



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

ORD11114

RECEIVED

01/02/2020

Municipal Boundary Review
Wisconsin Dept. of Admin.

January 2, 2020

Ordinance #796/SPASD Annexation

To whom it may concern,

Enclosed please find a copy of the Ordinance for voluntary attachment (annexation) of approximately 93 acres of land from the Town of Burke.

The current population of the above lands as set forth in the annexation proceedings are zero (0).

This attachment was approved by the Sun Prairie Common Council on December 17, 2019, Ordinance #796 in accordance with S.S. 66.0307. This ordinance was published on December 20, 2019 and became effective on December 21, 2019.

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

Sincerely,

Jennifer Wood
Deputy City Clerk

ANNEXATION

ORDINANCE #796 APPROVING A PETITION FOR VOLUNTARY ATTACHMENT (ANNEXATION) OF APPROXIMATELY 92.85 ACRES OF LAND LOCATED ALONG THE SOUTH SIDE OF STH 19 APPROXIMATELY 1/3 MILE WEST OF GRAND AVENUE, FROM THE TOWN OF BURKE INTO THE CITY OF SUN PRAIRIE

Being a part of the Southwest 1/4 of the Northeast 1/4, all of the Northwest 1/4 of the Southeast 1/4, and all of the Southwest 1/4 of the Southeast 1/4 of Section 2, Township 8 North, Range 10 East, Town of Burke, Dane County Wisconsin, fully described as follows:

Commencing at the South 1/4 corner of Section 2, Township 8 North, Range 10 East, said point being the point of beginning (POB) of the parcel to be described; Thence N 01°36'30" E along the North-South 1/4 line of said Section 2, 3381.02 feet to the North right-of-way line of State Trunk Highway "19"; Thence S 63°37'15" E along said North right-of-way line, 1174.05 feet; Thence S 69°49'01" E along said North right-of-way line, 274.11 feet to the East line of the Southwest 1/4 of the Northeast 1/4 of said Section 2; Thence S 01°38'32" W along said East line, 85.76 feet to the Northeast corner of the Northwest 1/4 of the Southeast 1/4 of said Section 2; Thence S 01°37'43" W along the East line of the West Half of the Southeast 1/4 of said Section 2, 2662.55 feet to the South line of said Southeast 1/4; Thence S 89°17'49" W along said South line, 1325.94 feet to the point of beginning.

Containing: 4,044,504.3 Square Feet (92.85 Acres).

This instrument was drafted by:
Attorney Mark Leonard
City of Sun Prairie
300 East Main Street
Sun Prairie, WI 53590

Return to:

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

Parcel Identification number:

0810-021-9200-8
0810-024-8500-4
0810-024-9000-7



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I, Jennifer Wood, Deputy City Clerk, of the City of Sun Prairie, hereby certify:

ORDINANCE #796
ADOPTED – DECEMBER 17, 2019

“ORDINANCE APPROVING A PETITION FOR VOLUNTARY ATTACHMENT
(ANNEXATION) OF APPROXIMATELY 93 ACRES OF LAND FROM THE TOWN OF
BURKE, LOCATED ALONG THE SOUTH SIDE OF STH 19 (WINDSOR STREET) AND 1/3
MILE WEST OF GRAND AVENUE”

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 January 2, 2020.

Jennifer Wood
City of Sun Prairie, Deputy City Clerk

(SEAL)

City of Sun Prairie, Wisconsin

ORDINANCE APPROVING A PETITION FOR VOLUNTARY ATTACHMENT (ANNEXATION) OF APPROXIMATELY 93 ACRES OF LAND FROM THE TOWN OF BURKE, LOCATED ALONG THE SOUTH SIDE OF STH 19 (WINDSOR STREET) AND 1/3 MILE WEST OF GRAND AVENUE.

SUN PRAIRIE AREA SCHOOL DISTRICT – “2019 ATTACHMENT; SECOND HIGH SCHOOL”

Presented: December 17, 2019

Adopted: December 17, 2019

Published: December 20, 2019

Ordinance No.: #796

ORDINANCE

WHEREAS, On October 28, 2019 the Sun Prairie Area School District filed a petition for voluntary attachment of approximately 93 acres of land located along the south side of STH 19 approximately 1/3 mile west of Grand Avenue, 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); 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,

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 October 28, 2019, under Case No. PC19-2753 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:

Being a part of the Southwest ¼ of the Northeast ¼, all of the Northwest ¼ of the Southeast ¼, and all of the Southwest ¼ of the Southeast ¼ of Section 2, Township 8 North, Range 10 East, Town of Burke, Dane County Wisconsin, fully described as follows:

