

# Daentl Road Industrial Area

November 16, 2023



# Exhibit #1

## \*\*\* Proof of Publication \*\*\*

Lee Enterprises Proof of Publication Affidavit

Retain this portion for your records.  
Please do not remit payment until you receive your advertising invoice.

Mail to:

MADISON METROPOLITAN SEWERAGE DISTRICT

1610 MOORLAND RD  
MADISON, WI 53713

ORDER NUMBER 181888

STATE OF INDIANA ) ss.  
Lake County

I, Robin Nelson being duly sworn, doth  
depone and say that he(she) is an authorized representative of Lee  
Enterprises, publishers of

PWSJ Wisconsin State Journal

a newspaper, at Madison, County of Dane, State of Wisconsin,  
and that an advertisement of which the annexed is a true copy, taken  
from said paper, was published therein on the dates listed below.

Sworn to and subscribed before me this 2 day of

November 20, 2023

(Signed) [Signature]

(Title) Principal Clerk

Dawn Renee Heili

Notary Public, Indiana

My Commission expires



Section: Legals

Category: 0100 LEGAL NOTICE

PUBLISHED ON: 10/25/2023, 11/01/2023

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## \*\*\* Proof of Publication \*\*\*

### NOTICE MADISON METROPOLITAN SEWERAGE DISTRICT

BEFORE THE COMMISSIONERS OF  
THE MADISON METROPOLITAN SEW-  
ERAGE DISTRICT IN THE MATTER OF  
ANNEXATION OF TERRITORY IN THE  
TOWN OF BURKE AND VILLAGE OF  
DEFOREST, DANE COUNTY, WISCONS-  
IN TO MADISON METROPOLITAN  
SEWERAGE DISTRICT.

TAKE NOTICE that a Public Hearing will  
be held before the Commissioners of the  
Madison Metropolitan Sewerage District,  
at 9 a.m. on Thursday, November 16,  
2023, to determine whether the following  
described territories meet the standards  
of Section 200.05 (4) (b) and (c) and  
200.15 (b) of the Wisconsin Statutes. This  
meeting will take place virtually via Zoom.

If you would like to speak at the meeting,  
please register at: <https://us02nw.zoom.us/j/8747818>. When  
you register to speak, you will be sent an  
email with the information you will need to  
join the virtual meeting. If you would like  
to watch or listen to the meeting, the  
meeting will be publicly livestreamed on  
the District's YouTube channel at <https://dm.madsewer.org/youtu.be>. A recording  
of the meeting will also be available once  
the meeting is complete.

LEGAL DESCRIPTION OF LANDS TO  
BE ANNEXED INTO THE MADISON  
METROPOLITAN SEWERAGE DIS-  
TRICT:

Being all of Lot 1 and Lot 2 of Certified  
Survey Map No. 0396, as recorded in the  
Dane County Register of Deeds office as  
Document No. 228919, and a part of Lot  
1 and all of Lot 2 of Certified Survey Map  
No. 1562, as recorded in the Dane  
County Register of Deeds office as  
Document No. 512678, AND additional  
lands in the Northeast 1/4 and Northwest  
1/4 of the Southeast 1/4 and Northwest  
1/4 of the Southeast 1/4, Southeast 1/4 and  
Northwest 1/4 of the Northwest 1/4 all in  
Section 5, Township 8 North, Range 10  
East, Town of Burke and Village of  
DeForest, Dane County, Wisconsin, de-  
scribed as follows:

Commencing at the northeast corner of  
the Southeast 1/4 of said Section 5;  
thence South 01°52'04" West along the  
east line of said Southeast 1/4, 1215.43  
feet; thence North 88°02'11" West,  
1864.73 feet to the southeast corner of  
Certified Survey Map No. 1380; thence  
North 87°59'52" West along the south line  
of said Certified Survey Map, 677.48 feet;  
thence North 89°37'22" West along said  
south line, 412.38 feet to the Point of  
Beginning.

Thence continuing North 89°37'22" West,  
368.88 feet to a point of curvature; thence  
northwesterly 482.84 feet along the arc of  
said curve to the right, whose radius is  
28064.28 feet and whose chord bears  
North 89°07'42" West, 482.84 feet;  
thence North 88°38'04" West, 1098.83  
feet; thence North 01°45'02" West,  
178.60 feet; thence South 88°58'04" East,  
111.15 feet to the east line of said  
Canadian Pacific Railroad; thence North  
01°44'02" West along said east line,  
2645.48 feet to the south right of way line  
of Interstate Highway "59"; thence North  
89°22'19" West along said right of way  
line, 71.37 feet; thence North 52°16'51"  
West along said right of way line, 506.48  
feet; thence North 43°37'22" West along  
said right of way line, 21.46 feet to the  
west line of the Northwest 1/4 of said  
Section 5; thence North 01°42'10" East  
along said west line, 896.27 feet to the  
northwest corner of said Northwest 1/4;  
thence North 88°34'57" East along the  
north line of said Northwest 1/4, a  
distance of 156.42 feet; thence North  
89°34'32" East along said north line,  
781.52 feet; thence South 01°42'27" East  
and along the northwesterly right of way  
line of Interstate Highway "59", a distance  
of 1000.18 feet to a point on a curve;  
thence southeasterly 369.78 feet along  
the arc of said curve to the left and said  
right of way line, whose radius is 864.93  
feet and whose chord bears South  
20°43'05" East, 586.90 feet; thence South  
30°21'57" East along said right of way  
line, 128.04 feet; thence South 44°32'11"  
East along said right of way line, 946.06  
feet; thence South 44°27'11" East along  
said right of way line, 945.22 feet; thence  
South 56°52'07" East along said right of  
way line, 306.70 feet; thence South  
44°37'21" East along said right of way  
line, 356.13 feet to the east line of the  
divided Northwest 1/4 of Section 5;  
thence South 01°49'54" West along said  
east line, 63.17 feet; thence North  
87°39'54" West, 474.83 feet to the west  
right of way line of said Interstate  
Highway "59"; thence South 44°36'01"  
East along said right of way line, 83.26  
feet to the west line of Lot 2 of said  
Certified Survey Map No. 1080; thence  
South 44°36'01" East along said west line,  
83.26 feet to the Point of Beginning.

