

The State of Wisconsin

Office of the Secretary of State

CITY 4

CITY OF EDGERTON

COUNTY OF ROCK AND DANE

ANNEXATION ORDINANCE NUMBER 04-01

FILED MAY 5, 2004

C-4



EDGERTON

Built on a Foundation of Community

May 4, 2004

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

RE: Falk Family Annexation

Dear Division of Government Records:

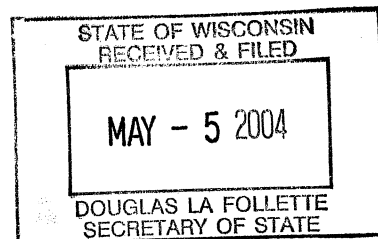
As required by Section 66.0217(9)(a), the City of Edgerton is forwarding a copy of a recently approved annexation ordinance and the associated map for your files. This letter serves as certification that the attached documents are true and correct copies of the originals.

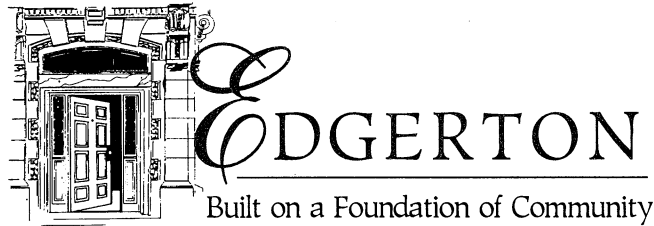
The current population of the annexed area is zero. The annexed area does not have any improvements within the parcel.

Sincerely,
CITY OF EDGERTON

Cindy Hegglund
City Clerk

cc: Todd Wolf, Alliant
Steve Schraufnagel, Rock County Planning
Paul Clayton, Rock County Real Property Listing
Rock County Register of Deeds
Rock County Electrical Coop
Mike O'Rourke, Verizon
Gary Anderson, Charter Cable
Edgerton School District
Blackhawk Technical College
Bernie Laird, Associate Appraisal
Jennifer Johns, Town of Fulton





April 20, 2004

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

RE: Falk Family Annexation

Dear Division of Government Records:

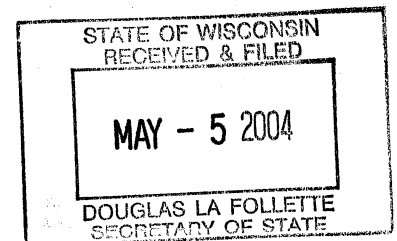
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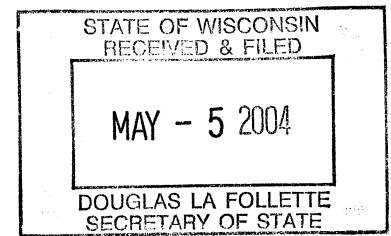
Sincerely,
CITY OF EDGERTON

A handwritten signature in cursive script that reads "Cindy Hegglund".

Cindy Hegglund
City Clerk

cc: Todd Wolf, Alliant
Steve Schraufnagel, Rock County Planning
Paul Clayton, Rock County Real Property Listing
Rock County Register of Deeds
Rock County Electrical Coop
Mike O'Rourke, Verizon
Gary Anderson, Charter Cable
Edgerton School District
Blackhawk Technical College
Bernie Laird, Associate Appraisal
Jennifer Johns, Town of Fulton





CITY OF EDGERTON ORDINANCE No. 04-01

AN ORDINANCE TO BE KNOWN AS SECTION 22.217 OF THE EDGERTON CODE OF MUNICIPAL ORDINANCES ANNEXED TERRITORY TO THE CITY OF EDGERTON, ROCK AND DANE COUNTIES, WISCONSIN

Aldersperson Ron Webb introduced the following Ordinance and moved its adoption:

WHEREAS, Thomas Falk, Christian Falk and Megan Burley as the owners of the proposed area for annexation, have petitioned for direct annexation by unanimous consent for the property contained in Exhibit "A" of the Petition for Direct Annexation of Lands to the City of Edgerton by Direct Annexation Unanimous Consent here after known as "the petition"; and

