



Office of the City Clerk

C-145

Room 103
210 Martin Luther King, Jr. Boulevard
Madison, Wisconsin 53703-3342
PH 608 266 4601
FAX 608 266 4666
TTY/Textnet 866 704 2340
www.cityofmadison.com/clerk

ORD 9252

December 14, 2007

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

Dear Mr. LaFollette:

ENACTMENT NO. ORD-07-00079
ID NO. 06590
Cherokee Annexation

I, Maribeth Witzel-Behl, City Clerk of the City of Madison, County of Dane, State of Wisconsin, pursuant to Sections 66.0217(7)2., 66.0217(9)(a), and 66.0235, Wisconsin Statutes, DO HEREBY CERTIFY adoption of annexation Enactment No. ORD-07-00079, ID No. 06590 on June 19, 2007; thereby accepting the petition filed in our office on May 10, 2007, and thereby detaching territory from the Town of Westport and annexing same to the City of Madison.

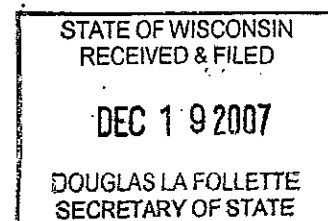
This letter shall serve as notice that the Common Council failed to reject the Petition for Annexation, accepted the Petition for Direct Annexation and adopted the above noted ordinance. A certified copy of Enactment No. ORD-07-00079, which contains an accurate metes and bounds description of the territory 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,

Maribeth Witzel-Behl

Maribeth Witzel-Behl
City Clerk

MWB:tlp



December 14, 2007

Page 2

Secretary of State

cc:

Dane County Register of Deeds

Clerk, Town of Westport

AT&T

Waunakee School District

MG& E

Tim Parks, Planning & Development Unit (email)

Al Schumacher, City Streets Department – West (email)

City Assessor, Maureen Richards (email)

Eric Pederson, City Engineering (4) (email)

John Leach, Traffic Engineering (email)

Gregg Knudtson, Fire Department

Brad Murphy, Planning Unit (email)

Dane County Clerk

Dane County Community Analysis and Planning Division

Dane County Planning & Development

Dane County Tax Lister, Cheryl Zellmer (email)

Dane County Public Safety Communications

Dane County EMS

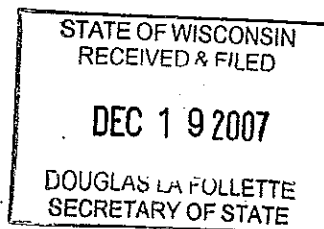
Madison Area Metropolitan Planning Organization

Madison Metropolitan Sewer District

Charter Communications

Sharon Milleville (email)

City Clerk file (scan & attach)





City of Madison

Certified Copy

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

Ordinance: ORD-07-00079

File Number: 06590

Enactment Number: ORD-07-00079

Creating Section 15.01(563) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" annexing to the 18th Aldermanic District the Cherokee Annexation and assigning a temporary zoning classification of A Agriculture District, creating Sections 15.02(143) and (144) of the Madison General Ordinances to assign the attached property to Wards 143 and 144, and amending Section 15.03(18) of the Madison General Ordinances to add Wards 143 and 144 to Aldermanic District 18.

DRAFTER'S ANALYSIS: This ordinance annexes land in the Town of Westport.

An ordinance to create Subsection (563) 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 May 10, 2007, and mailed to the Clerk of the Town of Westport and the Municipal Boundary Review Section, Department of Commerce, State of Wisconsin, 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 Westport; said petition having been signed by the owners of all the real property within the territory, which lies contiguous to the City of Madison and has no residents; and

WHEREAS, the Cherokee Special Area Plan recommends medium density residential uses for the surrounding area; and

WHEREAS, pursuant to Sec. 28.04(7), Madison General Ordinances, the annexed territory is declared to be in the A Agriculture District and the annexation and temporary zoning were considered by the Plan Commission at its meeting of June 18, 2007, and adoption of the said annexation and zoning were recommended; and