Madison Metropolitan Sewerage District



# Exhibit #2

I, Shelley Paquette, Resource Team Assistant, Madison Metropolitan Sewerage District, hereby certify that on October 24, 2023, I did mail a copy of the Public Hearing Notice for Annexation of Territory in the Town of Burke and Village of DeForest for the Madison Metropolitan Sewerage District, Dane County, Wisconsin, to the individuals listed below:

Ms. Tracy Oldenburg, Clerk  
City of Fitchburg  
5520 Lacy Road  
Fitchburg, WI 53711

Ms. Maribeth Witzel-Behl, Clerk  
City of Madison  
210 Martin Luther King Jr Blvd, Rm 103  
Madison, WI 53703

Ms. Lorie Burns, Clerk  
City of Middleton  
7426 Hubbard Ave  
Middleton, WI 53562

Ms. Alene Houser, Clerk  
City of Monona  
5211 Schluter Road  
Monona, WI 53716

Ms. Holly Licht, Clerk  
City of Verona  
111 Lincoln Street  
Verona, WI 53593

Ms. Maria Hougan, Clerk  
Town of Pleasant Springs  
2354 County Road N  
Stoughton, WI 53589

Ms. Teresa Withee, Clerk  
Town of Verona  
7669 County Highway PD  
Verona, WI 53593

Ms. Kathleen Clark, Clerk  
Town of Vienna  
7161 County Highway I  
Deforest, WI 53532

Mr. Tyler Anderson,  
Town of Vienna-Wyatt 59 LLC  
6929 River Road  
Deforest, WI 53532

Mr. Dean Grosskopf  
Administrator/Clerk-Treasurer  
Town of Westport  
5387 Mary Lake Road  
Waunakee, WI 53597

Ms. Lisa Kalata, Clerk  
Village of Cottage Grove  
221 E Cottage Grove Road  
Cottage Grove, WI 53527

Ms. Teresa Hughey Groves, Clerk  
Treasurer  
Village of Dane  
102 W Main St, PO Box 168  
Dane, WI 53529

Ms. Calli Lundgren, Clerk  
Village of Deforest  
120 South Stevenson St.  
Deforest, WI 53532

Ms. Sarah Danz, Clerk  
Village of Maple Bluff  
18 Oxford Place  
Madison, WI 53704

Ms. Cassandra Suettinger  
Deputy Administrator/Clerk  
Village of McFarland  
5915 Milwaukee St, PO Box 110  
McFarland, WI 53558

Ms. Julie Fitzgerald, Clerk-Treasurer  
Village of Shorewood Hills  
810 Shorewood Blvd  
Madison, WI 53705

Ms. Karla Endres, Clerk  
Village of Waunakee  
500 W Main St, PO Box 100  
Waunakee, WI 53597

Ms. Christine Capstran, Clerk  
Village of Windsor  
4084 Mueller Road  
DeForest, WI 53532

Mr. Daniel Paltz, District Manager  
Town of Dunn SD No 1  
3022 Waubesa Avenue  
Madison, WI 53711

Ms. Cindy Lehr, Clerk  
Kegonsa Sanitary District  
PO Box 486  
Stoughton, WI 53589

Mr. Al Monroe, Chair  
Town of Dunn SD No 3  
2488 Waubesa Hill Road  
McFarland, WI 53558

Ms. Cathy Hasslinger, Clerk  
Treasurer/Business Manager  
Town of Dunn SD No 4  
4156 County Road B  
McFarland, WI 53558

## BEFORE THE COMMISSIONERS OF THE MADISON METROPOLITAN SEWERAGE DISTRICT IN THE MATTER OF ANNEXATION OF TERRITORY IN THE TOWN OF BURKE AND VILLAGE OF DEFOREST, DANE COUNTY, WISCONSIN TO MADISON METROPOLITAN SEWERAGE DISTRICT.

TAKE NOTICE that a Public Hearing will be held before the Commissioners of the Madison Metropolitan Sewerage District, at **8 a.m. on Thursday, November 16, 2023**, to determine whether the following described territories meet the standards of Section 200.05(4)(b) and (c) and 200.15 (3) of the Wisconsin Statutes. This meeting will take place virtually via Zoom. If you would like to speak at the meeting, please register at <https://us06web.zoom.us/j/84782147818>. When you register to speak, you will be sent an email with the information you will need to join the virtual meeting. If you would like to watch or listen to the meeting, the meeting will be publicly livestreamed on the District's YouTube channel at <https://link.madsewer.org/youtube>. A recording of the meeting will also be available once the meeting is complete.

