



Village of North Prairie
Waukesha County, Wisconsin

130 N. Harrison St.
North Prairie, WI 53153
Phone: (262) 392-2271
Fax: (262) 392-2936
www.northprairie.net

ORD10916
RECEIVED

OCT 29 2018

Municipal Boundary Review
Wisconsin Dept. of Admin.

I, RHODA M BAGLEY, DO HEREBY CERTIFY AS FOLLOWS:

That I am the duly qualified and acting Clerk of the VILLAGE OF NORTH PRAIRIE,
Waukesha County, Wisconsin, and that the attached Ordinance No. 02-2018 is a true
and correct and complete copy of the Ordinance duly passed by the
Village Board of the VILLAGE OF NORTH PRAIRIE on the 11th day of October, 2018 to
attach a piece of property from the Town of Genesee to the Village of North Prairie.

Population of the territory is one.

Dated this 12th day of October, 2018.

Rhoda M Bagley

Rhoda M Bagley, Village Clerk-Treasurer



STATE OF WISCONSIN

VILLAGE OF NORTH PRAIRIE

WAUKESHA COUNTY

ORDINANCE NO. 02-2018

**AN ORDINANCE TO ATTACH A PARCEL OF LAND
FROM THE TOWN OF GENESEE
PURSUANT TO THE MUNICIPAL BOUNDARY AGREEMENT BY AND BETWEEN
THE TOWN OF GENESEE AND THE VILLAGE OF NORTH PRAIRIE**

WHEREAS, the Town of Genesee and the Village of North Prairie entered into a Municipal Boundary Agreement on or about June 14, 1999, pursuant to Section 66.027, Wisconsin Statutes, which was incorporated into the judgment of the Waukesha County Circuit Court in Case No. 99-CV-1317 on or about June 29, 1999, and more than 30 days has passed since the publication of the stipulation and no referendum has been filed to contest the matter, and therefore the Municipal Boundary Agreement is in effect and is binding upon the Town of Genesee and the Village of North Prairie; and

WHEREAS, the Municipal Boundary Agreement provides a process in Section 2 by which property owners with property located within the areas described in Section 2 of the Municipal Boundary Agreement may detach their property from the Town of Genesee and attach to the Village of North Prairie; and

WHEREAS, the Village of North Prairie has received a Petition to Attach Property from Mark Jester, Trustee of the Carol A. Jester Revocable Living Trust, owner of the property located at W315 S6117 Dable Road, Mukwonago, Wisconsin 53149, Tax Key No. GNT 1571 994, containing approximately 12.310 acres, as shown of the attached petition and map, ("subject property"); and

WHEREAS, the Village has determined that the Petition to Detach Property is for land located within the "Boundary Detachment Area" of the Town of Genesee; and

WHEREAS, the Village of North Prairie has received a copy of Ordinance No. 18-1 from the Town of Genesee approving the detachment of the subject property from the Town of Genesee,

NOW, THEREFORE, the Village Board of the Village of North Prairie, Waukesha County, Wisconsin, DOES HEREBY ORDAIN as follows:

SECTION I: ATTACHMENT OF SUBJECT PROPERTY

The subject property located within the Town of Genesee and legally described in the attached as Exhibit "A" and as further depicted in the attached Exhibit "B" is hereby attached to the Village of North Prairie.

SECTION II: ZONING CLASSIFICATION AND MAP REVISION

Upon the effective date of the attachment of the subject property, the Village Planner, or designated person, shall revise the Village of North Prairie zoning map to show that

the subject property is included in the Village of North Prairie zoning map and that the subject property is classified as A-T Agricultural Land Preservation Transitional District.

SECTION III: SEVERABILITY

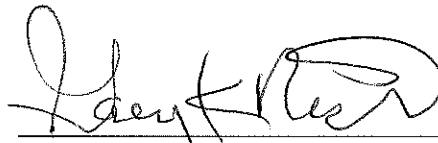
The several sections of this ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or provisions of this ordinance. The remainder of the ordinance shall remain in full force and effect. Any other ordinances whose terms are in conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

SECTION IV: EFFECTIVE DATE

This ordinance shall take effect upon passage and posting or publication as provided by law.

Adopted this 11th day of October, 2018.

VILLAGE OF NORTH PRAIRIE



Gary K. Nickerson, Village President

ATTEST:



Rhoda Bagley, Village Clerk/Treasurer

Posted this 12th day of October, 2018.

PETITION TO DETACH/ATTACH PROPERTY

To: Clerk, Village of North Prairie

Pursuant to the Municipal Boundary agreement between the Town of Genesee and the Village of North Prairie, the undersigned, being the owner(s) of the property described in the attached documents (Exhibit "A" and Exhibit "B") hereby petition the Town of Genesee to detach the property from the Town of Genesee and hereby petition the Village of North Prairie to attach said property to its boundaries.

