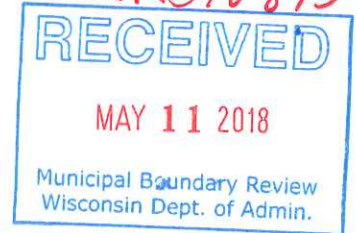




OF THE CITY CLERK
OFFICE OF THE CITY CLERK

300 East Main Street
Sun Prairie, WI 53590-2227
(608) 837-2511



May 10, 2018

Ordinance #717/Brooks Drive, LLC

To whom it may concern,

Enclosed please find a copy of the Ordinance for voluntary annexation (attachment) of approximately 1.395 acres of land to the City of Sun Prairie from the Town of Burke.

The current population of the above lands as set forth in the ^{attachment}~~annexation~~ proceedings are zero (0).

This attachment was approved by the Sun Prairie Common Council on February 20, 2018, Ordinance #717 in accordance with S.S. 66.0307. This ordinance was published on February 23, 2018 and became effective on February 24, 2018.

If you have any questions, please feel free to contact me.

Sincerely,

Elena Hilby, WCMC, CPA
City Clerk

cc: per attached list

ANNEXATION

ORDINANCE #717 APPROVING A PETITION FOR VOLUNTARY ATTACHMENT (ANNEXATION) OF APPROXIMATELY 1.395 ACRES OF LAND LOCATED APPROXIMATELY ¼ MILE EAST OF GRAND AVENUE AT 3392 BROOKS DRIVE FROM THE TOWN OF BURKE INTO THE CITY OF SUN PRAIRIE.

Brooks Drive, LLC

Described as a parcel of land located in Lot 1 and Part of Lot 2, Certified Survey Map No. 10689 as recorded in Volume 63 of Certified Survey Maps of Dane County on Pages 245 and 246, located in the Northwest ¼ of the Southwest ¼ and the Southwest ¼ of the Southwest ¼, Section 12, T8N, R10E, Town of Burke, Dane County, Wisconsin, described as follows:

Commencing at the West ¼ Corner of said Section 12; thence S00°45'34"W (recorded as S00°45'28"W), 1327.34 feet along the West line of said Southwest ¼; thence N87°18'42"E, 991.93 feet to the point of beginning; thence N02°47'03"W (recorded as N02°17'22"W), 17.03 feet to the Southwest corner of said Lot 1; thence N00°53'36"E (recorded as 01°18'33"E), 236.43 feet; thence N87°18'42"E, 161.71 feet; thence S00°53'36"W, 30.06 feet; thence N87°18'42"E, 30.06 feet; thence S00°53'36"W, 289.53 feet to the South right of way line of Brooks Drive; thence S87°18'42"W (recorded as S87°43'00"W), 150.62 feet along said right of way line; thence along said right of way line S02°49'21"E (recorded as S02°17'27"E), 20.00 feet; thence along said right of way line S87°25'40"W (recorded as S87°43'00"W), 35.83 feet; thence N02°47'03"W (recorded as N02°17'22"W), 85.90 feet to the point of beginning; Containing 60,760 square feet, or 1.395 acres.

BROOKS DRIVE, LLC "Annexation 2018"

Name and return address

City of Sun Prairie
City Clerk's Office
300 East Main Street
Sun Prairie WI 53590

Parcel Identification Number

0810-123-8850-0
0810-123-8890-0
0810-123-8880-0



THE CITY CLERK
OFFICE OF THE CITY CLERK

300 East Main Street
Sun Prairie, WI 53590-2227
(608) 837-2511
FAX (608) 825-6879
Website www.cityofsunprairie.com

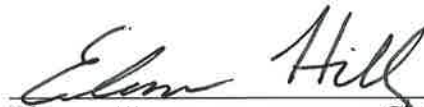
I, Elena Hilby, City Clerk, of the City of Sun Prairie, hereby certify:

ORDINANCE #717
ADOPTED – FEBRUARY 20, 2018

“ORDINANCE APPROVING A PETITION FOR VOLUNTARY ANNEXATION (ATTACHMENT)
OF APPROXIMATELY 1.395 ACRES OF LAND LOCATED APPROXIMATELY ¼ MILE EAST OF
GRAND AVENUE AT 3392 BROOKS DRIVE FROM THE TOWN OF BURKE INTO THE CITY OF
SUN PRAIRIE”

has been compared by me with the original Ordinance and is on file in my office and now in my legal custody. I further certify that this copy is a true and correct copy of the original Ordinance and hasn't been revoked.