WHEREAS, The proposed annexation area for annexation is located within an area recommended for development in the City's Master Plan (adopted in December 1995); and

WHEREAS, The proposed area for annexation is directly adjacent to the City of Edgerton along its northern edge. This area and other additional areas adjacent to the territory are logical annexations into the City due to market pressures and the relative efficiency of extending public water and sanitary sewer services into this area; and

WHEREAS, The annexation territory is proposed to be served by public sanitary sewer and public water; and

WHEREAS, The proposed area for annexation is well connected to the remainder of the City via both existing and planned roads. The proposed development of the subject property will provide (via dedication at the time of platting) the necessary rights-of-way for the development of recommended roadway alignments; and

WHEREAS, The proposed development of the annexation territory will directly address the continued need for residential development in the City - particularly new development. The proposed annexation and development of this property would directly respond to the City's expressed planning objective to provide for well-planned development with full urban services; and

WHEREAS, The owner/developer of the property is aware of the City's objective of creating well-planned neighborhoods - under the strong aesthetic and land use controls of the City's Zoning Ordinance. These ordinances address roadway planning, parkland development, storm water management planning, environmental corridor planning, including plan components not recognized in Town Plans.

NOW, THEREFORE, THE COMMON COUNCIL OF THE CITY OF EDGERTON, ROCK AND DANE COUNTIES, WISCONSIN, DO ORDAIN AS FOLLOWS:

1. Territory annexed: In accordance with Section 66.0217 of the Wisconsin Statutes and the Petition filed with the City Clerk of the City of Edgerton on the 27th day of February, 2004, with no (-0-) electors residing in the territory, and Thomas Falk, Christian Falk and Megan Burley being the owners of all of the land in this territory, the following described territory in the Town of Fulton, Rock County, Wisconsin, shall be annexed to the City of Edgerton, to-wit:

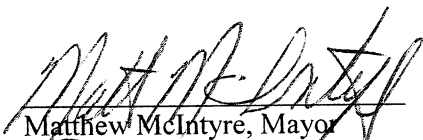
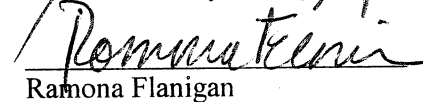
(SEE LEGAL DESCRIPTION ATTACHED HERETO AS EXHIBIT "A" AND INCORPORATED BY REFERENCE HEREIN.)(These Exhibits are available for viewing at City Hall.)

2. Effective Date of Annexation: From and after the date of this Ordinance, the territory described in Subsection 1 shall be a part of the City of Edgerton for any and all purposes provided by law and all persons currently residing within such territory shall be subject to all Ordinances, rules and regulations governing the City of Edgerton.
3. Temporary Zoning Classification: The territory annexed to the City of Edgerton by this Ordinance is temporarily designed to be zoned Agriculture One. Permanent zoning shall be completed pursuant to Wisconsin Statute 62.23, and as such will be designated on the City Zoning Map in accordance with Chapter 22.210 of the City of Edgerton Code of General Ordinances.
4. Ward designation: the territory described in Subsection 1 of this Ordinance is hereby made a part of the 5th ward and 3rd aldermanic district of the City of Edgerton.
5. Effective Date of Annexation: this Ordinance shall take effect upon its passage and publication as provided by law.

