

Debra L. Salas
City Clerk/Treasurer

March 18, 2019

Erich Schmidtke
Municipal Boundary Review
Wisconsin Department of Administration
P.O. Box 1645
Madison WI 53701
erich.schmidtke@wisconsin.gov

RE: Ordinance 12-19 by the Mayor – Attachment and Zoning District Classification Ordinance (Under Section 66.0307, Wisconsin Statutes, City of Kenosha/Village of Somers/Town of Paris State Approved Cooperative Plan, Parcels #45-4-221-254-0250, #45-4-221-254-0140 and #45-4-221-254-0230) for properties at 12443 38th Street, 12207 38th Street and 3903 128th Avenue (LPC Kenosha III, Inc.).

The City of Kenosha Common Council on March 4, 2019 adopted Ordinance 12-19.

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/Village of Somers/Town of Paris
State Approved Cooperative Plan

Parcel No(s): 45-4-221-254-0250
45-4-221-254-0140
45-4-221-254-0230

Located at: 12443 38th Street, Town of Paris
12207 38th Street, Town of Paris
3903 128th Avenue, Town of Paris
[LPC Kenosha III, LLC, Property Owner]

ORDINANCE NO. 12 -19

BY: THE MAYOR

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

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

Section One: Territory Attached. In accordance with the 2017 City of Kenosha/Village of Somers/Town of Somers/Town of Paris/County of Kenosha/Kenosha Water Utility/Village of Somers Water Utility/Village of Somers Sewerage District/County Highway Commissioner Cooperative Plan and Intergovernmental Agreement under Sections 66.0301, 66.0305, and 66.0307, Wisconsin Statutes, approved by the Wisconsin Department of Administration, Intergovernmental Relations, Municipal Boundary Review, on November 10, 2017, the territory consisting of the above referenced parcel numbers in the Town of Paris, Kenosha County, Wisconsin, with an associated population of two (2), legally described and shown on attached Exhibit "A", is hereby attached to the City of Kenosha, Wisconsin, as hereinafter provided.

Section Two: Effect of Attachment. From and after the effective 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 classification shown on Exhibit "B". This zoning district classification shall be and remain in effect for the parcels 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 application 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 Classification shall take effect after passage and publication as provided by law.

ATTEST:  _____ City Clerk/Treasurer
DEBRA L. SALAS

APPROVED:  _____ Mayor
JOHN M. ANTARAMIAN

Date: 03/06/2019

Passed: March 4, 2019

Published: March 8, 2019

Drafted By:
JONATHAN A. MULLIGAN
Assistant City Attorney

PRECEDE EACH OF THE FOLLOWING LEGAL DESCRIPTIONS WITH THIS PREAMBLE.....

Part of the Southeast Quarter of Section 25, Town 2 North, Range 21 East of the Fourth Principal Meridian, lying and being in the City of Kenosha and Town of Paris, Kenosha County, Wisconsin and being more particularly described as follows:

CITY OF KENOSHA
DISTRICT MAP

ATTACHMENT ORDINANCE

SUPPLEMENT NO. _____ ACCOMPANYING ORDINANCE NO. _____

CITY OF KENOSHA

LPC Kenosha III, LLC

- (A) Certified Survey Map No. 2673, a plat of record and on file at the Kenosha County Land Registry, on October 3, 2010, per Document No. 1626253 and being more particularly described as follows:

Beginning on the west line of the said Quarter Section at a point S01°59'40"E 436.00 feet from the northwest corner thereof; thence continue S01°59'40"E along and upon said west line, 200.00 feet; thence N89°23'03"E parallel to the north line of the said Quarter Section, 504.72 feet; thence N01°59'40"W parallel to the west line of said Quarter Section, 200.00 feet; thence S89°23'03"W parallel to the north line of said Quarter Section, 504.72 feet and to the point of beginning. Containing 2.32 acres, more or less. Subject to a public road over and across the most westerly 33.00 feet thereof.

tax parcel no.: 45-4-221-254-0230 address: 3903-128th Avenue

- (B) Certified Survey Map No. 1720, a plat of record and on file at the Kenosha County Land Registry, on October 29, 1993, per Document No. 943520 and being more particularly described as follows:

Beginning on the north line of said Quarter Section at a point N89°23'03"E 900.00 feet from the northwest corner thereof; thence continue N89°23'03"E along and upon said north line, 250.00 feet; thence S01°59'40"E parallel to the west line of said Quarter Section, 436.00 feet; thence S89°23'03"W parallel to the north line of said Quarter Section, 250.00 feet; thence N01°59'40"W parallel to the west line of said Quarter Section, 436.00 feet and to the point of beginning. Containing 2.50 acres, more or less. Subject to a public road over and across the most northerly 33.00 feet thereof.

tax parcel no.: 45-4-221-254-0250 address: 12443-38th Street

- (C) Beginning on the north line of said Quarter Section at a point N89°23'03"E 1830.33 feet from the northwest corner thereof; thence continue N89°23'03"E along and upon said north line, 165.00 feet; thence S01°46'35"E 528.00 feet; thence S89°23'03"W parallel to the north line of the aforesaid Quarter Section, 165.00 feet; thence N01°46'35"W 528.00 feet and to the point of beginning. Containing 2.00 acres, more or less. Subject to a public road over and across the most northerly 33.00 feet thereof.

