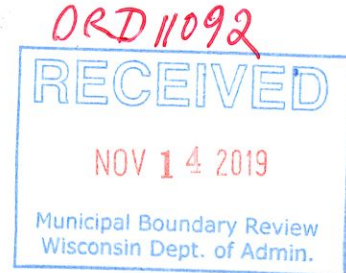




N64W23760 Main Street  
Sussex, Wisconsin 53089  
Phone (262) 246-5200  
FAX (262) 246-5222  
Email: lsteinmetz@villagesussex.org  
Website: www.villagesussex.org

November 11, 2019

Via Email  
mds@wi.gov  
Wisconsin Department of Administration  
Municipal Boundary Review  
P.O. Box 1645  
Madison, WI 53701-1645



RE: Village of Sussex Attachment

To Whom It May Concern:

Please find enclosed a certified copy of Ordinance Number 856 entitled "Approving the Attachment of Property Within the Village Growth Area Under the Boundary Stipulation and Intergovernmental Cooperation Agreement with the Town of Lisbon which was adopted by the Village Board of the Village of Sussex on September 24, 2019, certificate and map of property. The annexed property has a population of two (2). I have also enclosed a certified copy of Ordinance 16-19 entitled Ordinance Approving the Detachment of the Breitenbach Property Pursuant to Agreement with the Village of Sussex, which was adopted by the Town of Lisbon on October 14, 2019.

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

Sincerely,

Linda Steinmetz  
Deputy Clerk

Enclosures

cc: Dan Green, Town of Lisbon Clerk (via email)  
Susan Moll, Hamilton School District (via email)  
Capt. Lisa Panas, Waukesha County Sheriff's Department (via email)  
Chief David Johnsen, Sussex Fire Department (via email)  
Judith Neu, Director of Public Works (via email)  
Waukesha County Land Use and Planning (via email)  
Waukesha County Clerk (via email)  
AT&T (via U.S. Mail)  
Charter Communications (via U.S. Mail)  
WE Energies (via U.S. Mail)



N64W23760 Main Street  
Sussex, Wisconsin 53089  
Phone (262) 246-5200  
FAX (262) 246-5222  
Email: [info@villagesussex.org](mailto:info@villagesussex.org)  
Website: [www.villagesussex.org](http://www.villagesussex.org)

# CERTIFICATE

STATE OF WISCONSIN )  
 )SS.  
COUNTY OF WAUKESHA)

I, Samuel Liebert, Clerk of the Village of Sussex, being first duly sworn on oath depose and say that Ordinance No 856 "An Ordinance Approving the Attachment of Property within the Village Growth Area Under the Boundary Stipulation and Intergovernmental Cooperation Agreement with the Town of Lisbon" regarding the Stephen and Deborah Breitenbach property, Tax Key LSBT0248984, adopted by the Village Board on September 24, 2019 as attached is a true and correct copy.

This area has a population of zero (2).



Samuel Liebert  
Administrative Services Director, Clerk/Treasurer

**STATE OF WISCONSIN**

**VILLAGE OF SUSSEX**

**WAUKESHA COUNTY**

**ORDINANCE 856**

**APPROVING THE ATTACHMENT OF PROPERTY  
WITHIN THE VILLAGE GROWTH AREA UNDER THE BOUNDARY STIPULATION  
AND INTERGOVERNMENTAL COOPERATION AGREEMENT  
WITH THE TOWN OF LISBON**

WHEREAS, the Village of Sussex and the Town of Lisbon entered into a Boundary Stipulation and Intergovernmental Cooperation Agreement ("Agreement") on January 22, 2001, pursuant to §66.0225, and;

WHEREAS, the Waukesha County Circuit Court incorporated the Agreement as the judgment of the Court which was entered on March 12, 2001, (Case No. 99 CV 2407) which is its effective date, and;

WHEREAS, the Agreement provides in Article II, C. 1., a process by which property owners within the Village Growth Area ("VGA") may detach from the Town of Lisbon and attach to the Village of Sussex, and;

WHEREAS, the Village of Sussex has received a petition for detachment and attachment from Stephen and Deborah Breitenbach, hereinafter collectively referred as "Petitioner", owner of the property located at W233N5801 Waukesha Avenue Tax Key No. LSBT0248984, as shown on the attached petition, legal description and map, and;