Seconded by Alderperson: Erik Thompson

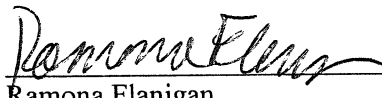
Roll Call: Ayes 6 Noes -0-

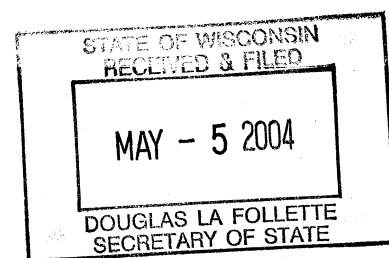
1st Reading: April 5, 2004
2nd Reading: April 19, 2004
Adopted: April 19, 2004
Published: April 21, 2004
Dated: April 19, 2004


Matthew McIntyre, Mayor

Ramona Flanigan
City Administrator

STATE OF WISCONSIN)
)ss.
COUNTY OF ROCK)

I, Ramona Flanigan, City Administrator, City of Edgerton, Rock and Dane Counties, Wisconsin, do hereby certify that the foregoing is a true and correct copy of the ordinance adopted by the Common Council of the City of Edgerton at its regular meeting the 19th day of April, 2004.


Ramona Flanigan
City Administrator



PETITION FOR ANNEXATION
OF LANDS TO THE CITY OF EDGERTON
BY DIRECT ANNEXATION – UNANIMOUS CONSENT

TO: City of Edgerton, a Wisconsin municipal corporation

1. Pursuant to Section 66.0217 of the Wisconsin Statutes, we, the undersigned, being all of the owners and electors of the territory (lands) described on Exhibit A attached hereto, petition for direct annexation by unanimous consent of the territory (lands) described in said Exhibit A from the Town of Fulton, Rock County, Wisconsin, to the City of Edgerton.

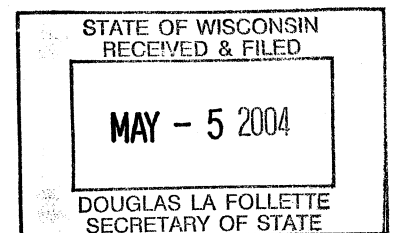
2. Said territory (lands) are commonly known as: Those lands bounded on the north by the south line of Dorow's Addition to the City of Edgerton, on the West by East right-of-way of USH 51, on the South by the North line of Victor Falk's property and on the East by the Westerly line of the Wisconsin Department of Transportation property (formerly railroad property). EXCEPTING THEREFROM, Parcel No. 6-6-85.2 and Parcel No. 6-6-86.2. The legal description contained in Exhibit A shall constitute the legal description of the lands to be annexed; the foregoing abbreviated legal description is provided only to clarify the legal description contained in Exhibit A.

3. Said territory (lands) is contiguous to the City of Edgerton and is presently a part of the Township of Fulton, Rock County, Wisconsin.

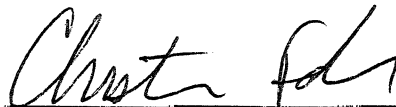
4. Attached as Exhibit B to this Petition and made a part hereof is a scale map reasonably showing all of the boundaries of such territory (lands) and the relation of the territory (lands) to the Town of Fulton and to the City of Edgerton.

5. The undersigned owners, Thomas Falk, Christian V. Falk and Megan E. Burley, request that upon annexation, the territory (lands) described on Exhibit A attached hereto be zoned residential single family R2.

(SIGNATURES CONTINUED ON FOLLOWING THREE (3) PAGES)




Dated at San Francisco, California, this 28 day of January, 2004.



Christian V. Falk


Signature of Christian V. Falk authenticated
this 30 day of January, 2004.



Stephen O. Hart
Member State Bar of Wisconsin

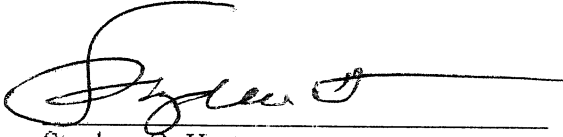
STATE OF WISCONSIN
RECEIVED & FILED
MAY - 5 2004
DOUGLAS LA FOLLETTE
SECRETARY OF STATE

Dated at Carmel, Indiana, this 30 day of January, 2004.