WHEREAS, pursuant to Wis. Stats. sec. 66.0217(14)(a)1., the City of Madison agrees to pay annually to the Town of Westport, for five (5) years, an amount equal to the amount of property taxes that the town levied on the annexed territory, as shown by the tax roll under Wis. Stats. sec. 70.65, in the year in which the annexation is final; 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 (563) of Section 15.01 of the Madison General Ordinances is hereby created to read as follows:

"15.01(563) - There is hereby attached to the 18th Aldermanic District, the City of Madison, Dane County, Wisconsin, the following described property:

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SECRETARY OF STATE

Printed on 12/14/2007

Part of the Northwest 1/4 of the Northeast 1/4 of Section 24, T8N, R9E, Town of Westport, Dane County, Wisconsin being more particularly described as follows:

Beginning at the Northwest corner of Lot 223, Fourth Addition to Cherokee Park; thence N23°32'28"E, 10.00 feet; thence S66°27'32"E, 274.65 feet; thence N10°58'48"E, 300.17 feet; thence N53°11'38"E, 117.12 feet; thence S81°10'16"E, 40.85 feet; thence N08°17'00"E, 280.45 feet; thence N18°07'06"W, 126.76 feet to the North line of the said Northeast 1/4 of Section 24; thence along said North line N88°56'44"W, 365.94 feet to the Easterly shoreline of Cherokee Lake; thence along said Easterly line S00°54'20"E, 76.50 feet; thence continuing along said Easterly line S30°13'52"W, 94.53 feet; thence continuing along said Easterly line S67°57'49"W, 30.60 feet; thence continuing along said Easterly line S34°43'35"W, 159.46 feet; thence continuing along said Easterly line S24°53'29"W, 186.72 feet; thence continuing along said Easterly line S17°05'24"W, 112.68 feet to the Northerly line of Fourth Addition to Cherokee Park; thence along said Northerly line S66°27'32"E, (recorded as S66°52'E), 212.81 feet to the point of beginning.

AND

Part of Lot 1, Certified Survey Map No. 2225, part of the Southeast 1/4 of the Southeast 1/4 all in Section 24, T8N, R9E, Town of Westport, Dane County, Wisconsin being more particularly described as follows:

Commencing at the Southeast Corner of said Section 24; thence along the East line of the said Southeast 1/4 N02°02'25"E, 739.01 feet to the point of beginning; thence continuing along said east line, N02°02'25"E, 70.00 feet to the Easterly extension of the Northerly right of way line of Golf Parkway; thence along said Northerly right of way line N88°03'24"W (recorded as N88°25'00"W), 600.06 feet; thence continuing along said Northerly right of way line N82°57'11"W (recorded as N83°18'47"W), 175.25 feet; thence N00°33'02"E, 254.69 feet; thence N48°48'27"W, 168.71 feet to a Westerly corner of said Lot 1, Certified Survey Map No. 2225; thence S40°59'35"W, 140.30 feet; thence S86°03'20"W, 132.80 feet; thence S00°23'49"W, 128.85 feet (recorded as S00°00'14"E, 130.00 feet) to the Southerly right of way line of said Golf Parkway; thence along said Southerly right of way line S42°09'19"E, (recorded as S42°33'13"E) 108.75 feet to a point on a curve; thence continuing along said Southerly right of way line along a curve to the left having of radius of 190.00 feet and a chord bearing and distance of S62°21'47"E, 133.65 feet (recorded as S82°56'00"E, 132.33 feet) to a point of tangency; thence continuing along said Southerly right of way line S82°57'11"E, 331.82 feet (recorded as S83°18'47"E, 334.45 feet); thence continuing along said Southerly right of way line S88°03'24"E, 568.77 feet (recorded as S88°25'00"E, 367.86 feet) to the Westerly right of way line of said North Sherman Avenue; thence along said Westerly right of way line S02°02'25"W, 30.00 feet; thence S88°03'24"E, (recorded as S89°23'08"E), 33.00 feet to the said East line of the Southeast 1/4 and the point of beginning."