WHEREAS, the Village Clerk reviewed the petition and the property description and verified that the subject property is within the VGA, and;

WHEREAS, Article II, B provides that the Village of Sussex may attach any lands for which the Village receives a petition for detachment and attachment which are located within the VGA without contest by the Town, and;

WHEREAS, in accordance with the Land Use Map this parcel is designated with a Medium Density Single Family Use and the properties surrounding this property are zoned Residential therefore the appropriate zoning would be RS-4 Single Family Residential District, and

WHEREAS, any development to the property will require extending public utilities and shall be done in accordance with Village practices, policies and procedures, and

THEREFORE BE IT ORDAINED, that the Village Board of the Village of Sussex finds that the subject land proposed for detachment and attachment in the petition meets all applicable requirements and conditions required under the Agreement, and hereby approves the attachment of the property described above pursuant to Article II of the Agreement and directs the Village Clerk to forward a certified copy of this Ordinance to the Town of Lisbon Clerk.

BE IT FURTHER ORDAINED that this property is placed in Ward 4.

BE IT FURTHER ORDAINED that this property is zoned RS-4 Single Family Residential District all hereto and incorporated herein.

BE IT FINALLY ORDAINED, as part of this attachment to the Village said property owner is now placed on notice of the advanced utility work, the costs and obligations of the same, the public purpose for said work and acknowledges the same.

Dated this 24<sup>th</sup> day of September, 2019.

Attest:

Sam E. Liebert  
Village Clerk

Gregory L. Goetz  
Village of Sussex President



RECEIVED

PETITION FOR

SEP 05 2019

DETACHMENT AND ATTACHMENT

VILLAGE OF SUSSEX

TOWN OF LISBON

VILLAGE OF SUSSEX

TO: The Town Board of the Town of Lisbon, Waukesha County, Wisconsin, and  
The Village Board of the Village of Sussex, Waukesha County, Wisconsin:

I/We, the undersigned, being the owner(s) of the land described within this petition, hereby petition the Town of Lisbon for detachment and the Village of Sussex for attachment of the following described real estate presently located within the Town of Lisbon,

Address of requested property W233N5801 Waukesha Ave.Lisbon,WI.53089

Tax Key # LSBT  
0248984

Pursuant to the approved Boundary Stipulation and Intergovernmental Cooperation Agreement dated January 22, 2001, and entered by the court on March 2, 2001 (Case No. 99 CV 2407).

The total area of the Land to be detached is 3.4 acres, more or less.

The number of people residing on the land to be detached is 2.

A legal description and scale map of the property is attached to this petition. Additional attached documents, if any.

Owner signature Stephen R Breitenbach Date 9/5/19  
Print name Stephen R Breitenbach

Address W233N5801 Waukesha Ave.Lisbon,WI.53089

Daytime phone # (262)820-8263

Owner signature Deborah J Breitenbach Date 9/5/19  
Print name Deborah J Breitenbach

Address W233N5801 Waukesha Ave.Lisbon,WI.53089

Daytime phone # (262)820-8263

Attach additional copies of this petition as needed for signatures.