A duplicate original of this petition has been filed with the clerk of the Village of North Prairie and the Town of Genesee.

A legal description is attached to this petition as Exhibit "A" and a map showing the location and boundaries of this property is attached as Exhibit "B".

The total land area of the property is 12.31' acres and includes the following tax key number(s): GNT 1571.994

The total number of people residing at this property is 1.

Dated this 28 day of JUNE, 2018.

Signature of property owner: Mark Jester

Print name of property owner: MARK Jester

State of WI

County of Waukesha }

Mark Jester Signature

Personally came before me this 28th day of June, 2018, who executed the foregoing instrument and acknowledged the same.

Khoda M Bagley
Notary Public, State of Wisconsin
My commission expires: 1-22-2022

EXHIBIT "A"

Mark Jester
401 Dable Rd.
Mukwonago, WI 53149
(262) 949-3405
mjester@wi.rr.com

8/7/2018

Village of North Prairie
130 N. Harrison Street
North Prairie WI 53153

(262) 392-2271

Dear North Prairie Village Clerk Rhoda Bagley,

I recently petitioned the town of North Prairie to attach the property parcel listed below. I need to put my request on hold until further review is completed, approximately no longer than 6 months. Thank-you.

TAX KEY: GNT 1571994

DESCRIPTION:

Parcel 1

All that part of the Southeast one quarter of the Southwest one quarter of Section 33, Township 6 North, Range 18 East, Town of Genesee, Waukesha County, Wisconsin, described as follows, to-wit: Commencing at the East one sixteenth corner of said quarter section; thence West on the one sixteenth line 1323.40 feet to the one eighth line of said quarter section; thence South 0 degrees 13' West on said one eighth line 352.20 feet; thence East and parallel to said one sixteenth line 1322.90 feet to the East line of said quarter section; thence North 0 degrees 10' East 352.20 feet to the point of commencement, and containing 10.70 acres of land more or less.

Parcel 2

All that part of the Northeast one quarter of the Southwest one quarter of Sector 33, Township 6 North, Range 18 East, Waukesha County, Wisconsin, described as follows, to-wit: Commencing at the Southeast corner of the Northeast one quarter of the Southwest one quarter; thence North 0

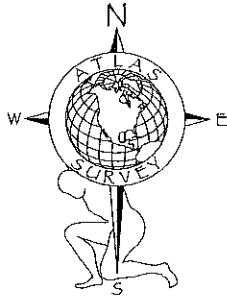
degrees 10' East 16.50 feet; thence West and parallel to the one sixteenth line of said quarter section 247.50 feet; thence South 0 degrees 10' West and parallel to the East line of said quarter section 16.50 feet; thence East on said one sixteenth line 247.50 feet to the point of commencement and containing 0.09 of an acre, more or less.

The South three (3) rods of the Northeast quarter (NE $\frac{1}{4}$) of the Southwest quarter (SW $\frac{1}{4}$) of Section thirty-three (33), Township six (6) North, Range eighteen (18) East, Town of Genesee, Waukesha County, Wisconsin.

Sincerely,

Mark Jester

Mark Jester 8-2-18

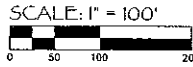


PLAT OF SURVEY - EXHIBIT "B"

LOT 1 OF CSM 9101 LOCATED IN THE SE 1/4 OF THE SW 1/4 OF SECTION 33 OF SECTION 33, T.6N., R.18E., VILLAGE OF NORTH PRAIRIE, AND A PART OF THE NE 1/4 & SE 1/4 OF THE SW 1/4 OF SECTION 33, T.6N., R.18E., TOWN OF GENESEE, WAUKESHA COUNTY, WISCONSIN

ATLAS SURVEY

2826 SAINT ANDREWS COURT
WAUKESHA, WI 53188
(262) 901-5256
WWW.ATLASSURVEYWI.COM
SURVEYOR:
BRYCE KACZOR, PLS S-2803
SURVEY FOR:
MARK JESTER
PROPERTY:
W31556117 DABLE ROAD
MUKWONAGO, WI. 53149



BEARINGS ARE REFERENCED TO NAD27, WISCONSIN STATE PLANE, SOUTH ZONE, GRID NORTH ON THE SOUTH LINE OF THE SW 1/4 OF SECTION 33-6-18 AS N00°36'30"W.