2. Subsection (143) of Section 15.02 entitled "Wards and Ward Boundaries" of the Madison General Ordinances is created to read as follows:

"(143) Ward 143. Beginning at the Northwest corner of Lot 223, Fourth Addition to Cherokee Park; thence N23°32'28"E, 10.00 feet; thence S66°27'32"E, 274.65 feet; thence N10°58'48"E, 300.17 feet; thence N53°11'38"E, 117.12 feet; thence S81°10'16"E, 40.85 feet; thence N08°17'00"E, 280.45 feet; thence N18°07'06"W, 126.76 feet to the North line of the said Northeast 1/4 of Section 24; thence along said North line N88°56'44"W, 365.94 feet to the Easterly shoreline of Cherokee Lake; thence along said Easterly line S00°54'20"E, 76.50 feet; thence continuing along said Easterly line S30°13'52"W, 94.53 feet; thence continuing along said Easterly line S67°57'49"W, 30.60 feet; thence continuing along said Easterly line S34°43'35"W, 159.46 feet; thence continuing along said Easterly line S24°53'29"W, 186.72 feet; thence continuing along Easterly line S17°05'24"W, 112.68 feet to the Northerly line of Fourth Addition to Cherokee Park; thence along said Northerly line S66°27'32"E, (recorded as S66°52'E), 212.81 feet to the point of beginning."

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

"(144) Ward 144. Commencing at the Southeast Corner of said Section 24; thence along the East line of the

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SECRETARY OF STATE

said Southeast 1/4, N02°02'25"E, 739.01 feet to the point of beginning; thence continuing along said east line, N02°02'25"E, 70.00 feet to the Easterly extension of the Northerly right of way line of Golf Parkway; thence along said Northerly right of way line N88°03'24"W (recorded as N88°25'00"W), 600.06 feet; thence continuing along said Northerly right of way line N82°57'11"W (recorded as N83°18'47"W), 175.25 feet, thence N00°33'02"E, 254.69 feet; thence N48°48'27"W, 168.71 feet to a Westerly corner of said Lot 1, Certified Survey Map No. 2225; thence S40°59'35"W, 140.30 feet; thence S86°03'20"W, 132.80 feet; thence S00°23'49"W, 128.85 feet (recorded as S00°00'14"E, 130.00 feet) to the Southerly right of way line of said Golf Parkway; thence along said Southerly right of way line S42°09'19"E, (recorded as S42°33'13"E) 108.75 feet to a point on a curve; thence continuing along said Southerly right of way line along a curve to the left having of radius of 190.00 feet and a chord bearing and distance of S62°21'47"E, 133.65 feet (recorded as S82°56'00"E, 132.33 feet) to a point of tangency; thence continuing along said Southerly right of way line S82°57'11"E, 331.82 feet (recorded as S83°18'47"E, 334.45 feet); thence continuing along said Southerly right of way line S88°03'24"E, 568.77 feet (recorded as S88°25'00"E, 367.86 feet) to the Westerly right of way line of said North Sherman Avenue; thence along said Westerly right of way line S02°02'25"W, 30.00 feet; thence S88°03'24"E, (recorded as S89°23'08"E), 33.00 feet to the said East line of the Southeast 1/4 and the point of beginning. Polling place at Blackhawk Middle School, 1402 Wyoming Way."

4. Subsection (18) of Section 15.03 entitled "Aldermanic Districts" of the Madison General Ordinances is amended to read as follows:

"(18) Eighteenth Aldermanic District. Wards 22, 23, 24, and 25, 143, and 144."

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.

Adopted on roll call at a regular meeting of the Common Council of the City of Madison, Wisconsin, held on June 19, 2007.

Annexation vote:

Ayes: 18

Noes: 0

Excused: 2

I, Maribeth Witzel-Behl, certify that this is a true copy of Ordinance No. 06590, passed by the COMMON COUNCIL on 6/19/2007.