## LEGAL DESCRIPTION OF LANDS TO BE ANNEXED INTO THE MADISON METROPOLITAN SEWERAGE DISTRICT:

Being all of Lot 1 and Lot 2 of Certified Survey Map No. 6366, as recorded in the Dane County Register of Deeds office as Document No. 2252819, and a part of Lot 1 and all of Lot 2 of Certified Survey Map No. 13902, as Recorded in the Dane County Register of Deeds office as Document No. 5129578, AND additional lands in the Northeast 1/4 and Northwest 1/4 of the Southwest 1/4 AND in the Southeast 1/4, Southwest 1/4 and Northwest 1/4 of the Northwest 1/4 all in Section 5, Township 8 North, Range 10 East, Town of Burke and Village of DeForest, Dane County, Wisconsin, described as follows:

Commencing at the northeast corner of the Southeast 1/4 of said Section 5; thence South 01°52'00" West along the east line of said Southeast 1/4, 1215.43 feet; thence North 88°08'01" West, 1984.73 feet to the southeast corner of Certified Survey Map No. 13902; thence North 87°29'50" West along the south line of said Certified Survey Map, 677.48 feet; thence North 89°37'23" West along said south line, 412.35 feet to the Point of Beginning;

Thence continuing North 89°37'23" West, 308.88 feet to a point of curvature; thence northwesterly 492.84 feet along the arc of said curve to the right, whose radius is 28564.39 feet and whose chord bears North 89°07'43" West, 492.84 feet; thence North 88°38'04" West, 1098.83 feet; thence North 01°44'09" West, 178.00 feet; thence South 88°38'04" East, 311.15 feet to the east line of said Canadian Pacific Railroad; thence North 01°44'09" West along said east line, 2645.46 feet to the south right of way line of Interstate Highway "39"; thence North 69°22'18" West along said right of way line, 71.37 feet; thence North 53°16'51" West along said right of way line, 508.48 feet; thence North 43°37'35" West along said right of way line, 21.46 feet to the west line of the Northwest 1/4 of said Section 5; thence North 01°20'10" East along said west line, 896.27 feet to the northwest corner of said Northwest 1/4; thence North 89°34'57" East along the north line of said Northwest 1/4, a distance of 156.42 feet; thence North 89°34'32" East along said north line, 781.52 feet; thence South 01°42'27" East and along the northeasterly right of way line of Interstate Highway "39", a distance of 1000.18 feet to a

Madison Metropolitan Sewerage District



# Exhibit #3



## VILLAGE OF DEFOREST

120 S. STEVENSON STREET  
DEFOREST, WI 53532  
PHONE (608) 846-6751  
WWW.VLDEFOREST.WI.US

August 18, 2023

Curtis A. Sauser, P.L.S., Engineering Technician  
Madison Metropolitan Sewerage District  
1610 Moorland Road  
Madison, WI 53713-3398  
Sent via email to [curts@madsewer.org](mailto:curts@madsewer.org)

Dear Curt:

The Village of DeForest requests MMSD approval of a service territory annexation of 121.83 acres located northwest of the interchange of Interstate 39-90-94 and U.S. Highway 51, and as mapped and described in the attached exhibit.

This request will facilitate industrial development in the annexation area. The area has been long-planned and is well-suited for industrial development on municipal utilities. It is proximate to Interstate 39-90-94 interchanges and nearby industrial development, and has excellent site suitability. The proposed annexation area includes an expanse of Interstate 39-90-94 right-of-way to connect with the current MMSD service territory to the north.

DeForest will provide this industrial area with municipal utilities. Most of the real estate is in the Village of DeForest per the attached municipal attachment ordinance and support materials, but some will remain in the Town of Burke perhaps until 2036. Municipal boundaries, the timing of boundary changes, and utility provision are as provided by intergovernmental agreements between DeForest and Burke. Pursuant to the attached CAPRC and DNR letters, the real estate within the proposed service territory annexation area was recently added to the Northern Urban Service Area.

Please contact me if you have any questions regarding this application.

Sincerely,

Bill Chang  
Village Administrator

Attachments: Map and legal description of proposed annexation area, DeForest ordinance attaching much of area to Village and support materials, CAPRC management letter, DNR letter of water quality plan amendment

Cc: Steve Steinhoff and Nick Bower, CAPRC

## ORDINANCE 2023-018

**AN ORDINANCE TO APPROVE THE ATTACHMENT OF LANDS IDENTIFIED AS TAX PARCELS 081-0052-9340-2, 081-0052-9310-8 AND PART OF 081-0053-8420-0 FROM THE TOWN OF BURKE TO THE VILLAGE OF DEFOREST, NORTH OF DAENTL ROAD AND WEST OF I-90/94/39.**

WHEREAS, the Village of DeForest entered into a cooperative agreement with the Town of Burke, City of Madison and City of Sun Prairie regarding lands that are currently in the Town of Burke and their future development; and

WHEREAS, the agreement provides for attachment of certain lands to the Village upon approval of the land owner and the Village and, in certain cases, the Town of Burke; and

WHEREAS, the owners of the property proposed for development as a warehouse/distribution facility and legally described in Exhibit A have requested attachment of said lands to the Village of DeForest; and

WHEREAS, pursuant to the Attachment and Revenue Sharing Agreement attached hereto as Exhibit B tentatively agreed to between the Village and Town of Burke, Burke has consented to the proposed attachment subject to the final approval of said agreement by both parties; and

WHEREAS, the DeForest Planning and Zoning Commission considered the proposed attachment and has recommended the Village Board approve the attachment; and

WHEREAS, the Village Board has determined that the proposed attachment of lands from the Town of Burke to the Village of DeForest will promote the general welfare and orderly development of the Village and/or its extraterritorial jurisdiction.