LEGEND

- - 1" IRON PIPE FOUND (UNLESS OTHERWISE STATED)
- - 1" DIA. IRON PIPE SET, 18" LONG (UNLESS OTHERWISE STATED)

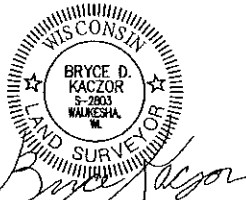
NOTES:

- ADDITIONAL EASEMENTS, IF ANY, ARE NOT SHOWN.
- THE SURVEYOR TAKES NO RESPONSIBILITY FOR ANY UNDERGROUND STRUCTURES OR BURIED MATERIALS SUCH AS FOUNDATIONS, WELLS, SEPTIC, HOLDING TANKS, UTILITIES, HAZARDOUS MATERIALS, OR ANY OTHER ITEMS OF WHICH NO EVIDENCE CAN BE FOUND ON THE SURFACE BY A VISUAL INSPECTION. THE SURVEYOR WILL NOT ENTER ANY BUILDINGS ON OR OFF SITE.
- THE PURPOSE OF THE SURVEY IS REZONING.
- THE FIELD WORK WAS COMPLETED ON APRIL 4TH, 2018.

SURVEYOR'S CERTIFICATE:

I HEREBY CERTIFY THAT I HAVE SURVEYED THE ABOVE DESCRIBED PROPERTY AND, IN MY PROFESSIONAL OPINION, THE ABOVE MAP IS A TRUE REPRESENTATION THEREOF AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

THIS SURVEY IS MADE FOR THE USE OF THE PRESENT OWNERS OF THE PROPERTY, AND ALSO THOSE WHO PURCHASE, MORTGAGE, OR GUARANTEE THE TITLE THERE TO WITHIN ONE (1) YEAR FROM DATE HEREOF.



DATED THIS 16TH DAY OF APRIL 2018
REVISED THIS 3RD DAY OF SEPTEMBER 2018

LEGAL DESCRIPTION (LEGAL DESCRIPTION PER DOC. #3483721 AND #3483722)

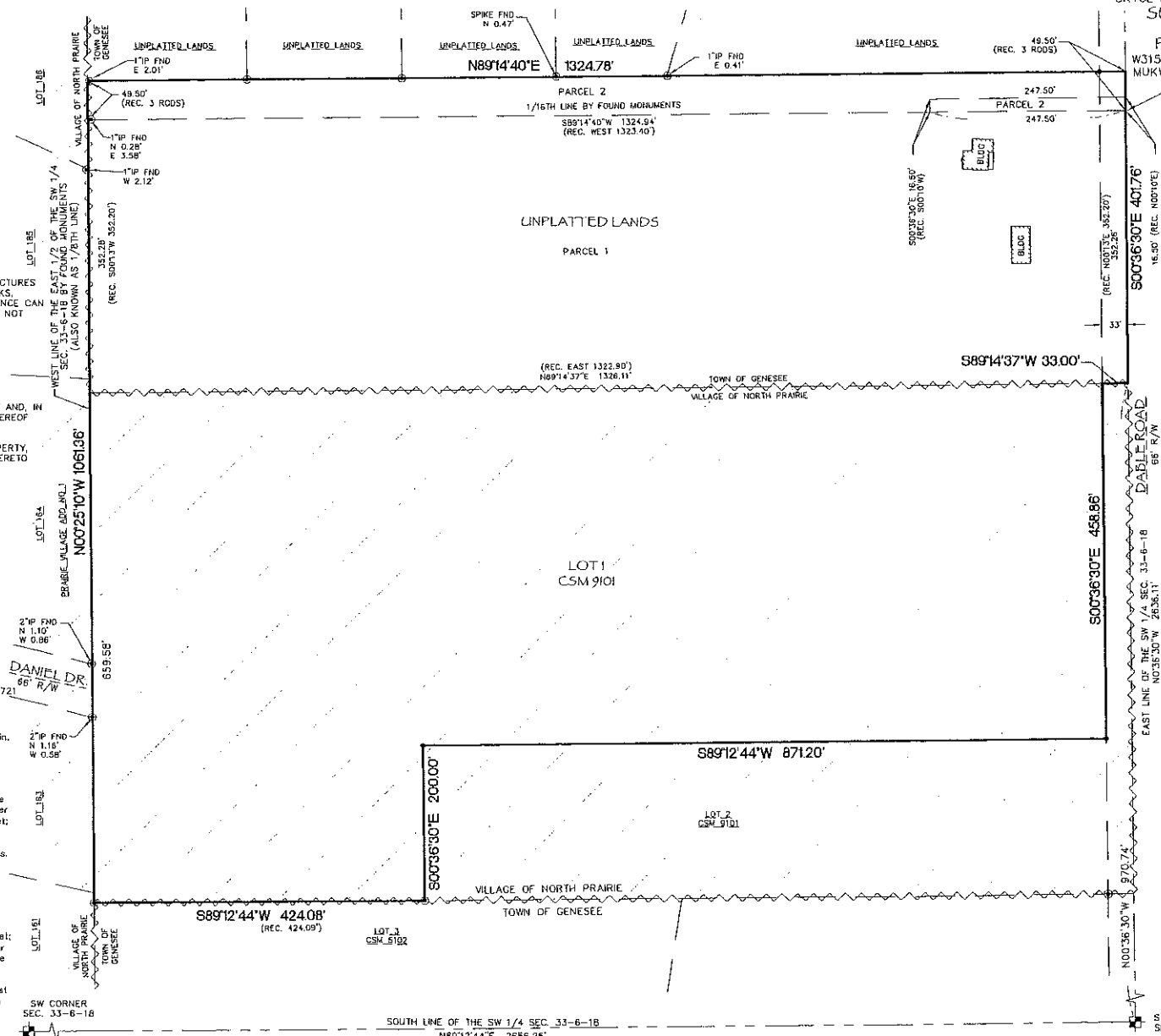
Lot 1 of CSM 9101 located in the SE 1/4 of the SW 1/4 of section 33, of section 33, T.6N., R.18E., Village of North Prairie, Waukesha County, Wisconsin.