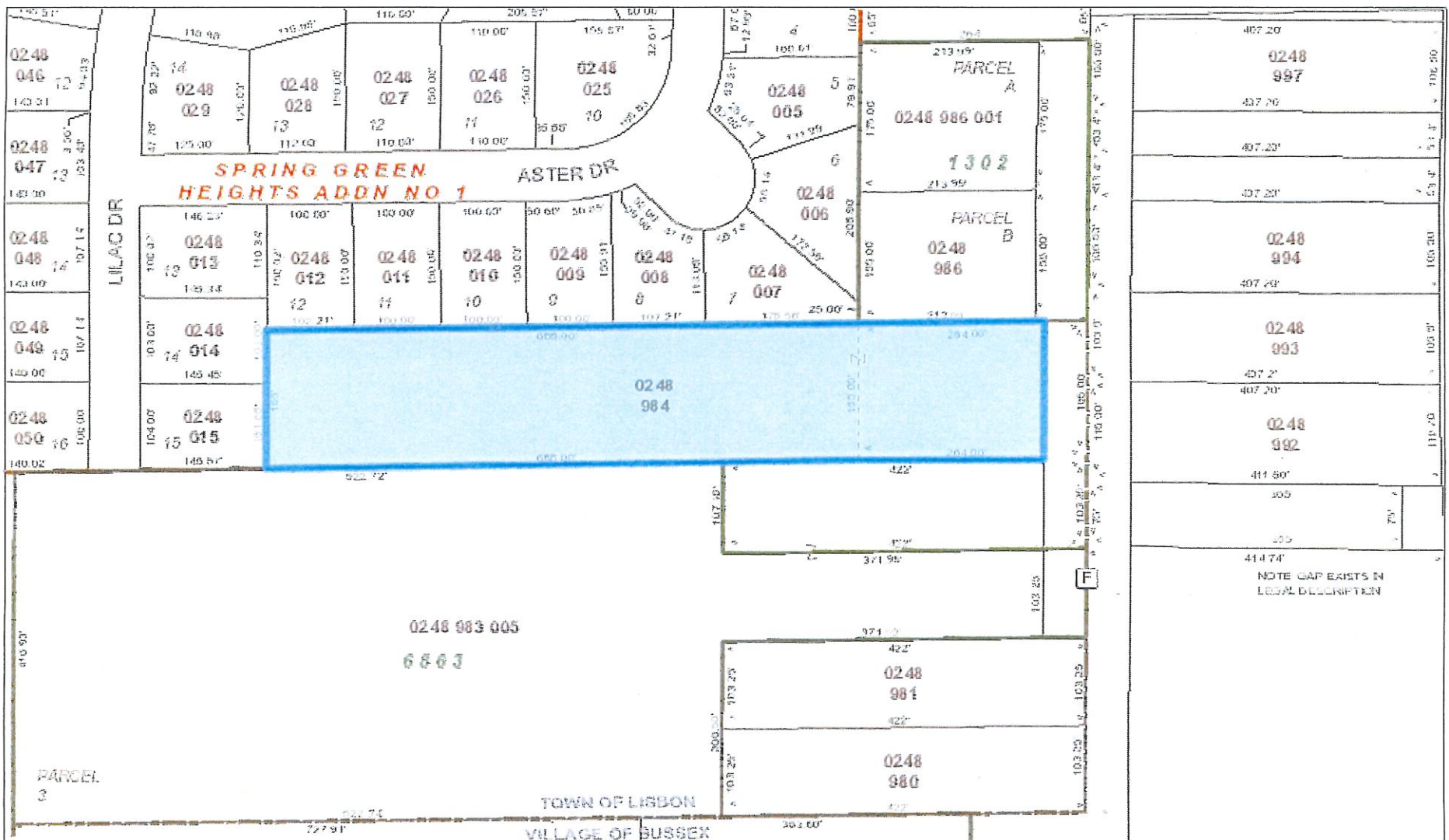
This form and attached information must be filed with both the Town Clerk and the Village Clerk

Print Form

Clear Form

A parcel of land in the Northwest 1/4 of the Southeast 1/4 of Section 26, Township 8 North, Range 19 East, in the Town of Lisbon, Waukesha County, Wisconsin, bounded and described as follows, to-wit: Commencing at a point where the East and West 1/4 line of said Section 26 intersects the center line of State Trunk Highway No. 164, as now shown by the records of the County Highway Department for Waukesha County, Wisconsin; thence running South along the centerline of said Highway No. 164, 1323.75 feet to the place of beginning; thence West and parallel to the North line of Section 26, 264.00 feet to a point; thence North and parallel to the centerline of said highway, 165.00 feet to a point; thence East and parallel to North line of Section 26, 264.00 feet to a point in the centerline of Highway No. 164; thence South along centerline of said highway 165.00 feet to the place of beginning, except the East 50 feet thereof.

Also, all that tract or parcel of land situate, lying and being in the Northwest 1/4 of the Southeast 1/4 of Section 26, Township 8 North, Range 19 East, in the Town of Lisbon, Waukesha County, Wisconsin, bounded and described as follows, to-wit: Commencing at the bronze marker denoting the point of intersection of the East and West 1/4 line of the aforesaid Section 26 with the centerline of S.T.H. 164, as now shown by the records of the County Highway Department of Waukesha County, Wisconsin; thence running South along the aforesaid centerline 1323.75 feet to the point of intersection with the South 1/16 line of the aforesaid Section 26; thence running West on said South 1/16 line 264.00 feet to the place of beginning; thence continuing West on said 1/16 line 688.00 feet to a point; thence running North and parallel to the centerline of S.T.H. 164, 165 feet to a point; thence running East and parallel to the aforesaid South 1/16 line 688.00 feet to a point; thence running South and parallel to the centerline of S.T.H. 164, 165.00 feet to the place of beginning.