NOW, THEREFORE, the Village Board of DeForest, Wisconsin, does ordain as follows:

1. This ordinance shall take effect upon final approval and execution by the Village Board and the Burke Town Board of an agreement in substantially the form of Exhibit B.
2. The lands described in Exhibit A hereto are, subject to paragraph 1, attached to, and made a part of, the Village of DeForest, effective on the following dates:
  - a. The attachment of the public roadways included in the attachment description shall be effective at 12:01 a.m. on the date that is thirty (30) days after Burke provides written notice to the Village Administrator and the Village Clerk that either:
    - (i) Burke has been awarded a STP-Local Grant from the Wisconsin Department of Transportation to construct improvements to the entire length of Daentl Road (the "Grant") – not including the Token Creek

## TOWN OF BURKE

5365 Reiner Road, Madison, WI 53718, (608) 825-8420, [TownofBurke.com](http://TownofBurke.com)

August 31, 2023

Village of DeForest  
Madison Metropolitan Sewerage District

The Town of Burke understands and supports the Village of DeForest's requested MMSD approval of a service territory annexation of 121.83 acres located northwest of the interchange 39-90-94 and U.S. Highway 51. By intergovernmental agreement, all of the proposed territory annexation area is to be served by DeForest sanitary sewer and water facilities.

Also by intergovernmental agreement, some of the area is now in the Village while other parts remain in the Town. The parts to remain in the Town will eventually be attached to the Village, no later than 2036 again by intergovernmental agreement.

Sincerely,

PJ Lentz, CMC, WCMC, CMTW  
Town Administrator Clerk Treasurer  
5365 Reiner Rd  
Madison WI 53718  
Town of Burke, Dane Cty

Madison Metropolitan Sewerage District



# Exhibit #4

CAPITAL AREA RPC  
100 State St Suite 400, Madison, WI 53703



ph: 608.474.6017  
info@capitalarearpc.org

October 3, 2023

Mr. Curt Sauser, PLS  
Madison Metropolitan Sewerage District  
1610 Moorland Road  
Madison, WI 53713  
*Sent via email*

RE: Proposed MMSD Annexation — Daentl Road Industrial Area (Parcels # 014/0810-053-8790-9, 014/0810-052-9310-8, 014/0810-052-9340-2, 014/0810-053-8420-0, 014/0810-053-8350-0) Lot 1, Lot 2 of CSM 6366; Part of Lot 1, Lot 2 of CSM 13902; portions of "I-39" and STH "19"; and Additional Lands in NE ¼ and NW ¼ of SW ¼ and in SE ¼, SW ¼ and NW ¼ of NW ¼ all in Sec 5, T8N, R10E, Town of Burke and Village of DeForest, Dane County, Wisconsin

Dear Mr. Sauser:

We have received notification, dated September 25, 2023, regarding the Village of DeForest's annexation request to the MMSD service area for the referenced properties. We are providing a determination of consistency of the proposed annexation with the adopted plans of the Regional Planning Commission in accordance with the provisions of § 200.05(4)(b), 200.11(1)(b), and 200.15, Wis. Stats.

The lands described in the MMSD annexation petition are part of the Northern Urban Service Area. A portion of the lands are part of the original Northern Urban Service Area (formerly Windsor Urban Service Area). The remaining lands were recommended for addition to the service area as part of: 1) Dane County Regional Planning Commission Resolution No. 934 on June 14, 2001 ([link to document](#)), 2) CARPC Resolution No. 2007-9 on November 29, 2007 ([link to document](#)), and 3) CARPC Water Quality Management Letter #2208 on August 10, 2023 ([link to document](#)). The Wisconsin Department of Natural Resources subsequently approved these amendments to the *Dane County Water Quality Management Plan* in their respective letters.

Therefore, annexation to the MMSD service area would be consistent with the adopted regional plans, assuming that the conditions of approval will be met as part of the proposed development. We will inform you of the fulfillment of these conditions as part of the sewer extension review process.

Please contact me if you have any questions or require any additional information.