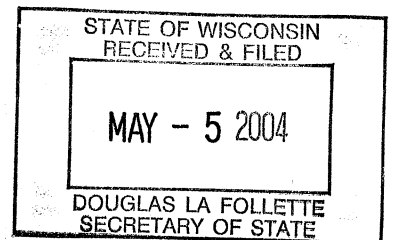


Thomas Falk

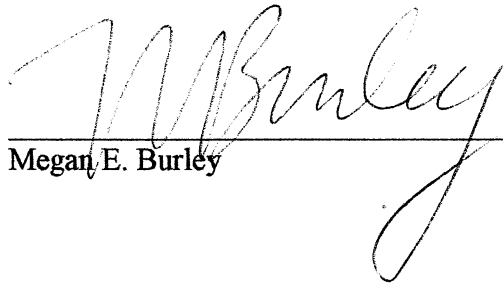
Signature of Thomas Falk authenticated
this 30 day of January, 2004.



Stephen O. Hart
Member State Bar of Wisconsin

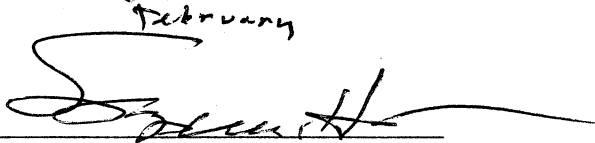


Dated at London, England, this 29 day of January, 2004.

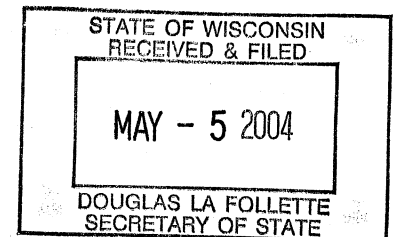


Megan E. Burley

Signature of Megan E. Burley authenticated
this 3rd day of ~~January~~, 2004.

February


Stephen O. Hart
Member State Bar of Wisconsin



Combs and Associates, Inc.

Land Surveying Mapping Planning

109 W. MILWAUKEE ST.
JANESVILLE, WI 53545
(608) 752-0575
FAX: (608) 752-0534

February 25, 2004

TO: Falk Family

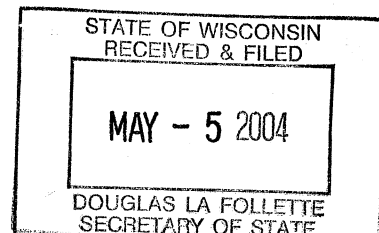
RE: Description of

PART OF THE SW. ¼ OF SECTION 10, T.4N., R.12E. OF THE 4TH P.M., FULTON TOWNSHIP,
ROCK COUNTY, WISCONSIN.

DESCRIBED AS FOLLOWS: Commencing at a D.O.T. disk at the West ¼ corner of said Section 10; thence S.89°25'40"E. 72.91 feet to an iron pin monument on the South line of Dorow's Addition, a recorded subdivision (and the East R.O.W. (right-of-way) line of U.S.H. 51), also being at the place of beginning for the land to be herein described; thence continuing S.89°25'40"E. along said South line, 438.67 feet to an iron pipe monument; thence S.89°24'42"E. continuing along said South line, 593.17 feet to an iron pipe monument; thence S.89°23'54"E. continuing along said South line, 593.50 feet to an iron pipe monument; thence continuing S.89°23'54"E. along said South line, 224.74 feet to an iron pipe monument on the West line of the railroad property; thence Southerly, along said West line, along a curve convexed Easterly, 345.72 feet, having a radius of 4750.5 feet and a chord bearing S.0°21'02.5"W. 345.64 feet to an iron pin monument; thence S.2°26'08"W. continuing along West line, 1922.73 feet to an iron pin monument on the line that is parallel with and 400.0 feet North from the South line of the SW. ¼ of said Section; thence N.89°18'57"W. along said line, 1728.21 feet to an iron pin monument on said East R.O.W. line of U.S.H. 51; thence N.34°38'22"W. along said R.O.W. line, 138.40 feet to an iron pin monument; thence N.0°01'06"E. continuing along said R.O.W. line, 867.47 feet to an iron pin monument; thence N.3°59'40"E. continuing along said R.O.W. line, 124.42 feet to an iron pin monument at a point of curve; thence Northerly, continuing along said R.O.W. line, along a curve convexed Easterly, 192.18 feet, having a radius of 5780.0 feet and a chord bearing N.3°02'31"E. 192.17 feet to an iron pin monument on the Westerly extension of the South line of an existing parcel; thence N.89°57'25"E. 180.72 feet to an iron pin monument at the SE. corner of said parcel; thence North along the East line of said parcel, 190.11 feet to an iron pin monument; thence S.89°55'57"W. continuing along said East line, 45.83 feet to an iron pin monument; thence North continuing along said East line, 123.60 feet to an iron pin monument at the SE. corner of an existing tract; thence N.0°01'05"E. 154.80 feet to an iron pin monument at the NE. corner of said tract; thence N.89°57'10"W. 131.87 feet to an iron pipe monument at the NW. corner of said tract; thence N.0°11'12"W. continuing along said R.O.W. line, 176.87 feet to an iron pin monument; thence N.89°48'48"E. continuing along said R.O.W. line, 20.0 feet to an iron pin monument; thence N.0°11'12"W. continuing along said R.O.W. line, 322.07 feet to the place of beginning.

