

# The State of Wisconsin

## Office of the Secretary of State

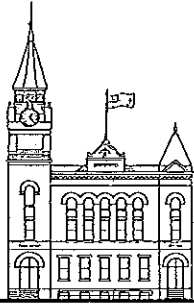
C172

CITY OF INDEPENDENCE

TREMPEALEAU COUNTY

ANNEXATION ORDINANCE

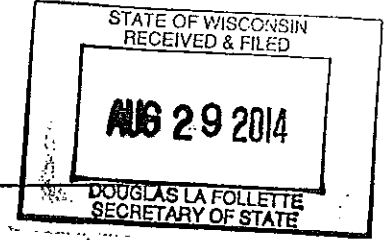
FILED AUGUST 29, 2014



# CITY OF INDEPENDENCE

23688 ADAMS STREET • P.O. BOX 189  
INDEPENDENCE, WI 54747  
TEL. 715-985-3055 • FAX 715-985-2530  
E-MAIL: indchall@trivest.net

c172



## CERTIFICATION OF ANNEXATION

I, Lenice Pronschinske, Clerk for the City of Independence, Wisconsin, hereby certify that on the 19th day of August, 2014, the City of Independence adopted the attached Annexation Ordinances.

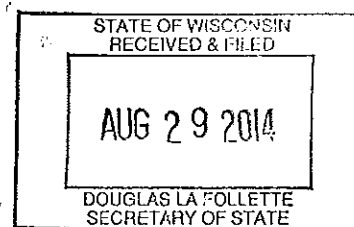
Dated this 25th day of August, 2014.

A handwritten signature in cursive script, appearing to read "Lenice Pronschinske".

Lenice Pronschinske  
Independence City Clerk

**RESOLUTION**

**ADOPTION OF ANNEXATION ORDINANCE**



WHEREAS, a petition for annexation of land from the Town of Lincoln to the City of Independence was filed with the City Clerk on the 4<sup>th</sup> day of August, 2014, and

WHEREAS, the petition was signed by owners of the land within the proposed area to be annexed, who constitute all of the owners of the land, said land being vacant and unoccupied by any persons, and the petition appears to meet the requirements of Section 66.0217(2) Wis. Stats. for direct annexation by unanimous approval, and

WHEREAS, the City is prepared to provide necessary services to the area and it would be in the best interests of the City to annex the land, and

WHEREAS, the City Council, acting as plan commission for the City, has determined that the appropriate zoning for the land would be A District (agricultural), and

WHEREAS, the proposed annexed territory borders on Ward 2 of the City and would be best served by being designated as a part of Ward 2, and

WHEREAS, the annexation would be compatible with the goals and objectives of the City's current "Smart Growth Plan", and

WHEREAS, Section 66.0217(14) requires that the City pay the Town an amount equal to the property taxes on the annexed land for a period of five years (5).

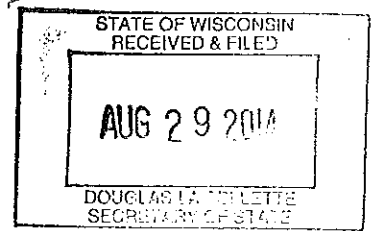
THEREFORE BE IT RESOLVED, that the attached ordinance for the annexation of the land described in Exhibit "A" of the ordinance be adopted, annexing said territory to the City of Independence.

Dated this 19th day of August, 2014.

The above resolution was adopted by a vote of 4 in favor and 2 opposed this 19th day of August, 2014.

A handwritten signature in cursive script, appearing to read "Lenice Pronschinske".

Lenice Pronschinske  
Independence City Clerk



ORDINANCE

Annexation of Territory to the City of Independence

An ordinance annexing real estate from the Town of Lincoln to the City of Independence.

THE COMMON COUNCIL OF THE CITY OF INDEPENDENCE, WISCONSIN DO ORDAIN AS FOLLOWS:

**SECTION 1. Territory Annexed.** In accordance with Sec. 66.0217 Wis. Stats. and a Petition for Direct Annexation by Unanimous Approval having been filed with the City Clerk on the 4<sup>th</sup> day of August, 2014, signed by all of the owners of the land in area within the territory described in the Petition, such territory described and set out in the attached Exhibit "A" in the Town of Lincoln, Trempealeau County, Wisconsin, is annexed to the City of Independence, Wisconsin.

**SECTION 2. Effect of Annexation.** From and after the date of this ordinance, the territory described in Exhibit "A" shall be a part of the City of Independence for any and all purposes provided by law and the land, and all persons coming or residing within such territory, shall be subject to all ordinances, rules, and regulations governing the City of Independence other than any exceptions provided in Wisconsin Statutes.