Parcel 1
All that part of the Southeast one quarter of the Southwest one quarter of Section 33, Township 6 North, Range 18 East, Town of Genesee, Waukesha County, Wisconsin, described as follows, to-wit:
Commencing at the East one sixteenth corner of said quarter section; thence West on one sixteenth line 1323.40 feet to the one eighth line of said quarter section; thence South 0 degrees 13' West on said one eighth line 352.20 feet; thence East and parallel to said one sixteenth line 1322.90 feet to the East line of said quarter section; thence North 0 degrees 13' East 352.20 feet to the point of commencement, and containing 10.70 acres of land more or less.

Parcel 2
All that part of the Northeast one quarter of the Southwest one quarter of Section 33, Township 6 North, Range 18 East, Waukesha County, Wisconsin, described as follows, to-wit:
Commencing at the Southeast corner of the Northeast one quarter of the Southwest one quarter; thence North 0 degrees 10' East 16.50 feet; thence West and parallel to the one sixteenth line of said quarter section 247.50 feet; thence South 0 degrees 10' West and parallel to the East line of said quarter section 18.50 feet; thence East on said one sixteenth line 247.50 feet to the point of commencement and containing 0.09 of an acre, more or less.

The South three (3) rods of the Northeast quarter (NE 1/4) of the Southwest quarter (SW 1/4) of Section thirty-three (33), Township six (6) North, Range eighteen (18) East, Town of Genesee, Waukesha County, Wisconsin

PROJECT # 18476



EAST LINE OF THE SW 1/4 SEC. 33-6-18
N03°36'30"W 2636.11'
DABLE ROAD
66' R/W

S 1/4 CORNER
SEC. 33-6-18

SOUTH LINE OF THE SW 1/4 SEC. 33-6-18
N89°12'44"E 2656.25'

STATE OF WISCONSIN TOWN OF GENESEE WAUKESHA COUNTY

ORDINANCE 18-1

APPROVING THE DETACHEMENT OF PROPERTY
WITHIN THE BOUNDARY AGREEMENT AREA
UNDER THE MUNICIPAL BOUNDARY AGREEMENT
WITH THE VILLAGE OF NORTH PRAIRIE

WHEREAS, the Town of Genesee and the Village of North Prairie entered into a Municipal Boundary Agreement on June 14, 1999, pursuant to 66.027, and;

WHEREAS, the Waukesha County Circuit Court incorporated this Agreement as the judgment of the Court which was entered on July 27, 1999, which is its effective date, and;

WHEREAS, the Agreement provides in Section III, a process by which property owners within the Boundary Adjustment Area may detach from the Town of Genesee and attach to the Village of North Prairie, and;

WHEREAS, the Town of Genesee Clerk received a petition for detachment from Mark Jester, Trustee of the Carol Jester Living Trust, owner of the property located at W315 S6117 Dable Road, Mukwonago, Wisconsin 53149, Tax Key No. GNT 1571.994, as shown on the attached petition and map, and;

WHEREAS, the Town of Genesee Clerk reviewed the petition and the property description and verified that the subject property is within the maximum external boundary of the Village limits, and;

WHEREAS, Section II provides that the Town of Genesee agrees to detach each individual parcel within the maximum external boundary upon the request of the owner, if the request otherwise meets all the applicable requirements and conditions required under the Agreement.

THEREFORE BE IT ORDAINED, that the Town Board of the Town of Genesee finds that the proposed land subject to the petition for detachment meets all applicable requirements and conditions required under the Agreement, has no objection to the detachment of the property described above pursuant to Section II of the Municipal Boundary Agreement of the Town of Genesee and Village of North Prairie, and directs the Town Clerk to forward a copy of this Ordinance to the Village of North Prairie Clerk

Dated this 11 day of June, 2018.

TOWN OF GENESEE

Sharon L. Leair
Sharon L. Leair, Town Chairman

Attest:

Meri Majeskie
Meri Majeskie, Town Clerk