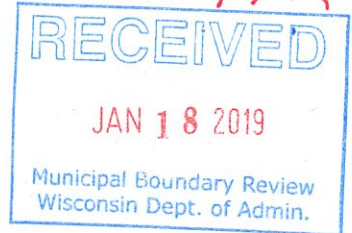




Debra L. Salas  
City Clerk/Treasurer

ORD10972



January 17, 2019

Erich Schmidtke  
Municipal Boundary Review  
Wisconsin Department of Administration  
P.O. Box 1645  
Madison WI 53701

Re: Ordinance 1-19 by the Mayor – Attachment and Zoning District Classification Ordinance (under Section 66.0307, Wisconsin Statutes, City of Kenosha/Town of Somers State Approved Cooperative Plans, Parcel #80-4-222-294-0201) located at 9109 38th Street, Town of Somers (City of Kenosha).

The City of Kenosha Common Council on January 7, 2019 adopted Ordinance 1-19.

Enclosed is a copy of said ordinance, including map and legal description of the territory, Certificate of Attachment and Certificate of Population relative to the above attachment.

Sincerely,

CITY OF KENOSHA

Debra L. Salas  
City Clerk

Enclosures

ATTACHMENT AND ZONING DISTRICT CLASSIFICATION ORDINANCE  
Under Section 66.0307, Wisconsin Statutes,  
City of Kenosha/Town of Somers  
State Approved Cooperative Plan

Parcel No(s): 80-4-222-294-0201

Located at: 9109 38<sup>th</sup> Street

Town of Somers  
[City of Kenosha, Property Owner]

ORDINANCE NO. 1-19

BY: THE MAYOR

Attaching to the City of Kenosha, Wisconsin, territory in the Town of Somers, Kenosha County, Wisconsin, and providing zoning district classifications under Section 66.0307, Wisconsin Statutes, City of Kenosha/Town of Somers State Approved Cooperative Plan:

The Common Council of the City of Kenosha, Wisconsin, does ordain as follows:

Section One: Territory Attached. In accordance with City of Kenosha/Town of Somers Cooperative Plan under Section 66.0307 of the Wisconsin Statutes, approved by the Wisconsin Department of Administration, Intergovernmental Relations, Municipal Boundary Review, on August 8, 2005, the First Amendment to the City of Kenosha/Town of Somers Cooperative Plan under Section 66.0307 of the Wisconsin Statutes, approved by the Wisconsin Department of Administration, Intergovernmental Relations, Municipal Boundary Review, on September 15, 2015, and the Second Amendment to the City of Kenosha/Town of Somers Cooperative Plan under Section 66.0307 of the Wisconsin Statutes which was approved by the City of Kenosha and the Town of Somers with the last date of execution being October 3, 2017, the territory consisting of the above referenced parcel number in the Town of Somers, Kenosha County, Wisconsin, with an associated population of none (0), legally described on attached Exhibit "A" and shown on attached Exhibit "B", is hereby attached to the City of Kenosha, Wisconsin, as hereinafter provided.

Section Two: Effect of Attachment. From and after the date of this Ordinance, the territory described in Section One shall be a part of the City of Kenosha 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 governing the City of Kenosha.


Section Three: Zoning District Classifications. The territory described in Section One, upon attachment, shall have the zoning district classifications shown on Exhibit "C". These zoning district classifications shall be and remain in effect for the parcel of land described therein until this Zoning District Classification Ordinance is amended as prescribed in Section 62.23(7)(d), Wisconsin Statutes.

Section Four: Connection To City Utilities. The territory described in Section One shall, by submission of the Attachment Petition, require connection of existing and any future habitable buildings to municipal water and sewer, within the time limits established by Chapter 32 of the Code of General Ordinances for the City of Kenosha, Wisconsin.

Section Five: 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 provision or application.

Section Six: Effective Date. This Ordinance, the Attachment, and the Zoning District Classifications shall take effect after passage and publication as provided by law.

ATTEST:  City Clerk  
DEBRA SALAS

APPROVED:  Mayor  
JOHN M. ANTARAMIAN

Date: 01/09/2019

Passed: January 7, 2019

Published: January 14, 2019

Drafted By:  
JONATHAN A. MULLIGAN  
Assistant City Attorney

## EXHIBIT A

### Legal Description

Lot 1 of Certified Survey Map Number 929, recorded May 20, 1983 in the Kenosha County Register of Deeds Office in Volume 1133 of Records, Page 542, as Document No. 703103, being part of the Southeast Quarter of Section 29, Town 2 North of Range 22 East of the Fourth Principal Meridian, and excepting therefrom land conveyed in Award of Damages dated August 3, 1987 and recorded in the Kenosha County Register of Deeds Office on September 15, 1987 in Volume 1286, pages 257-258 as Document No. 787432, lying and being in the Town of Somers, County of Kenosha, State of Wisconsin.