NOTE: The above description is subject to any and all easements and agreements, recorded or unrecorded.

Order No. 103-357a



REGISTERED LAND SURVEYORS
ESTABLISHED 1972

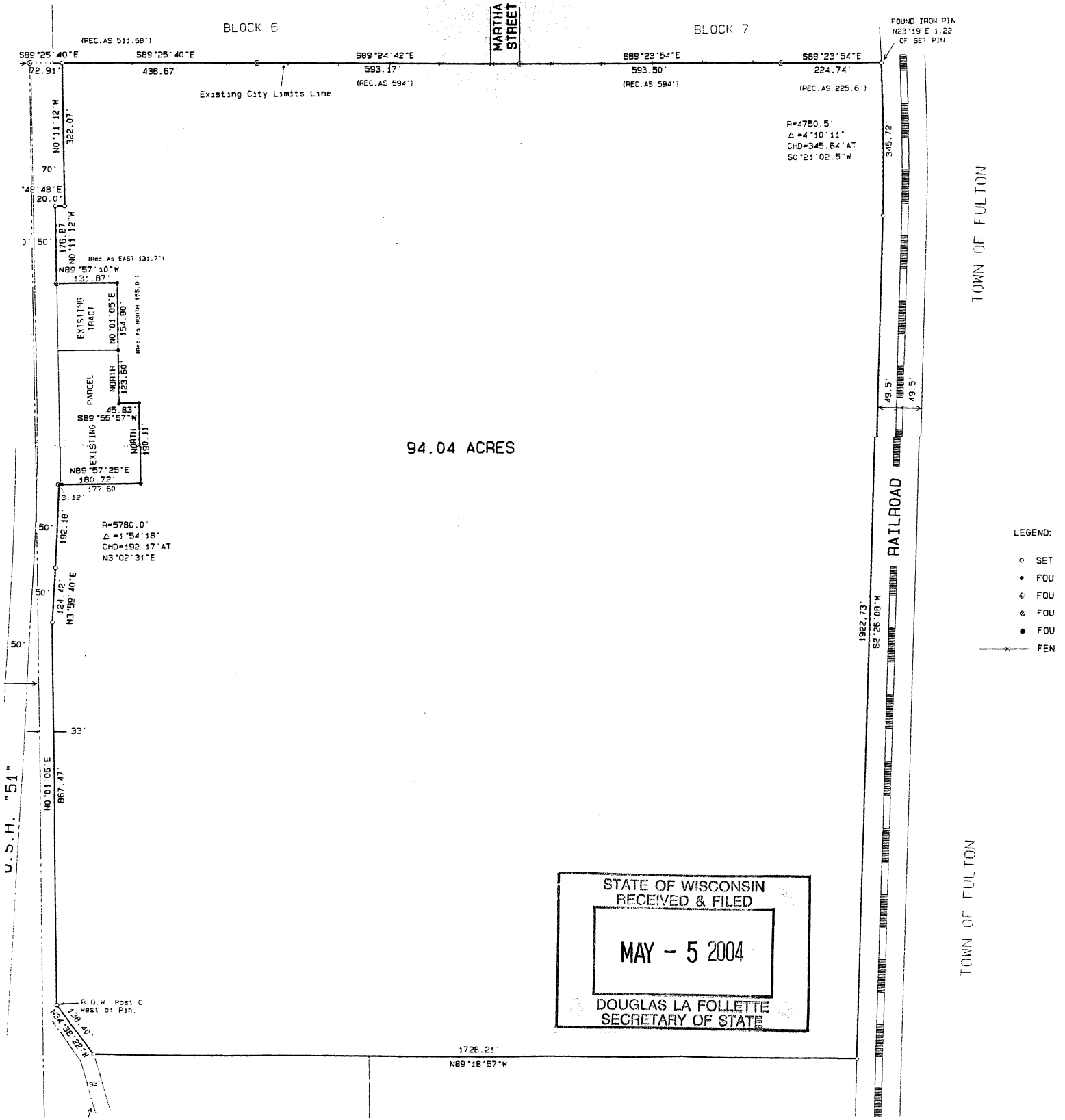


EXHIBIT A

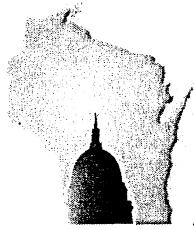
EXHIBIT A

CITY OF EDGERTON

DOROW'S ADDITION



STATE OF WISCONSIN
 RECEIVED & FILED
 MAY - 5 2004
 DOUGLAS LA FOLLETTE
 SECRETARY OF STATE



**WISCONSIN DEPARTMENT OF
ADMINISTRATION**

JIM DOYLE
GOVERNOR

MARC J. MAROTTA
SECRETARY

**Division of Intergovernmental Relations
Municipal Boundary Review**
101 E. Wilson Street, 10th Floor
Madison, WI 53702-0001
(608) 264-6102, Fax (608) 266-5519
<http://www.doa.wi.gov/>

April 2, 2004

DOA PETITION FILE NO. 12269

CINDY HEGGLUND, CLERK
CITY OF EDGERTON
12 ALBION ST
EDGERTON, WI 53534-1835

JENNIFER SHOTLIFF, CLERK
TOWN OF FULTON
2738 W FULTON CENTER DR
EDGERTON, WI 53534-8528

Subject: FALK FAMILY ANNEXATION

The proposed annexation submitted to our office on March 2, 2004, has been reviewed and found to be in the public interest.

The subject petition is for territory that is reasonably shaped and contiguous to the City of Edgerton.

The Department reminds clerks of annexing municipalities of the requirements of s. 66.0217 (9)(a), Wis. Stats., which states:

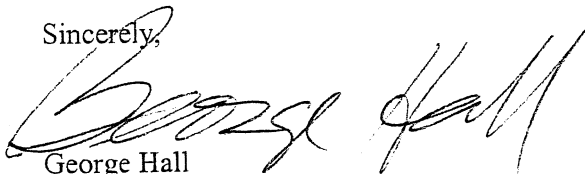
"The clerk of a city or village which has annexed shall file immediately with the secretary of state a certified copy of the ordinance, certificate and plat, and shall send one copy to each company that provides any utility service in the area that is annexed. The clerk shall record the ordinance with the register of deeds and file a signed copy of the ordinance with the clerk of any affected school district..."

State and federal aids based on population and equalized value may be significantly affected through failure to file with the Secretary of State. Please file a copy of your annexing ordinance, including a statement certifying the population of the annexed territory. The address of the Office of the Secretary of State is:

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

Please call me at (608) 266-0683, should you have any questions concerning this annexation review letter.

Sincerely,



George Hall
Municipal Boundary Review

Cc: Attorney Stephen O. Hart