In witness whereof, I sign at my office in Dane County, Wisconsin on May 10, 2018.



Elena Hilby, CPM, WCMC, OMC
City of Sun Prairie, City Clerk

(SEAL)

City of Sun Prairie, Wisconsin

ORDINANCE APPROVING A PETITION FOR VOLUNTARY ATTACHMENT (ANNEXATION) OF APPROXIMATELY 1.395 ACRES OF LAND LOCATED APPROXIMATELY ¼ MILE EAST OF GRAND AVENUE AT 3392 BROOKS DRIVE FROM THE TOWN OF BURKE INTO THE CITY OF SUN PRAIRIE.

Presented: February 20, 2018

Adopted: February 20, 2018

Ordinance No.: #717

ORDINANCE

WHEREAS, On December 29, 2017, Brooks Drive, LLC, filed a petition for voluntary attachment of approximately 1.395 acres of land located approximately ¼ mile east of Grand Avenue at 3392 Brooks Drive, all in the Town of Burke, Dane County, Wisconsin; and,

WHEREAS, the proposed area for attachment is located within the Boundary Adjustment Area – Sun Prairie, of the Final Town of Burke, Village of DeForest, City of Sun Prairie and City of Madison Cooperative Plan (hereinafter, the Burke Cooperative Plan); and,

WHEREAS, said Burke Cooperative Plan was adopted under Section 66.0307 Wis. Stats.; and,

WHEREAS, the proposed area for attachment is located within the City of Sun Prairie Urban Service Area (USA), as amended by the Capital Area Regional Planning Commission (CARPC) on March 9, 2017; and,

WHEREAS, the proposed area for attachment is located in an area that can be served by public sanitary sewer and public water service; and,

WHEREAS, at the time of the filing of the subject attachment petition there were no electors residing within the territory proposed to be annexed; and,

WHEREAS, the proposed area for attachment is located within the following voting districts: Sun Prairie Aldermanic District 3; Dane County Supervisory District 21; State Assembly District 79; State Senate District 27; and the Sun Prairie Area School District.

NOW, THEREFORE, the Common Council of the City of Sun Prairie, Dane County, Wisconsin, do ordain as follows:

SECTION 1: TERRITORY ATTACHED. In accordance with Burke Cooperative Plan and the Petition for Attachment filed with the City Clerk on December 29, 2017, under Case No. PC17-2528 and signed by all of the owners of land in the territory, the following described territory in the Town of Burke, Dane County, Wisconsin is attached to the City of Sun Prairie, Wisconsin:

Lot 1 and Part of Lot 2, Certified Survey Map No. 10689 as recorded in Volume 63 of Certified Survey Maps of Dane County on Pages 245 and 246, located in the Northwest ¼ of the Southwest ¼ and the Southwest ¼ of the Southwest ¼, Section 12, T8N, R10E, Town of Burke, Dane County, Wisconsin, described as follows:
Commencing at the West ¼ Corner of said Section 12; thence S00°45'34"W (recorded as S00°45'28"W), 1327.34 feet along the West line of said Southwest ¼; thence N87°18'42"E, 991.93 feet to the point of beginning; thence N02°47'03"W (recorded as N02°17'22"W), 17.03 feet to the Southwest corner of said Lot 1; thence N00°53'36"E (recorded as 01°18'33"E), 236.43 feet; thence N87°18'42"E, 161.71 feet; thence S00°53'36"W, 30.06 feet; thence N87°18'42"E, 30.06 feet; thence S00°53'36"W, 289.53 feet to the South right of way line of Brooks Drive; thence

S87°18'42"W (recorded as S87°43'00"W), 150.62 feet along said right of way line; thence along said right of way line S02°49'21"E (recorded as S02°17'27"E), 20.00 feet; thence along said right of way line S87°25'40"W (recorded as S87°43'00"W), 35.83 feet; thence N02°47'03"W (recorded as N02°17'22"W), 85.90 feet to the point of beginning; Containing 60,760 square feet, or 1.395 acres.