**SECTION 3. Zoning Classification.** Upon recommendation of the City Council acting as plan commission, the territory annexed to the City of Independence by this ordinance shall be zoned as an A (agricultural) District.

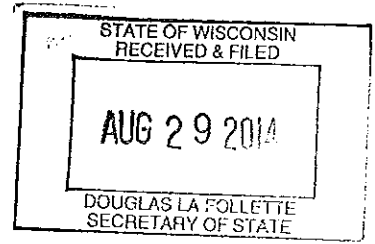
**SECTION 4. Ward Designation.** The territory in Exhibit "A" is hereby made a part of the second ward of the City of Independence, subject to the ordinances, rules and regulations of the City governing Wards. The territory annexed has no residents and no population.

**SECTION 5. Obligation to Town.** The City shall pay annually to the Town of Lincoln, for five 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. Section 70.65, in the year in which this annexation is final.

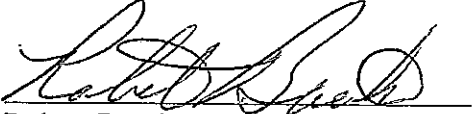
**SECTION 6. County Ordinances.** Pursuant to Section 59.692(7) and 59.693(10) Wis Stats, regulations previously adopted in Trempealeau County Zoning ordinances in respect to shore land zoning and erosion control and storm water management shall remain in effect for the annexed territory to the extent required by State statutes subject to the City reserving rights to assume jurisdiction or amend as permitted.

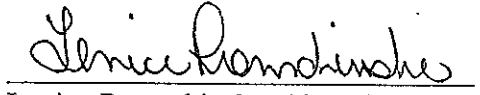
**SECTION 7. Severability.** If any provision of this ordinance is invalid or unconstitutional, or if the application of this ordinance to any person or circumstances is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions or applications of this ordinance which can be given effect without the invalid or unconstitutional provisions or applications.

Adopted this 19th day of August, 2014.



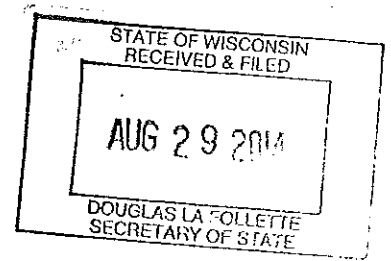
CITY OF INDEPENDENCE

  
Robert Baecker, Mayor

  
Lenice Pronschinske, City Clerk

Date Published: \_\_\_\_\_, 2014.

**EXHIBIT "A"**  
**Land Annexed to the City from Town of Lincoln**



**Parcel No. 1:**

The W ½ of the NE ¼ of the NW ¼ and the W ½ of the SE ¼ of the NW ¼ of Section 36, T22N, R9W, Trempealeau County, Wisconsin.

**Parcel No. 2:**

A parcel of land in the NE ¼ of the SW ¼ of Section 36, T22N, R9W, described as follows: Commencing at the NE corner of the NE ¼ of the SW ¼; thence West 37 rods to the place of beginning and the Northeast corner of that property described in Volume 970, Page 754; thence due South, along the East line of said Volume 970, Page 754, 206 feet to the Southeast corner of said Volume 970, Page 754; thence Southerly to the Southeast corner of the W ½ of the NE ¼ of the SW ¼; thence Easterly along the South line of said W ½ of the NE ¼ of the SW ¼ to the Southwest corner of said NE ¼ of the SW ¼; thence Northerly along the West line of said NE ¼ of the SW ¼ to the Northwest corner of said NE ¼ of the SW ¼; thence Easterly along the North line of said NE ¼ of the SW ¼ to the place of beginning; except the following described parcel of land in the NE ¼ of the SW ¼ of Section 36, T22N, R9W, described as follows: Commencing at the NE corner of the NE ¼ of the SW ¼; thence West 37 rods to the place of beginning; thence due South 206 feet; thence West at right angles 16 rods; thence due North to the South edge of the town road; thence Northeasterly along the South edge of the town road to the place of beginning; and except the following described parcel within said NE ¼ of the SW ¼ of Section 36, T22N, R9W: Commencing at the Northwest corner; thence 13 rods more or less southerly to the centerline of the town road running through the forty which is the point of beginning (and also the point of beginning for the parcel described in Deeds Vol. 690, Page 631); thence northeasterly along said centerline 3 rods; thence 15 rods southeasterly perpendicular to said town road centerline, thence southwesterly 13 rods more or less to a point located on the west line of said NE ¼ of the SW ¼ which is also 15 rods measured perpendicularly to said town road centerline; thence northerly along said westerly line 19 rods more or less to the point of beginning.