Sincerely,

Nicholas Bower, PE  
Environmental Engineer

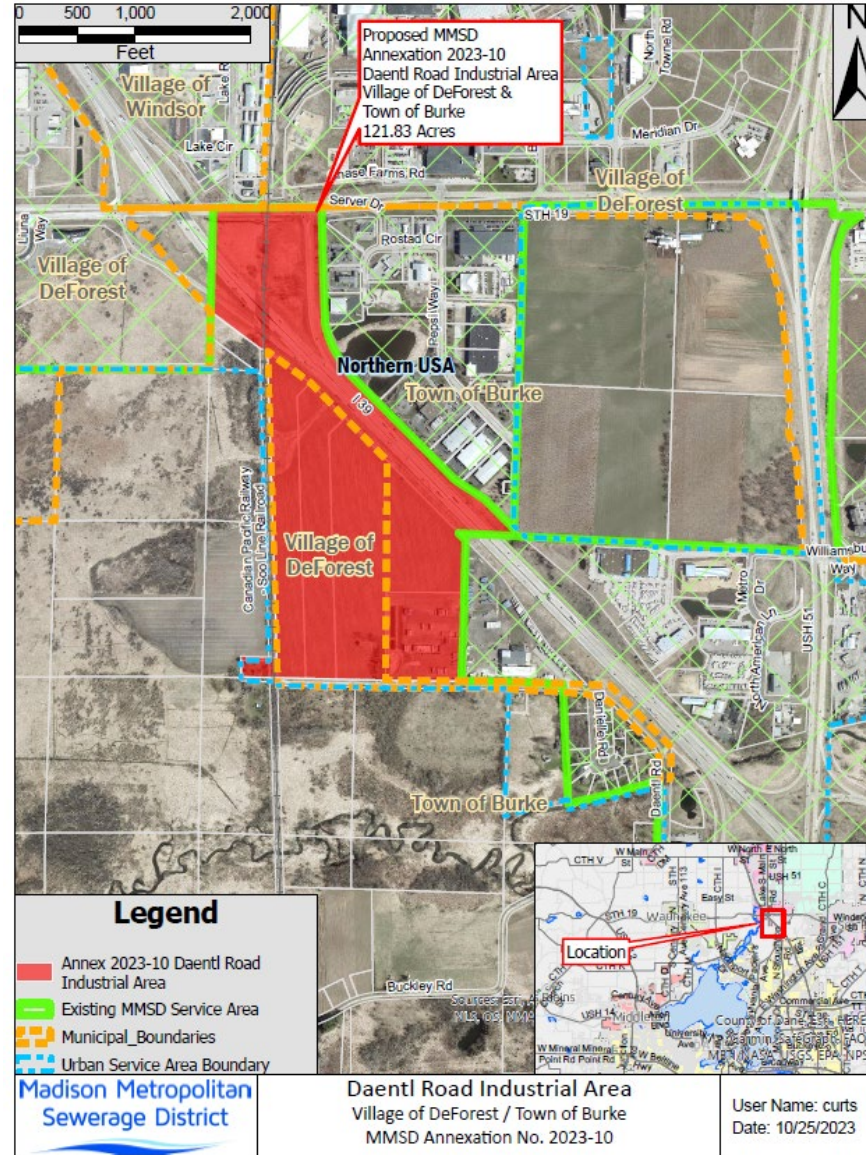
cc: Mr. Mark Roffers, Planning Consultant, Village of DeForest (*via email*)  
Mr. Bill Chang, Village Administrator, Village of DeForest (*via email*)  
Mr. PJ Lentz, Clerk Treasurer, Town of Burke (*via email*)

Madison Metropolitan Sewerage District





# Exhibit #5



Madison Metropolitan Sewerage District

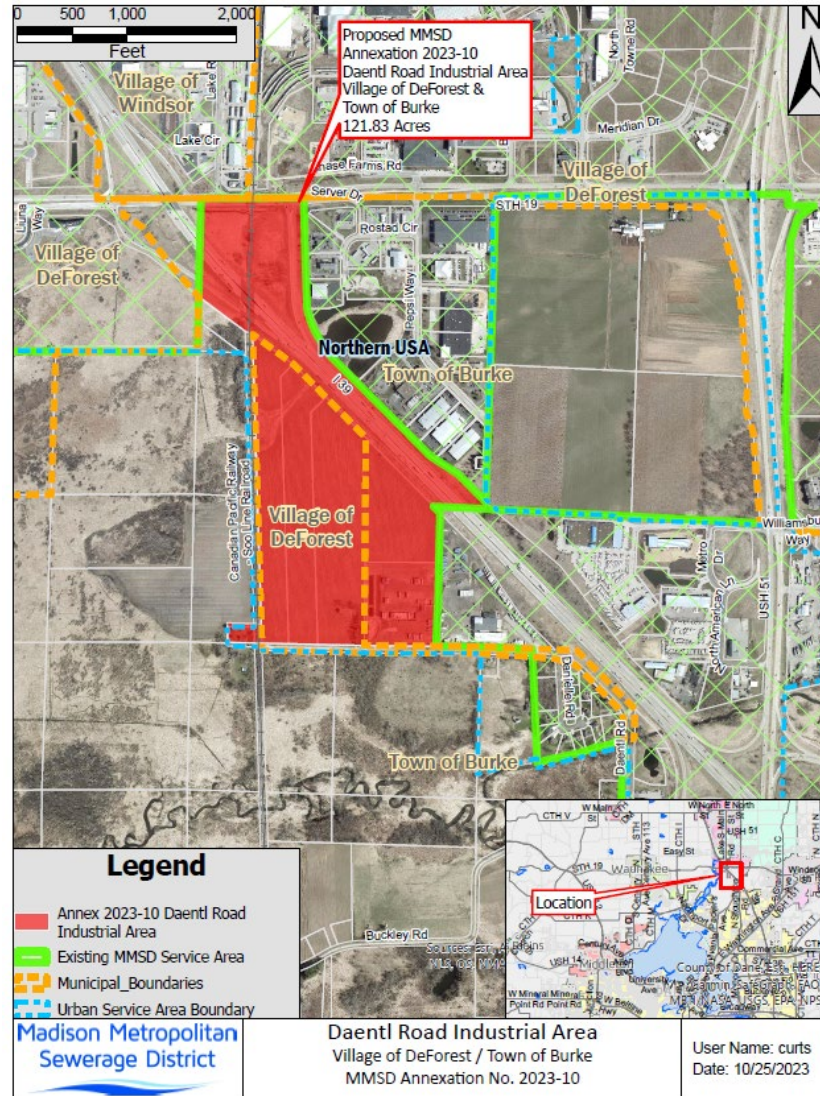
# Exhibit #6

## Guidelines for Orderly and Efficient Addition of Territory to the District

In the past the District has received multiple requests, over a relatively short period of time, for annexation of parcels in the same vicinity. Annexation requests have included portions of lots, or plats, and have on occasion been defined by very irregular boundaries. While special circumstances may dictate the need for such annexations, the following guidelines are intended to make the annexation process more efficient for the District and the District's customers.