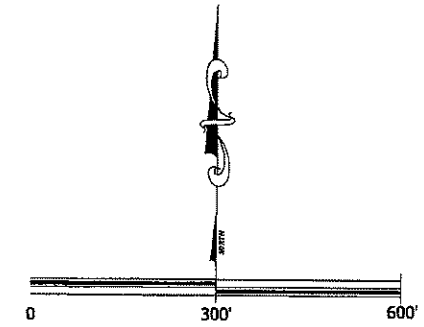
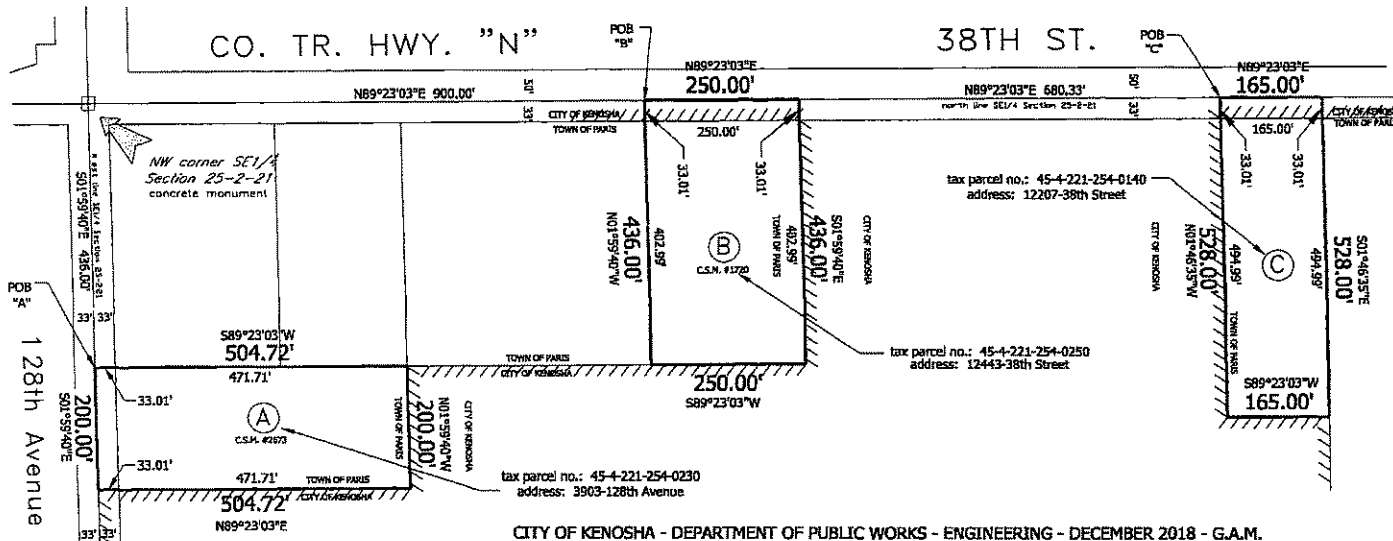
tax parcel no.: 45-4-221-254-0140 address: 12207-38th Street

Bearings shown hereon refer to grid north, Wisconsin plane coordinate system, south zone.

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DENOTES PRESENT CORPORATE LIMITS
CITY OF KENOSHA

—————
DENOTES AREA TO BE ATTACHED TO THE
CITY OF KENOSHA

EXHIBIT A



City of Kenosha
Zoning District Classification Map
Exhibit "B"

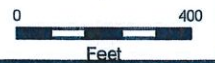
LPC Kenosha III, LLC petition

Supplement No. AT2-19
Ordinance No. _____



Properties to be Zoned:

 A-2 Agricultural Land Holding



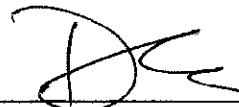
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CERTIFICATE OF ATTACHMENT, SECTION 66.0217
WISCONSIN STATUTES

I, Debra L. Salas, City Clerk of the City of Kenosha, Wisconsin do hereby certify that on the 4th day of March, 2019, the Kenosha Common Council by Ordinance duly adopted, and did attach to the City of Kenosha, territory in the Town of Paris, 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 18th day of March, 2019.



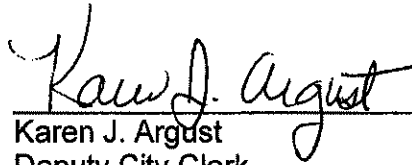
Debra L. Salas
City Clerk

SEAL

RE: Ordinance 12-19 by the Mayor – Attachment and Zoning District Classification Ordinance (Under Section 66.0307, Wisconsin Statutes, City of Kenosha/Village of Somers/Town of Paris State Approved Cooperative Plan, Parcels #45-4-221-254-0250, #45-4-221-254-0140 and #45-4-221-254-0230) for properties at 12443 38th Street, 12207 38th Street and 3903 128th Avenue (LPC Kenosha III, Inc.).

CERTIFICATE OF POPULATION

I, Karen J. Argust, Deputy 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 12-19 is two (2).



Karen J. Argust
Deputy City Clerk

SEAL