**Parcel No. 3:**

The W ½ of the SE ¼ of the SW ¼ of Section 36, T22N, R9W, excepting therefrom part of the SE ¼ of the SW ¼, Section 36, T22N, R9W described as follows: Beginning at the Southeast corner of said SE ¼ of the SW ¼; thence along the South line of said SE ¼ of the SW ¼, N 89°47'43" W, 60.01 feet; thence N 0°55'16"W, parallel to the East line of said SE ¼ of the SW ¼, 663.90 feet; thence N 76°45'31" W, 90.80 feet; thence N 00°35'46"E, 150.31 feet; thence N71°18'42" W, 617.21 feet; thence N 16°27'10" E, 221.51 feet; thence S 72°16'32 E, 695.85 feet to said East line; thence S 00°55'16" E, 1033.62 feet to the point of beginning.

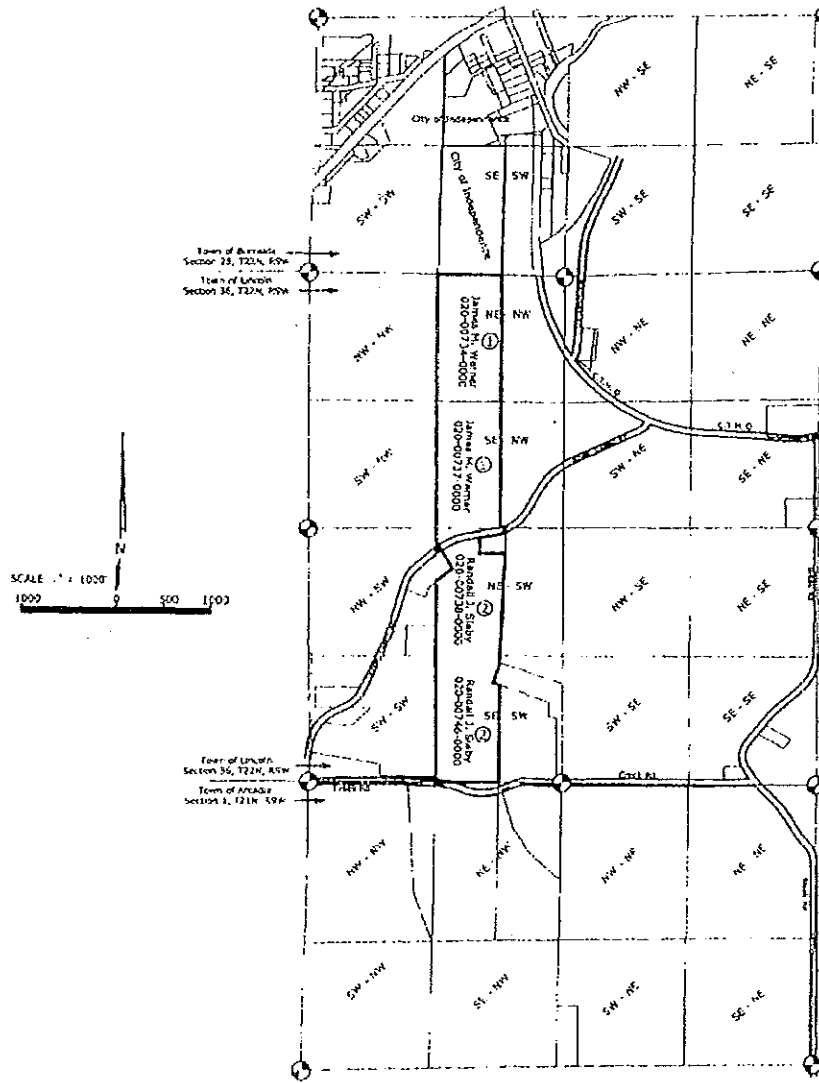
AUG 29 2014

DOUGLAS LA FOLLETTE  
SECRETARY OF STATE

ANNEXATION FROM LINCOLN

Annexation to City of Independence

Located in Section 36, T22N, R9W,  
Town of Lincoln, Trempealeau County, Wisconsin



PREPARED FOR:  
COOPER ENGINEERING COMPANY, INC  
P.O. BOX 230  
RICE LAKE, WI 54668  
JULY 29, 2014