Commencing at the South Y. corner of Section 2, Township 8 North, Range 10 East, said point being the point of beginning (POB) of the parcel to be described; Thence N 01°36'30" E along the North-South ¼ line of said Section 2, 3,381.02 feet to the North right-of-way line of State Trunk Highway "19"; Thence S 63°37'15" E along said North right-of-way line, 1,174.05 feet; Thence S 69°49'01" E along said North right-of-way line, 274.11 feet to the East line of the Southwest ¼ of the Northeast 1/4 of said Section 2; Thence S 01°38'32" W along said East line, 85.76 feet to the Northeast corner of the Northwest 1/4 of the Southeast ¼ of said Section 2; Thence S 01°37'43" W along the East line of the West Half of the Southeast ¼ of said Section 2, 2,662.55 feet to the South line of said Southeast 1/4; Thence S 89°17'49" W along said South line, 1,325.94 feet to the point of beginning.

Containing: 4,044,504.3 Square Feet (92.85 Acres).


Parcel Identification Numbers: 0810-021-9200-8; 0810-024-8500-4; 0810-024-9000-7

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. The applicant had filed a rezoning request in conjunction with this Attachment under Case File No. PC19-2753. From and after the date of this ordinance, unless revised by future ordinance, the territory described in Section 1, shall be zoned Urban Residential (UR-12).

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 4th Aldermanic District, Ward 28, of the City of Sun Prairie, Dane County Supervisory District 21, Assembly District 79, and Senate District 27 in accordance with attached exhibit A and subject to the ordinances, rules, and regulations of the governing wards.

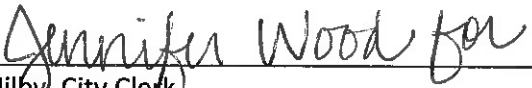
SECTION 5: SEVERABILITY. If any provision of this ordinance is found to be invalid or unconstitutional, or if the application of this ordinance to any person or circumstances is found to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions or application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

APPROVED: 
Paul T. Esser, Mayor

Date Approved: December 17, 2019

Date Signed: December 19, 2019

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 17th day of December, 2019, and was submitted for signatures on the 18th day of December, 2019.



Elena Hilby, City Clerk

Affidavit - Proof of Publication

STATE OF WISCONSIN }
Dane County } SS.

Missy Feiler being duly sworn deposes and says that he/she is the principal clerk of Adams Publishing Group of Southern Wisconsin, publishers of **Sun Prairie Star**, **SunPrairieStar.com SPS**, a newspaper published in Dane County, and that a notice, printed copy of which taken from said newspaper, is hereunto attached, was published in said newspaper on the following dates:

12/20/19

Publishing Fees: \$96.71

Signature:

Melissa Feiler

Subscribed and sworn to before me this 20th day of December, A.D. 2019

Notary Public

Mary Jo Currie

My Commission Expires: 12-15-2022

MARY JO CURRIE
Notary Public
State of Wisconsin

City of Sun Prairie, Wisconsin
ORDINANCE APPROVING A
PETITION FOR VOLUNTARY
ATTACHMENT (ANNEXATION)
OF APPROXIMATELY 93 ACRES
OF LAND FROM THE TOWN
OF BURKE, LOCATED ALONG
THE SOUTH SIDE OF STH 19
(WINDSOR STREET) AND 1/3
MILE WEST OF GRAND AVENUE.
SUN PRAIRIE AREA SCHOOL
DISTRICT - "2019 ATTACHMENT;
SECOND HIGH SCHOOL"
Presented: December 17, 2019
Adopted: December 17, 2019
Published: December 20, 2019
Ordinance No.: #798
ORDINANCE
WHEREAS, On October 28,
2019 the Sun Prairie Area
School District filed a petition
for voluntary attachment of
approximately 93 acres of land
located along the south side of
STH 19 approximately 1/3 mile
west of Grand Avenue, 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); 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,
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 October 28,
2019, under Case No. PC19-2753
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:
Being a part of the Southwest
1/4 of the Northeast 1/4, all of the
Northwest 1/4 of the Southeast
1/4, and all of the Southwest 1/4
of the Southeast 1/4 of Section
2, Township 8 North, Range 10
East, Town of Burke, Dane County
Wisconsin, fully described as
follows:
Commencing at the South Y.
corner of Section 2, Township 8
North, Range 10 East, said point
being the point of beginning
(POB) of the parcel to be
described; Thence N 01°36'30"
E along the North-South 1/4 line
of said Section 2, 3,381.02 feet
to the North right-of-way line of
State Trunk Highway "19"; Thence
S 63°37'15" E along said North
right-of-way line, 1,174.05 feet;
Thence S 69°49'01" E along said
North right-of-way line, 274.11 feet
to the East line of the Southwest
1/4 of the Northeast 1/4 of said
Section 2; Thence S 01°38'32" W
along said East line, 85.76 feet
to the Northeast corner of the
Northwest 1/4 of the Southeast
1/4 of said Section 2; Thence S
01°37'43" W along the East line of
the West Half of the Southeast 1/4