Maribeth Witzel-Behl
City Clerk Signature

12/14/07

Date Certified

[Signature]
Mayor Signature

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**BIRRENKOTT
SURVEYING, INC.**

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

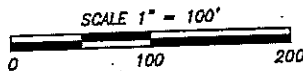
NORTHWEST CORNER
SECTION 19-8-10
FOUND BRASS MONUMENT

ANNEXATION MAP

PART OF LOT 1, CERTIFIED SURVEY MAP NO.
2225, PART OF THE SOUTHEAST 1/4 OF THE
SOUTHEAST 1/4 OF SECTION 24, T8N, R9E, TOWN
OF WESTPORT, DANE COUNTY, WISCONSIN

PREPARED FOR:

CHEROKEE PARK, INC.
13 CHEROKEE CIRCLE
MADISON, WI 53704



BEARINGS REFERENCED TO THE DANE
COUNTY COORDINATE SYSTEM AND THE
EAST LINE OF THE SOUTHEAST 1/4 OF
SECTION 24-8-9 BEARING N02°02'25"E

ANNEXATION TO THE CITY OF MADISON

ORDINANCE NUMBER _____

I.D. NUMBER _____

DATE ADOPTED _____

DATE PUBLISHED _____

ALDERMANIC DISTRICT
ANNEXED TO _____

AREA 0.004755 Sq. Miles

LEGEND:

- IRON STAKE FOUND
- + FOUND "X" IN CONCRETE

L:\2006\060409\070086_ANNEX
J:\2006\060408
Sheet 1 of 2
Office Map No. 070086_ANNEX

AREA TO BE ANNEXED
132,580 Sq.Ft.
3.0436 Acres

PARCEL NO. 0809-244-9501-8
(PARCEL TO BE SPLIT BY
ANNEXATION)

CHEROKEE TOWNHOUSE
CONDOMINIUM

LOT 1
CERTIFIED SURVEY
MAP NO. 2225

PARCEL NO. 0809-244-9540-1
(PARCEL TO BE SPLIT BY
ANNEXATION)

PARCEL NO. 0809-244-9501-8
(PARCEL TO BE SPLIT BY
ANNEXATION)

NORTHWEST CORNER
SECTION 19-8-10
FOUND BRASS MONUMENT

SOUTHEAST CORNER
SECTION 24-8-9
FOUND BRASS MONUMENT

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TOWN OF BURKE

CITY OF
MADISON

N02°02'25"E

N02°02'25"E
70.00'

1027.36'

NORTH SHERMAN AVENUE

218.35'

739.01'

S02°02'25"W
30.00'

S88°03'24"E
(S89°23'08"E)
33.00'

GOLF PARKWAY

600.06'

568.77'

(S87°25'00"E)

S88°03'24"E

(S88°25'00"E)

S88°03'24"W

(N88°25'00"W)

S88°03'24"E

(S88°25'00"E)

S88°03'24"W

(N88°25'00"W)

S88°03'24"E

(S88°25'00"E)

S88°03'24"W

(N88°25'00"W)

S88°03'24"E

(S88°25'00"E)

S88°03'24"W

(N88°25'00"W)

S88°03'24"E

(S88°25'00"E)

TOWN OF WESTPORT

175.25'

(S83°18'47"E)

N82°57'11"W

(S83°18'47"E)

S82°57'11"E

(S83°18'47"E)

S82°57'11"W

(S83°18'47"E)

S82°57'11"E

(S83°18'47"E)

S82°57'11"W

(S83°18'47"E)

CITY OF MADISON

331.82'

(S83°18'47"E)

N82°57'11"W

(S83°18'47"E)

S82°57'11"E

(S83°18'47"E)

S82°57'11"W

(S83°18'47"E)

S82°57'11"E

(S83°18'47"E)

S82°57'11"W

(S83°18'47"E)

CHEROKEE GARDEN
CONDOMINIUM HOMES
PHASE 13

CHEROKEE GARDEN
CONDOMINIUM HOMES
PHASE 14

CHEROKEE GARDEN
CONDOMINIUM HOMES
PHASE 15



**BIRRENKOTT
SURVEYING, INC.**

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ANNEXATION MAP

PART OF LOT 1, CERTIFIED SURVEY MAP NO.
2225, PART OF THE SOUTHEAST 1/4 OF THE
SOUTHEAST 1/4 OF SECTION 24, T8N, R9E, TOWN
OF WESTPORT, DANE COUNTY, WISCONSIN