Tax Parcel No. 80-4-222-294-0201  
9109 38<sup>th</sup> Street

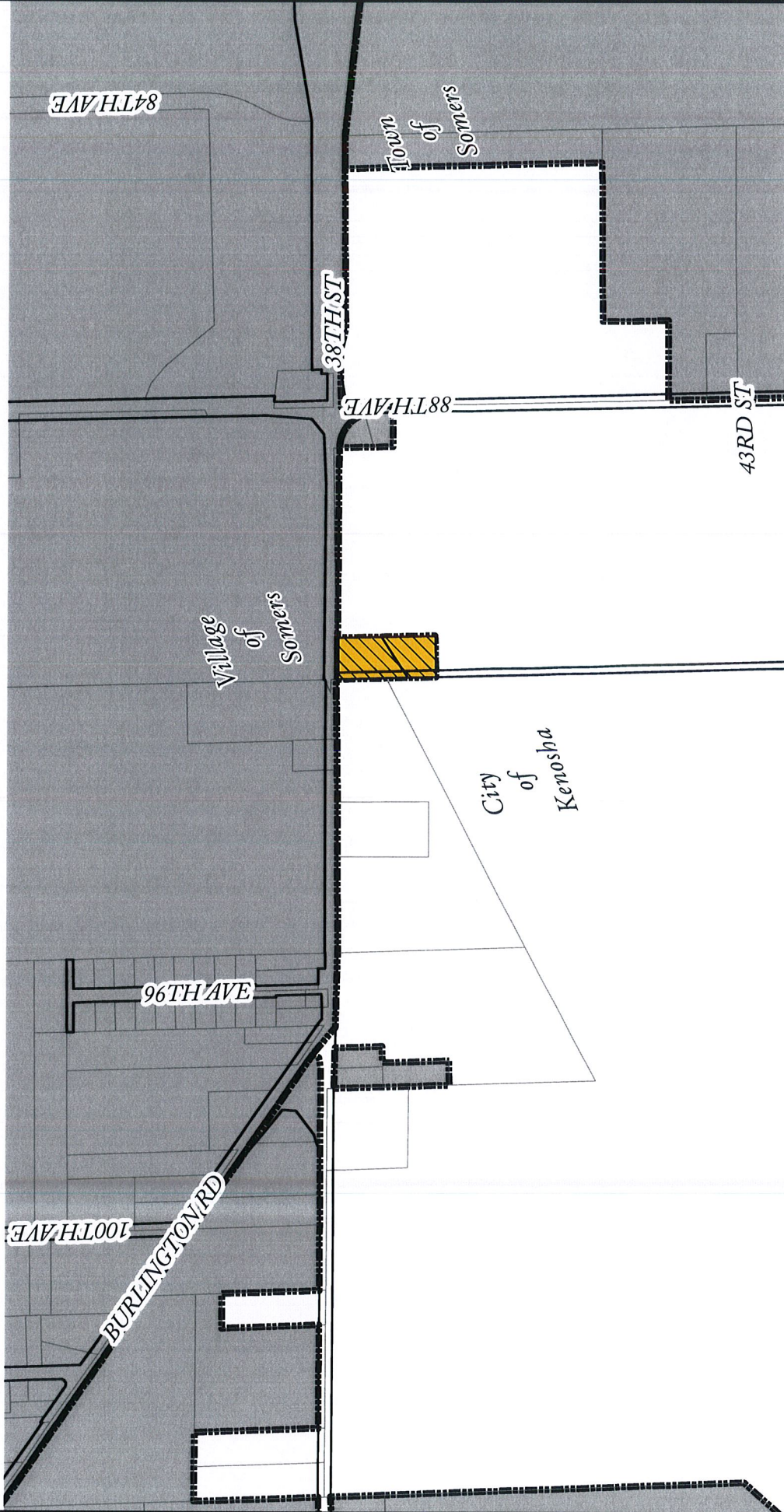




# Zoning District Classification Map Exhibit "C"

Supplement No. AT15-16  
Ordinance No. \_\_\_\_\_

City of Kenosha petition



**Property to be Zoned:**

 A-2 Agricultural Land Holding

 Air-0 Airport Operations Overlay District




Re: Ordinance 1-19 by the Mayor – Attachment and Zoning District Classification Ordinance (under Section 66.0307, Wisconsin Statutes, City of Kenosha/Town of Somers State Approved Cooperative Plans, Parcel #80-4-222-294-0201) located at 9109 38th Street, Town of Somers (City of Kenosha).

**CERTIFICATE OF ATTACHMENT, SECTION 66.0217**  
**WISCONSIN STATUTES**

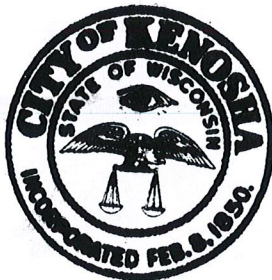
I, Debra L. Salas, City Clerk of the City of Kenosha, Wisconsin do hereby certify that on the 7<sup>th</sup> day of January, 2019 the Kenosha Common Council by Ordinance duly adopted, and did attach to the City of Kenosha, territory in the Town of Somers, KENOSHA COUNTY, WISCONSIN.

I further certify that attached thereto and made a part hereof is a true and correct copy of the legal description and plat of the territory so attached.

Dated this 17<sup>th</sup> day of January, 2019.

  
\_\_\_\_\_  
Debra L. Salas  
City Clerk

SEAL





Re: Ordinance 1-19 by the Mayor – Attachment and Zoning District Classification Ordinance (under Section 66.0307, Wisconsin Statutes, City of Kenosha/Town of Somers State Approved Cooperative Plans, Parcel #80-4-222-294-0201) located at 9109 38th Street, Town of Somers (City of Kenosha).

**CERTIFICATE OF POPULATION**

I, Debra L. Salas, City Clerk of the City of Kenosha, County of Kenosha, State of Wisconsin, do hereby certify that the population of the area so attached to the City of Kenosha with the passage of Kenosha Ordinance 1-19 is 0.



Debra L. Salas  
City Clerk

SEAL