**PETITION FOR ANNEXATION TO THE
CITY OF SUN PRAIRIE, WISCONSIN**

The Sun Prairie Area School District, the owners of the properties in the Town of Burke, would like to annex the following three parcels and highway right-of-way into the City of Sun Prairie:

- 1. Parcel Number – 014/0810-021-9200-8
- 2. Parcel Number – 014/0810-024-8500-4
- 3. Parcel Number – 014/0810-024-9000-7
- 4. STH 19 right-of-way – Lying directly north and adjacent to parcel number 014/0810-021-9200-8

A scale map that accurately reflects the location of the Properties and surrounding properties is attached. The legal description for the properties is also attached.

The total area of the three Properties includes 88.86 acres, and the total area of the STH 19 right-of-way includes 3.99 acres, with a total annexation area of 92.85 acres. The number of people residing in the Properties is zero (0). The owner of the Properties is executing this petition.

Zoning classification of the Properties shall be UR-12 Urban Residential when annexed into the City of Sun Prairie.

Signature of Owner:

Sun Prairie Area School District

BY: *Janet Rossiter*

TITLE: Assistant Superintendent of Operations

**ANNEXATION BOUNDARY
SUN PRAIRIE AREA SCHOOL DISTRICT**

LEGAL DESCRIPTION

Being a part of the Southwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$, all of the Northwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$, and all of the Southwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 2, Township 8 North, Range 10 East, Town of Burke, Dane County Wisconsin, fully described as follows:

Commencing at the South $\frac{1}{4}$ corner of Section 2, Township 8 North, Range 10 East, said point being the point of beginning (POB) of the parcel to be described;
Thence N $01^{\circ}36'30''$ E along the North-South $\frac{1}{4}$ line of said Section 2, 3381.02 feet to the North right-of-way line of State Trunk Highway "19";
Thence S $63^{\circ}37'15''$ E along said North right-of-way line, 1174.05 feet;
Thence S $69^{\circ}49'01''$ E along said North right-of-way line, 274.11 feet to the East line of the Southwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of said Section 2;
Thence S $01^{\circ}38'32''$ W along said East line, 85.76 feet to the Northeast corner of the Northwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of said Section 2;
Thence S $01^{\circ}37'43''$ W along the East line of the West Half of the Southeast $\frac{1}{4}$ of said Section 2, 2662.55 feet to the South line of said Southeast $\frac{1}{4}$;
Thence S $89^{\circ}17'49''$ W along said South line, 1325.94 feet to the point of beginning.

Containing: 4,044,504.3 Square Feet (92.85 Acres).

Prepared by:
Point of Beginning, Inc.
4941 Kirschling Court
Stevens Point, WI 54481
Project No: 18.478
Revised 10-23-19



Client / Owner:
Sun Prairie Area School District
Attn: Kevin Sukow
501 S. Bird Street
Sun Prairie, WI 53590



Monday | October 28, 2019

Project: Sun Prairie Area School District – Parcel Annexation
Site Address: 3559 State Highway 19 and adjacent parcels

Bray Project No: 3383

Owner: Sun Prairie Area School District
501 S. Bird Street
Sun Prairie, WI 53590
(608) 834-6500

Architect/Applicant: Bray Architects
829 S. 1st Street, Milwaukee, WI 53204
(414) 226-0200

Civil Engineer / Surveyor: Point of Beginning, Inc.
4941 Kirschling Ct., Stevens Point, WI 54481
(715) 751-7200

**Sun Prairie Area School District – Parcel Annexation:
Letter of Intent**

The Sun Prairie Area School District is requesting annexation of three parcels and adjacent State Highway 19 right-of-way from the Town of Burke into the City of Sun Prairie. The goal of this request is to use these three District-owned parcels along with an adjacent District-owned parcel already located in the City of Sun Prairie in order to construct a new (second) high school for the School District. This project is part of the April 2019 referendum supported by the Sun Prairie Area School District community, and the scope of site development will include the high school building, parking lots, track and competition soccer field, baseball fields, softball fields, tennis courts, practice fields, private drives, public streets, and storm water management.