Parcel Identification Numbers: 0810-123-8850-0, 0810-123-8890-0, and 0810-123-8880-0

SECTION 2: EFFECT OF ATTACHMENT. From and after the date of this ordinance, the territory described in Section 1 shall be a part of the City of Sun Prairie, at and for any and all purposes provided by law and all persons coming or residing within such territory shall be subject to all ordinances, rules, and regulations of the City of Sun Prairie.

SECTION 3: ZONING. From and after the date of this ordinance, the territory described in Section 1 shall be zoned Rural Holding (RH-35ac), until such time that a request to re-zone the subject property is approved by the City Council.

SECTION 4: ALDERMANIC DESIGNATION. From and after the date of this ordinance, unless revised by future ordinance, the territory described in Section 1 is hereby made a part of the 3rd Aldermanic District, Ward 20, of the City of Sun Prairie, subject to the ordinances, rules, and regulations of the governing wards.

SECTION 5: SEVERABILITY. If any provision of this ordinance is found to be invalid or unconstitutional, or if the application of this ordinance to any person or circumstances is found to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions or application of this ordinance, which can be given effect without the invalid or unconstitutional provisions or application.


APPROVED: 

Paul T. Esser, Mayor

Date Approved: February 20, 2018

Date Signed: February 21, 2018

This is to certify that the foregoing ordinance was approved by the Common Council of the City of Sun Prairie at a meeting held on the 20th day of February, 2018, and was submitted for signatures on the 21st day of February, 2018.


Elena Hilby, City Clerk

PROOF OF PUBLICATION

STATE OF WISCONSIN

County of Dane

SS

Melissa Feiler being duly sworn, both depose and say that he is the Advertising Manager of The Sun Prairie Star, a newspaper published at the City of Sun Prairie, in the 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

February 23, 2018

(Signed)

Melissa Feiler

Subscribed and sworn before me this 23rd day of

February, 2018

Mary Jo Corbett

Notary Public, State of Wisconsin

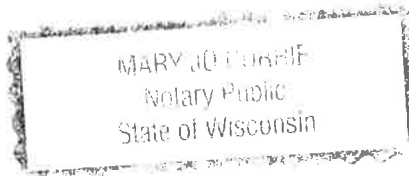
My Commission expires: December 15, 2018

Number of Lines: 190 Number of Times: 1

Affidavit Fees:	<u>\$1.00</u>
Printers Fees:	<u>\$90.38</u>
Total:	<u>\$91.38</u>

377255

City of Sun Prairie Ordinance 717



City of Sun Prairie,
Wisconsin

ORDINANCE APPROVING A PETITION FOR VOLUNTARY Attachment (ANNEXATION) OF approximately 1.395 acres OF LAND located approximately ¼ mile east of Grand Avenue at 3392 Brooks Drive from the Town of Burke into the City of Sun Prairie.

Presented: February 20, 2018
Adopted: February 20, 2018
Ordinance No.: #717

ORDINANCE

WHEREAS, On December 29, 2017, Brooks Drive, LLC, filed a petition for voluntary attach-

ment of approximately 1.395 acres of land located approximately ¼ mile east of Grand Avenue at 3392 Brooks Drive, all in the Town of Burke, Dane County, Wisconsin; and,

WHEREAS, the proposed area for attachment is located within the Boundary Adjustment Area – Sun Prairie, of the Final Town of Burke, Village of DeForest, City of Sun Prairie and City of Madison Cooperative Plan (hereinafter, the Burke Cooperative Plan); and,

WHEREAS, said Burke Cooperative Plan was adopted under Section 66.0307 Wis. Stats.; and,

WHEREAS, the proposed area for attachment is located within the City of Sun Prairie Urban Service Area (USA), as amended by the Capital Area Regional Planning Commission (CARPC) on March 9, 2017; and,

WHEREAS, the proposed area for attachment is located in an area that can be served by public sanitary sewer and public water service; and,

WHEREAS, at the time of the filing of the subject attachment petition there were no electors residing within the territory proposed to be annexed; and,

WHEREAS, the proposed area for attachment is located within the following voting districts: Sun Prairie Aldermanic District 3; Dane County Supervisory District 21; State Assembly District 79; State Senate District 27; and the Sun Prairie Area School District.