ANNEXATION DESCRIPTION:

Part of Lot 1, Certified Survey Map No. 2225, and part of the Southeast 1/4 of the Southeast 1/4 Section 24, T8N, R9E, Town of Westport, Dane County, Wisconsin being more particularly described as follows: Commencing at the Southeast Corner of said Section 24; thence along the East line of the said Southeast 1/4 N02°02'25"E, 739.01 feet to the point of beginning; thence continuing along said East line N02°02'25"E, 70.00 feet to the Easterly extension of the Northerly right of way line of Golf Parkway; thence along said Northerly right of way line N88°03'24"W (recorded as N88°25'00"W), 600.06 feet; thence continuing along said Northerly right of way line N82°57'11"W (recorded as N83°18'47"W), 175.25 feet; thence N00°33'02"E, 254.69 feet; thence N48°48'27"W, 168.71 feet to a Westerly corner of said Lot 1, Certified Survey Map No. 2225; thence S40°59'35"W, 140.30 feet; thence S86°03'20"W, 132.80 feet; thence S00°23'49"W, 128.85 feet (recorded as S00°00'14"E, 130 feet±) to the Southerly right of way line of said Golf Parkway; thence along said Southerly right of way line S42°09'19"E (recorded as S42°33'13"E), 108.75 feet to a point on a curve; thence continuing along said Southerly right of way line along a curve to the left having a radius of 190.00 feet and a chord bearing and distance of S62°21'47"E, 133.65 feet (recorded as S62°56'00"E, 132.33 feet) to a point of tangency; thence continuing along said Southerly right of way line S82°57'11"E, 331.82 feet (recorded as S83°18'47"E, 334.45 feet); thence continuing along said Southerly right of way line S88°03'24"E, 568.77 feet (recorded as S88°25'00"E, 367.86 feet) to the Westerly right of way line of North Sherman Avenue; thence along said Westerly right of way line S02°02'25"W, 30.00 feet; thence S88°03'24"E (recorded as S89°23'08"E), 33.00 feet to the said East line of the Southeast 1/4 and the point of beginning. The above described parcel contains 132,580 square feet, or 3.0436 acres, or 0.004755 square miles.