1. Whenever possible, proposed additions should be contiguous to existing District boundaries.
2. Proposed additions should be defined to prevent gaps within the overall District boundaries.
3. Those lands that are in the urban service area, that are part of a development plan, and which will require sewer service within the reasonably foreseeable future, should be included in the annexation request. To minimize frequent requests for small additions, the municipality requesting annexation should review its development plans prior to making the annexation request.
4. Whenever possible, boundaries of the proposed addition should follow the nearest established reference survey lines such as section lines, quarter-section lines, or quarter-quarter-section lines. Boundaries defined by certified surveys and/or subdivision plats should be used only when necessary to assure contiguity or to avoid gaps within the overall District boundaries. The use of irregular boundaries and/or meander lines should be avoided to minimize the opportunity for errors in descriptions and mapping.
5. When adjacent recreational or parklands may benefit from the sewerage service that will be provided to the territory proposed for annexation, those adjacent lands should be included in the proposed addition.

Adopted 05/11/2001



Madison Metropolitan Sewerage District



# Exhibit #7

(b) The formation of the District will promote sewerage management policies and operation and will be consistent with adopted plans of municipal, regional and state agencies; and

(c) The formation of the District will promote the public health and welfare and will effect efficiency and economy in sewerage management, based upon current generally accepted engineering standards regarding prevention and abatement of environmental pollution and federal and state rules and policies in furtherance thereof.

3.3.4. Approval actions by the Commission under this Section shall be subject to review under Wis. Stat. ch. 227.

#### Section 3.4. Costs.

##### 3.4.1. Annexation Charge.

Annexations under this Chapter are subject to an "annexation charge" in such amount as the Commission may determine, to cover the cost associated with the proposed annexation. Unless the Commission determines to waive such payments, the payment of the annexation charge shall be made at such time as the Commission determines. The Commission reserves the right to adjust from time to time, the amount of the foregoing annexation charge, by resolution duly adopted by the Commission.

##### 3.4.2. Annexation Fee.

Territory which is annexed to the District in accordance with the provisions of Wis. Stat. § 200.15, may be subject to reasonable requirements as to participation by newly annexed areas toward the cost of existing or proposed District facilities as the Commission may determine. Such annexation fees shall be billed to and paid by the municipality in which the added territory is located, at such time or times as the Commission may determine.

##### 3.4.3. Additional Charges for Delinquent Annexations.

If the District determines that territory outside of the District is receiving service from the District, annexation of such area shall be required and the District may impose additional fees or penalties for such annexations.





# Exhibit #8

Adopted 2017-07-27

Official Copy Stored in OnBase

**DISTRICT REGULATIONS:**  
**District Connection Charges –**  
**Conveyance Facility Connection Charges (CFCC) and**  
**Treatment Plant Connection Charges (TPCC)**

**1. General Statement of Policy.**

It is in the public interest for an area served by the District to bear its proportionate cost of wastewater conveyance facilities and the wastewater treatment plant facilities that serve the area. The Commission finds that this is best accomplished through a coordinated system of Conveyance Facility Connection Charges (CFCC) and Treatment Plant Connection Charges (TPCC). The District Regulations compiled here apply to both CFCC and TPCC except where otherwise indicated.

**2. Authority.**

These District Regulations were first adopted by the Commission on July 27, 2017, under the authority in District Ordinance Section 4.3.4 and Chapter 200 of the Wisconsin Statutes.

For additional information regarding District Ordinances, District Regulations, District Guidance and Standard Operating Procedures, please see the District Guidance entitled *What's Our Policy?* and first approved by Michael Mucha, Chief Engineer and Director, on January 5, 2017.

**3. Effective Date.**

These District Regulations shall be effective January 1, 2018, as provided by law. Notwithstanding the foregoing, the provisions related to unpaid connection charges shall be enforced on a going-forward basis only.

**4. Definitions.<sup>1</sup>**

- 4.1. **Capital Area Regional Planning Commission (CARPC)** shall mean the regional planning commission having jurisdiction over the District sewerage service area.
- 4.2. **Chief Engineer and Director or CED** shall mean the Chief Engineer and Director of the District.
- 4.3. **Commission** shall mean the Commission of the District as defined and with such powers as set forth in Wis. Stat. § 200.09, as amended from time to time.

<sup>1</sup> Terms used in Commission Regulations shall be interpreted consistent with the definitions in District Ordinances, except where otherwise indicated by context.