## Village of Sussex

### DISCLAIMER:

This map is not a survey of the actual boundary of any property this map depicts.

The Village of Sussex does not guarantee the accuracy of the material contained here in and is not responsible for any misuse or misrepresentation of this information or its derivatives.



SCALE: 1 = 167'



**Village of Sussex**  
N64 W23760 Main Street  
Sussex, WI 53089  
262-246-5200

Print Date: 11/11/2019



**TOWN OF LISBON**  
W234 N8676 Woodside Rd.  
Lisbon, WI 53089

CERTIFICATE

STATE OF WISCONSIN   )  
                                  )SS.  
COUNTY OF WAUKESHA )

I, Daniel Green, Clerk of the Town of Lisbon, being first duly sworn on oath depose and say that the three copies of Ordinance 16-19 "Ordinance Approving the Detachment of the Breitenbach Property Pursuant to Agreement with the Village of Sussex" regarding the property owned by Stephen and Deborah Breitenbach, Tax Key LSBT0248.984, adopted by the Town of Lisbon on October 14, 2019 as attached are true and correct copies.

Daniel Green, CMC/WCMC  
Town Clerk



## Ord. 16-19

---

**ORDINANCE APPROVING THE DETACHMENT OF THE BREITENBACH  
PROPERTY PURSUANT TO AGREEMENT WITH THE VILLAGE OF SUSSEX**

---

**WHEREAS**, the Town of Lisbon and the Village of Sussex entered into a Boundary Stipulation and Intergovernmental Cooperation Agreement (Agreement) on January 22, 2001 pursuant to Chapter 66.0225 Wis. Stats.; and

**WHEREAS**, the Waukesha County Circuit Court incorporated the Agreement as a judgement of the Court which was entered on March 12, 2001, (case Number 99CV2407), which is its effective date; and

**WHEREAS**, the Agreement provides in Article II (C) (1), a process by which property owners within the Village Growth Area (VGA) may detach from the Town of Lisbon and attach to the Village of Sussex; and

**WHEREAS**, the Town of Lisbon has received a petition for detachment and attachment from the Village of Sussex for the property located at W233N5801 Waukesha Avenue, LSBT 0248.984, as shown on the attached petition, legal description and map; and

**WHEREAS**, the Town Clerk reviewed the petition and property description and verified that the subject property is within the VGA; and

**WHEREAS**, the Town Clerk has received a copy of the Ordinance of the Village of Sussex approving the attachment of the above described property; and

**WHEREAS**, Article II (B) provides that the Town of Lisbon shall detach any lands for which the Town receives a petition for detachment which are located within the VGA; now

**THEREFORE BE IT ORDAINED**, that the Town Board of the Town of Lisbon finds that the subject land proposed for detachment and attachment in the petition meets all applicable requirements and conditions required under the agreement, and hereby approves the detachment of the property described above pursuant to Article II of the Agreement and directs the Town Clerk to forward a certified copy of this ordinance to the Village of Sussex Clerk.

**PASSED AND ADOPTED** by the Town Board of the Town of Lisbon, Waukesha County, Wisconsin this 14th day of October, 2019.

TOWN BOARD, TOWN OF LISBON  
WAUKESHA COUNTY, WISCONSIN

BY:   
JOSEPH OSTERMAN, Chairman

BY:   
TEDIA GAMIÑO, Supervisor

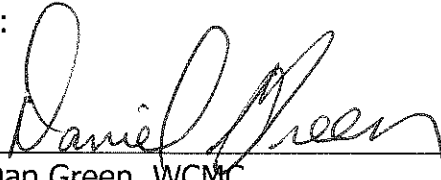
BY: Absent  
MARC MOONEN, Supervisor

BY: Absent  
LINDA BEAL, Supervisor

BY:   
REBECCA PLOTECHER, Supervisor

ATTEST:

BY:

  
Dan Green, WCMC  
Town Clerk