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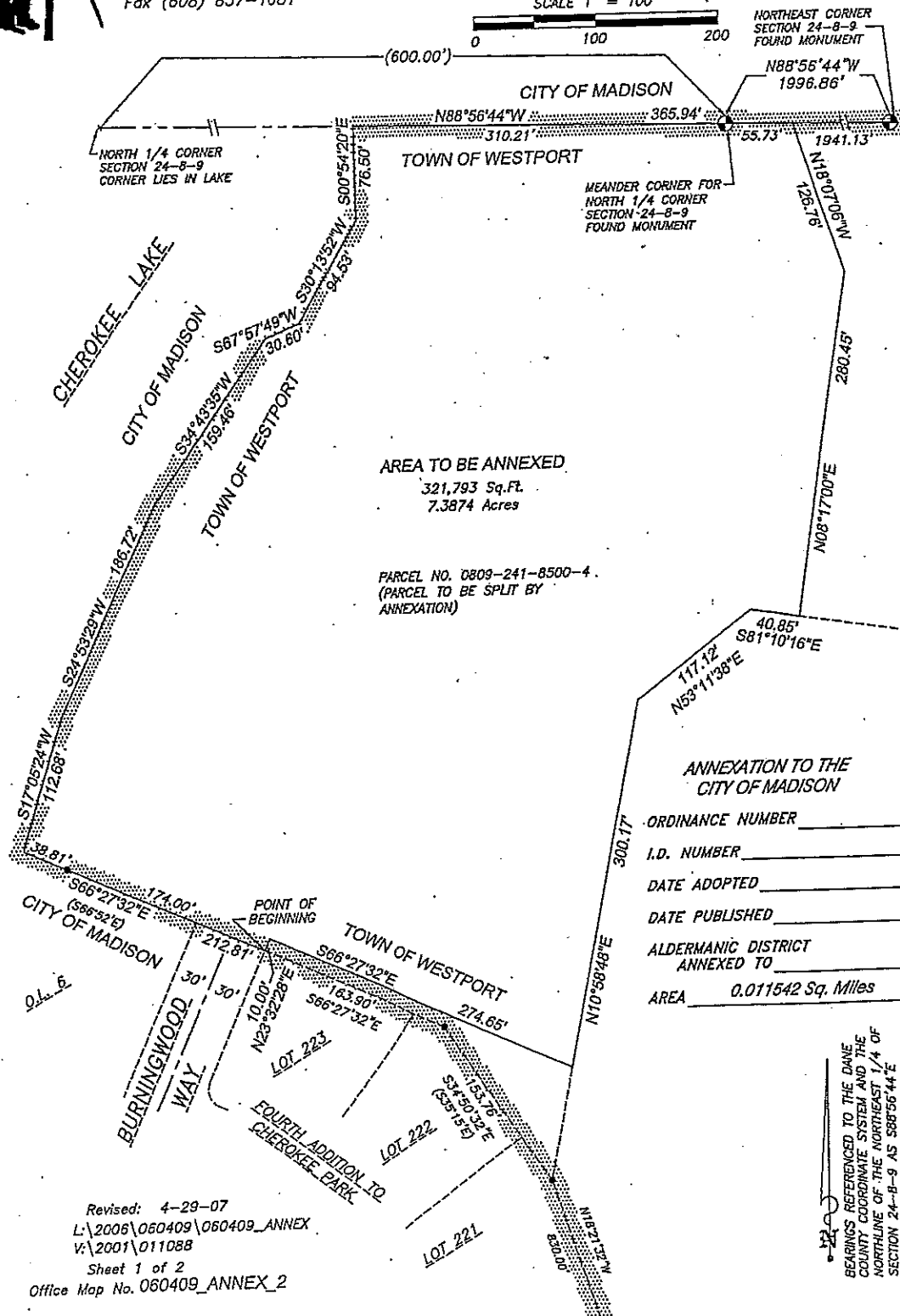
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Fax (608) 837-1081

ANNEXATION MAP

PART OF THE NORTHWEST 1/4 OF THE
NORTHEAST 1/4 OF SECTION 24, T8N, R9E,
TOWN OF WESTPORT, DANE COUNTY,
WISCONSIN

SCALE 1" = 100'





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ANNEXATION MAP

PART OF THE NORTHWEST 1/4 OF THE
NORTHEAST 1/4 OF SECTION 24, T8N, R9E,
TOWN OF WESTPORT, DANE COUNTY,
WISCONSIN

ANNEXATION DESCRIPTION:

Part of the Northwest 1/4 of the Northeast 1/4 of Section 24, T8N, R9E, Town of Westport, Dane County, Wisconsin being more particularly described as follows: Beginning at the Northwest corner of Lot 223, Fourth Addition to Cherokee Park; thence N23°32'28"E, 10.00 feet; thence S66°27'32"E, 274.65 feet; thence N10°58'48"E, 300.17 feet; thence N53°11'38"E, 117.12 feet; thence S81°10'16"E, 40.85 feet; thence N08°17'00"E, 280.45 feet; thence N18°07'06"W, 126.76 feet to the North line of the said Northeast 1/4 of Section 24; thence along said North line N88°56'44"W, 365.94 feet to the Easterly shoreline of Cherokee Lake; thence along said Easterly line S00°54'20"E, 76.50 feet; thence continuing along said Easterly line S30°13'52"W, 94.53 feet; thence continuing along said Easterly line S67°57'49"W, 30.60 feet; thence continuing along said Easterly line S34°43'35"W, 159.46 feet; thence continuing along said Easterly line S24°53'29"W, 186.72 feet; thence continuing along said Easterly line S17°05'24"W, 112.68 feet to the Northerly line of said Fourth Addition to Cherokee Park; thence along said Northerly line S66°27'32"E (recorded as S66°52'E), 212.81 feet to the point of beginning. The above described parcel contains 321,793 square feet, or 7.3874 acres, or 0.011542 square miles.

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