BIRRENKOTT SURVEYING, INC.

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

Revised: December 28, 2017

ATTACHMENT MAP

- LEGEND**
- ⊙ 1-1/4" O.D. IRON PIPE FOUND
 - 1" O.D. IRON PIPE FOUND
 - ⊙ 5/8" IRON BAR (D.O.T. CAP)
 - ⊙ 3/4" O.D. IRON PIPE FOUND
 - ⊕ SECTION CORNER MONUMENT, TYPE AS NOTED
 - () INFORMATION OF RECORD

- GUY WIRE ANCHOR
- xx.x DISTANCE FROM BLDG. CORNER TO LOT LINE

- CORPORATE BOUNDARY
- ANNEXATION BOUNDARY

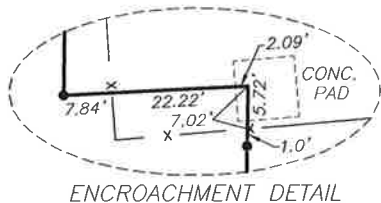
Bearings referenced to the West line of the Southwest 1/4 Section 12, bearing S00°45'34"W

CERTIFIED SURVEY
 MAP NO. 13421

CERTIFIED SURVEY
 MAP NO. 3029

CERTIFIED SURVEY
 MAP NO. 10689

LOT 2, CERTIFIED SURVEY MAP NO. 13990



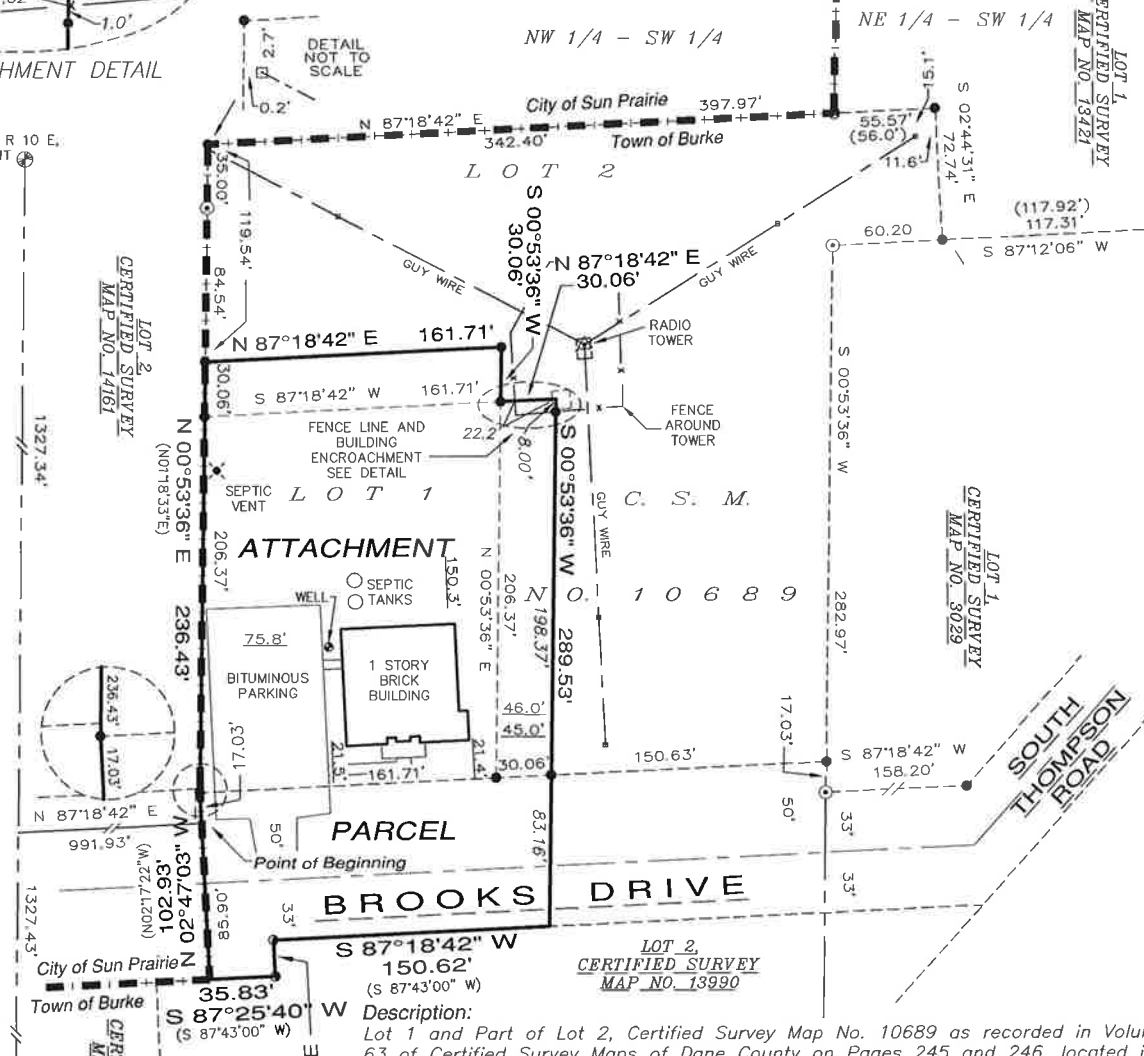
WEST 1/4 CORNER, SECTION 12, T 8 N, R 10 E, ALUMINUM MONUMENT FOUND

S 00°45'34" W
 (S 00°45'28" W)

CERTIFIED SURVEY
 MAP NO. 14161

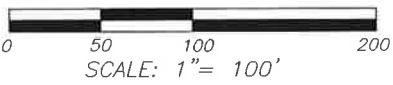
CERTIFIED SURVEY
 MAP NO. 13990

SW 1/4 - SW 1/4



SOUTHWEST CORNER, SECTION 12, T 8 N, R 10 E, 3/4" O.D. IRON BAR FOUND

PREPARED FOR:
 David Baehr
 106 W. Main Street
 Sun Prairie, WI 53590
 608-834-2613



Office Map No. 171341

Description:
 Lot 1 and Part of Lot 2, Certified Survey Map No. 10689 as recorded in Volume 63 of Certified Survey Maps of Dane County on Pages 245 and 246, located in the Northwest 1/4 of the Southwest 1/4 and the Southwest 1/4 of the Southwest 1/4, Section 12, T8N, R10E, Town of Burke, Dane County, Wisconsin, described as follows: Commencing at the West 1/4 Corner of said Section 12; thence S00°45'34"W (recorded as S00°45'28"W), 1327.34 feet along the West line of said Southwest 1/4; thence N87°18'42"E, 991.93 feet to the point of beginning; thence N02°47'03"W (recorded as N02°17'22"W), 17.03 feet to the Southwest corner of said Lot 1; thence N00°53'36"E (recorded as 01°18'33"E), 236.43 feet; thence N87°18'42"E, 161.71 feet; thence S00°53'36"W, 30.06 feet; thence N87°18'42"E, 30.06 feet; thence S00°53'36"W, 289.53 feet to the South right of way line of Brooks Drive; thence S87°18'42"W (recorded as S87°43'00"W), 150.62 feet along said right of way line; thence along said right of way line S02°49'21"E (recorded as S02°17'27"E), 20.00 feet; thence along said right of way line S87°25'40"W (recorded as S87°43'00"W), 35.83 feet; thence N02°47'03"W (recorded as N02°17'22"W), 85.90 feet to the point of beginning; Containing 60,760 square feet, or 1.395 acres.