# Exhibit #9

| MMSD CONNECTION CHARGE RATES - 2024<br>APPROVED RESOLUTION 2023-10-26-R9 |  | 2023<br>CFCC<br>AREA<br>RATE | 2023<br>TPCC<br>AREA<br>RATE | 2023<br>COMBINED<br>CONNECT CHG<br>AREA RATE | 2024<br>CFCC<br>AREA<br>RATE | 2024<br>TPCC<br>AREA<br>RATE | 2024<br>COMBINED<br>CONNECT CHG<br>AREA RATE |
|--|--|------------------------------|------------------------------|--|------------------------------|------------------------------|--|
| ITEM   | INTERCEPTOR  | =====                        | =====                        | =====  | =====                        | =====                        | =====  |
| 1  | EAST   | 56.28                        | 117.21                       | 173.49                                       | 57.38                        | 138.12                       | 195.50                                       |
| 2  | FAR EAST   | 58.89                        | 117.21                       | 176.10                                       | 60.04                        | 138.12                       | 198.16                                       |
| 3  | FAR EAST/FAR EAST EXT  | 72.16                        | 117.21                       | 189.37                                       | 73.57                        | 138.12                       | 211.69                                       |
| 4  | FAR EAST/COTTAGE GROVE EXT   | 114.08                       | 117.21                       | 231.29                                       | 116.31                       | 138.12                       | 254.43                                       |
| 5  | FAR EAST/DOOR CREEK EXT  | 129.23                       | 117.21                       | 246.44                                       | 131.75                       | 138.12                       | 269.87                                       |
| 6  | FAR EAST/GASTON ROAD EXT   | 157.06                       | 117.21                       | 274.27                                       | 160.13                       | 138.12                       | 298.25                                       |
| 7  | NINE SPRINGS VALLEY  | 55.44                        | 117.21                       | 172.65                                       | 56.52                        | 138.12                       | 194.64                                       |
| 8  | NINE SPRINGS VALLEY/ESSER POND EXT   | 88.12                        | 117.21                       | 205.33                                       | 89.84                        | 138.12                       | 227.96                                       |
| 9  | NINE SPRINGS VALLEY/HWY 14 EXT   | 139.93                       | 117.21                       | 257.14                                       | 142.66                       | 138.12                       | 280.78                                       |
| 10   | NINE SPRINGS VALLEY/MENDOTA EXT NORTH  | 71.67                        | 117.21                       | 188.88                                       | 73.07                        | 138.12                       | 211.19                                       |
| 11   | NINE SPRINGS VALLEY/MENDOTA EXT SOUTH  | 78.28                        | 117.21                       | 195.49                                       | 79.81                        | 138.12                       | 217.63                                       |
| 12   | NINE SPRINGS VALLEY/MENDOTA-BISHOPS BAY  | 88.17                        | 117.21                       | 205.38                                       | 89.89                        | 138.12                       | 228.01                                       |
| 13   | NINE SPRINGS VALLEY/MIDTOWN BASIN  | 97.52                        | 117.21                       | 214.73                                       | 99.42                        | 138.12                       | 237.54                                       |
| 14   | LOWER BADGER MILL CREEK RATE   | 229.99                       | 117.21                       | 347.20                                       | 234.48                       | 138.12                       | 372.60                                       |
| 15   | NINE SPRINGS VALLEY/MINERAL POINT EXT  | 69.26                        | 117.21                       | 186.47                                       | 70.61                        | 138.12                       | 208.73                                       |
| 16   | NINE SPRINGS VALLEY/MORSE POND EXT   | 237.63                       | 117.21                       | 354.84                                       | 242.27                       | 138.12                       | 380.39                                       |
| 17   | NINE SPRINGS VALLEY/SYENE EXT  | 209.13                       | 117.21                       | 326.34                                       | 213.21                       | 138.12                       | 351.33                                       |
| 18   | NINE SPRINGS VALLEY/WAUBESA EXT  | 57.53                        | 117.21                       | 174.74                                       | 58.65                        | 138.12                       | 196.77                                       |
| 19   | PS 17 SERVICE AREA   | 154.16                       | 117.21                       | 271.37                                       | 157.17                       | 138.12                       | 295.29                                       |
| 20   | NORTHEAST  | 59.51                        | 117.21                       | 176.72                                       | 60.67                        | 138.12                       | 198.79                                       |
| 21   | NORTHEAST/LIEN EXT   | 70.37                        | 117.21                       | 187.58                                       | 71.74                        | 138.12                       | 209.86                                       |
| 22   | NORTHEAST/LIEN INTERSTATE EXT  | 92.47                        | 117.21                       | 209.68                                       | 94.28                        | 138.12                       | 232.40                                       |
| 23   | NORTHEAST/WAUNAKEE-DEFOREST EXT  | 108.46                       | 117.21                       | 225.67                                       | 110.58                       | 138.12                       | 248.70                                       |
| 24   | NORTHEAST/HIGHWAY 19 EXT   | 153.04                       | 117.21                       | 270.25                                       | 156.03                       | 138.12                       | 294.15                                       |
| 25   | RIMROCK  | 39.97                        | 117.21                       | 157.18                                       | 40.75                        | 138.12                       | 178.87                                       |
| 26   | SOUTH  | 87.46                        | 117.21                       | 204.67                                       | 89.17                        | 138.12                       | 227.29                                       |
| 27   | SOUTHEAST  | 77.14                        | 117.21                       | 194.35                                       | 78.65                        | 138.12                       | 216.77                                       |
| 28   | SOUTHEAST/BLOOMING GROVE EXT   | 63.42                        | 117.21                       | 180.63                                       | 64.66                        | 138.12                       | 202.78                                       |
| 29   | SOUTHEAST/MCFARLAND RELIEF   | 108.79                       | 117.21                       | 224.00                                       | 108.88                       | 138.12                       | 247.00                                       |
| 30   | SOUTHEAST/SIGGELKOW EXTENSION  | 169.72                       | 117.21                       | 286.93                                       | 173.03                       | 138.12                       | 311.15                                       |
| 31   | SOUTHWEST  | 82.57                        | 117.21                       | 199.78                                       | 84.18                        | 138.12                       | 222.30                                       |
| 32   | WEST INT   | 60.20                        | 117.21                       | 177.41                                       | 61.38                        | 138.12                       | 199.50                                       |
| 33   | CITY OF MADISON CONNECTIONS WITHIN THE BROADWAY SEWER DISTRICT SHALL PAY THE CURRENT NORTHEAST INTERCEPTOR RATE  |                              |                              |  |                              |                              |  |
| 34   | CITY OF MADISON CONNECTIONS WITHIN THE LIEN SEWER DISTRICT SHALL PAY THE CURRENT NORTHEAST INTERCEPTOR RATE  |                              |                              |  |                              |                              |  |
| 35   | 7-27-2017, NEW TREATMENT PLANT CONNECTION CHARGE RATES WILL BE IMPLEMENTED BEGINNING JANUARY 1, 2019 AND WILL BE PHASED IN OVER 8 YEARS, FINAL ADJUSTMENT ON JANUARY 1, 2026 | 2023<br>\$117.21 per 1000sf  |                              |  | 2024<br>\$138.12 per 1000sf  |                              |  |

