feet; Thence S81°06'19"E, 132.54 feet; Thence S10°20'37"E, 208.92 feet; Thence S66°19'52"E, 86.13 feet; Thence S22°31'00"E, 221.40 feet to the South line of said Southwest 1/4 of Section 16; Thence N90°00'00"E (recorded as N89°38'04"E) along said South line, 207.64 feet; Thence N00°14'45"E, 1330.32 feet (recorded as N00°06'56"W, 1330.35 feet) to the South line of Certified Survey Map No. 4815; Thence S89°54'22"W (recorded as S89°32'25"W) along said South line, 1324.19 feet to the West line of the Southwest 1/4 of Section 16 and the point of beginning; Containing approximately 1,294,520 square feet, or 29.7181 acres, or 0.04643451 square miles.

# ANNEXATION MAP

ANNEXATION TO THE CITY OF MADISON

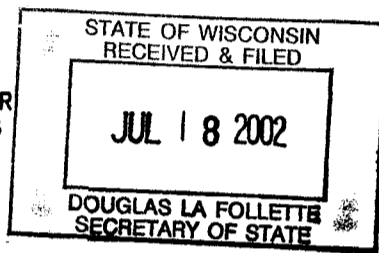
ORDINANCE NUMBER 13088  
I.D. NUMBER 31523  
DATE ADOPTED 6/4/02  
DATE PUBLISHED 6/25/02  
ALDERMANIC DISTRICT ANNEXED TO 9th  
AREA 0.04643451 Sq. Miles



SCALE: 1" = 300'

**LEGEND**

- CITY/TOWN BOUNDARY
- PROPOSED ANNEXATION BOUNDARY



C.S.M. No. 4815

( S89°32'25"W )

S89°54'22"W 1324.19'

CITY OF MADISON

TOWN OF MIDDLETON

**AREA TO BE ANNEXED**  
1,294,520 Sq. Ft. (Approx.)

Point of Beginning

( S00°07'58"E )  
( S00°08'05"E, CITY OF MADISON CONTROL )  
S00°14'20"W 1327.98'

S00°14'20"W 810.17'

N89°59'15"E  
88.00'

N89°59'15"E  
341.45'  
( S85°05'50"E )

S00°16'46"W  
112.59'

N00°15'11"E  
55.00'

N83°25'40"E 127.73'  
S81°06'19"E 132.54'

S00°14'20"W 10.00'

N90°00'00"E  
226.11'

S10°20'37"E  
208.92'

S66°19'52"E  
86.13'

N00°14'45"E  
1330.32'

( N00°06'56"W 1330.35' )

C.S.M. No. 3977  
LOT 2

C.S.M. No. 3977  
LOT 1

LOT 1  
C.S.M. No. 6608

LANDS  
LOT 1  
O.L. 1

LOT 2  
A321  
LOT 1  
C.S.M. No. 1280  
O.L. 2

OLD SAUK ROAD

SOUTHWEST CORNER SECTION 16-7-8

N90°00'00"E  
207.64'  
( N89°38'04"E )



**BIRRENKOTT SURVEYING, INC.**

P.O. Box 237  
1677 N. Bristol Street  
Sun Prairie, Wis. 53590  
Phone (608) 837-7463  
Fax (608) 837-1081

Prepared For:

MCKENZIE COMPANY  
1080 PLEASANT VIEW ROAD  
MIDDLETON, WIS. 53562  
831-5343

REVISED: FEBRUARY 22, 2002  
JANUARY 11, 2002  
OCTOBER 30, 2001  
OCTOBER 29, 2001  
OCTOBER 26, 2001

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OFFICE MAP NO. 011182