Madison Metropolitan Sewerage District



# Exhibit #10

Updated 2021–22 Wis. Stats. Published and certified under s. 35.18. October 4, 2023.

1 Updated 21–22 Wis. Stats.

METROPOLITAN SEWERAGE DISTRICTS

200.05

## CHAPTER 200

### METROPOLITAN SEWERAGE DISTRICTS

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#### SUBCHAPTER I

##### DISTRICTS GENERALLY

**200.01 Metropolitan sewerage districts, definitions.** Unless the context requires otherwise, for the purposes of this subchapter, the following terms have the designated meanings:

- (1) "Commission" means a metropolitan sewerage district commission.
- (2) "Department" means the department of natural resources.
- (3) "District" means a metropolitan sewerage district.
- (4) "Municipality" means town, village, city or county.

*History:* 1971 c. 276, 307; 1999 a. 130 s. 315; Stats. 1999 s. 200.01.

**200.03 Applicability.** This subchapter applies to all areas of the state except those areas included in a metropolitan sewerage district created under ss. 200.21 to 200.65.

*History:* 1971 c. 276; 1981 c. 282 s. 47; 1999 a. 130 s. 316; Stats. 1999 s. 200.03.

**200.05 Creation.** (1) Proceedings to create a district may be initiated by resolution of the governing body of any municipality setting forth:

- (a) The proposed name of the district;
  - (b) A general description of the territory proposed to be included in the district;
  - (c) A general description of the functions which are proposed to be performed by such district;
  - (d) A general description of the existing facilities and works which are proposed to be placed under jurisdiction of the district; and
  - (e) Such other facts and statements as are deemed by the governing body to be relevant to the standards of sub. (4) (a) to (c).
- (2) A governing body which adopts a resolution under sub. (1) shall immediately transmit a copy thereof to the department.

(3) Upon receipt of the resolution, the department shall:

- (a) Schedule a public hearing in the county of the petitioning municipality, providing at least 30 days' written notice of the hearing and a copy of the resolution by mail to the clerk of all affected municipalities, town sanitary or utility districts, and to the affected regional planning commissions and state agencies; and publish an official notice of the hearing in a newspaper of general circulation in the proposed district as a class 1 notice under ch. 985;

- (b) Conduct the hearing to permit any person to present any oral or written pertinent and relevant information relating to the purposes and standards of this subchapter; and

- (c) Undertake research and collect other information and request advisory reports from regional planning commissions, other state agencies and citizen groups.

- (4) Within 90 days following the hearing, the department shall either order or deny creation of the proposed district. An order creating the district shall be issued by the department if:

- (a) The territory consisting of at least one municipality in its entirety and all or part of one or more other municipalities can be identified and can be determined to be conducive to fiscal and physical management of a unified system of sanitary sewage collection and treatment;

- (b) The formation of the district will promote sewerage management policies and operation and will be consistent with adopted plans of municipal, regional and state agencies; and

- (c) The formation of the district will promote the public health and welfare and will effect efficiency and economy in sewerage management, based upon current generally accepted engineering standards regarding prevention and abatement of environmental pollution and federal and state rules and policies in furtherance thereof.

- (5) An order creating the district shall state the name and boundaries of the district, which may be different than those originally proposed if each municipality affected by the district received written notice of the hearing under sub. (3) (a) and if each municipality which jointly or separately owns or operates a sewerage collection and disposal system which has territory included in the revised district boundaries has filed with the department a certified copy of a resolution of its governing body consenting to the inclusion of that territory within the revised district. No territory of a city, village or town jointly or separately owning or operating a sewerage collection and disposal system may be included in the district unless it has filed with the department a certified copy of a resolution of its governing body consenting to inclusion of such territory within the proposed district. The order shall be effective on the date issued and the existence of the district shall commence on such date.

- (6) No resolution for the formation of a district encompassing the same or substantially the same territory shall be made by any municipality for one year following the issuance of an order denying the formation under this subchapter.

*2021–22 Wisconsin Statutes updated through 2023 Wis. Act 33 and through all Supreme Court and Controlled Substances Board Orders filed before and in effect on October 4, 2023. Published and certified under s. 35.18. Changes effective after October 4, 2023, are designated by NOTES. (Published 10–4–23)*

Madison Metropolitan Sewerage District



# Questions?

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