



Debra L. Salas
City Clerk/Treasurer

ORD11186

RECEIVED

June 16, 2020

Municipal Boundary Review
Wisconsin Dept. of Admin.

June 16, 2020

Emailed 06/16/2020 – erich.schmidtke@wisconsin.gov

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

Re: Ordinance 17-20 - Ordinance by the Mayor for an Attachment and Zoning District Classification Ordinance (Under Section 66.0307, Wisconsin Statutes, City of Kenosha, Town of Somers State Approved Cooperative Plan) Parcels 80-4-222-304-0101, 80-4-222-304-0200, 10421 38th Street, Town of Somers (Swartz/Swartz Revocable Trust).

The City of Kenosha Common Council on May 18, 2020 adopted Ordinance 17-20.

Attached for your files is a copy of the said ordinance, including legal description of the territory and map. Also included is the Certificate of Attachment and Certificate of Population relative to the above attachment.

Thank you.

Sincerely,

CITY OF KENOSHA

Karen J. Argust
Deputy 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): 80-4-222-304-0101
80-4-222-304-0200

Located at: 10421 38th Street, Town of Somers
[Swartz/Swartz Revocable Trust, Owners]

ORDINANCE NO. 17 -20
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, and 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, the territory consisting of the above referenced parcel numbers in the Town of Somers, Kenosha County, Wisconsin, with an associated population of zero (0), 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 Date: 06/12/2020
JOHN M. ANTARAMIAN

Passed: Monday, May 18, 2020

Published: Friday, May 22, 2020

Drafted By:
MATTHEW A. KNIGHT
Deputy City Attorney

DISTRICT MAP

ATTACHMENT ORDINANCE

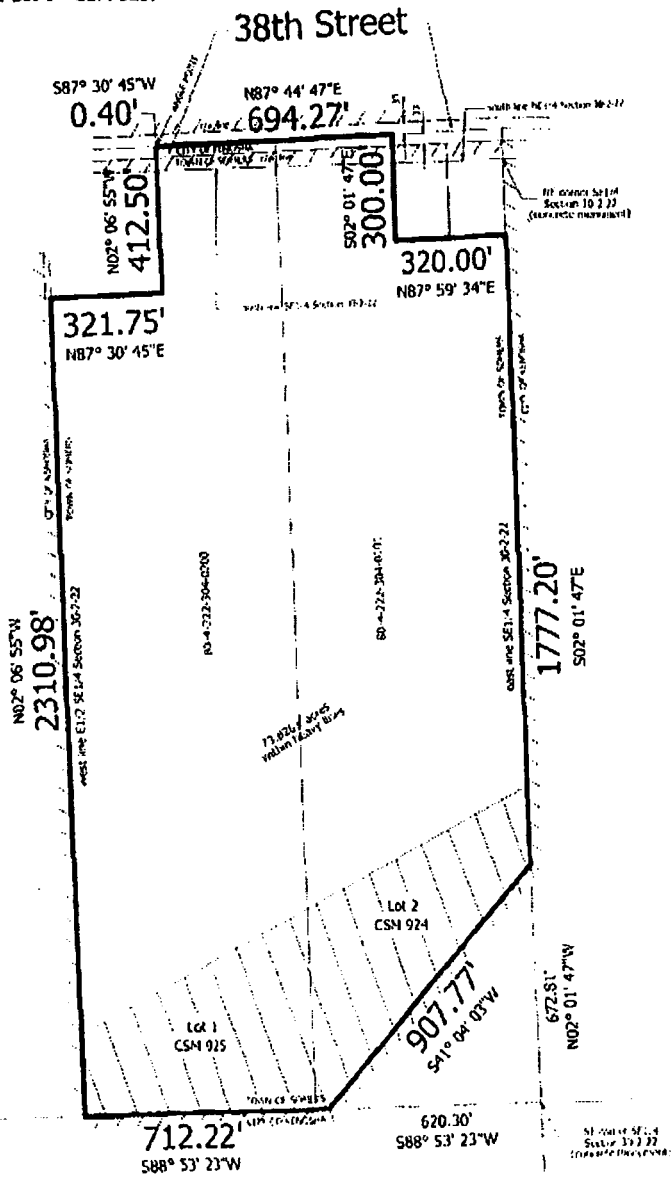
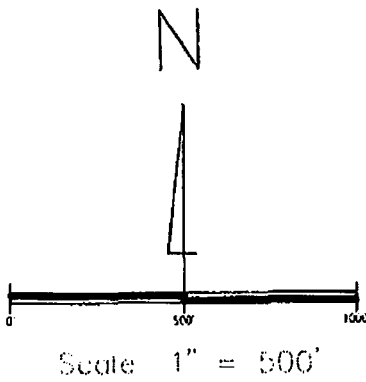
SUPPLEMENT NO. _____ ACCOMPANYING ORDINANCE NO. 17-20

SWARTZ/SWARTZ REVOCABLE TRUST

Part of the Northeast and Southeast Quarters of Section 30, Town 2 North, Range 22 East of the Fourth Principal Meridian, lying and being in the Town of Somers, Kenosha County, Wisconsin and being more particularly described as follows:

Beginning at a point on the south line of said Southeast Quarter Section, which point is $S88^{\circ}53'23''W$ 620.30 feet from the south-east corner thereof; thence continue $S88^{\circ}53'23''W$ along and upon said south line, 712.22 feet and to the southwest corner of the East Half of the aforesaid Southeast Quarter Section; thence $N02^{\circ}06'55''W$ along and upon the west line of said East Half, 2310.98 feet; thence $N87^{\circ}30'45''E$ 321.75 feet; thence $N02^{\circ}06'55''W$ parallel to the west line of the East Half of said Quarter Section, 412.50 feet and to the centerline of 38th Street; thence $N87^{\circ}30'45''E$ along and upon said centerline, 0.40 feet to an angle point in said centerline; thence continue $N87^{\circ}44'47''E$ along and upon said centerline, 694.27 feet; thence $S02^{\circ}01'47''E$ parallel to the east line of the aforesaid Southeast Quarter Section, 300.00 feet; thence $N87^{\circ}59'34''E$ 320.00 feet and to the east line of the aforesaid Southeast Quarter Section; thence $S02^{\circ}01'47''E$ along and upon said east line, 1777.20 feet; said point being $N02^{\circ}01'47''W$ 672.81 feet from the southeast corner thereof; thence $S41^{\circ}04'03''W$ 907.77 feet and to the point of beginning. Containing 73.826 acres, more or less. Subject to a public road over and across the most northerly 33.00 feet thereof.

The above legal description contains both Lot 2 - CSM 924 and Lot 1 - CSM 925.



TAX PARCEL NOS. 80-4-222-304-0101 and 80-4-222-304-0200

ADDRESS: 10421-38TH STREET (-0101)

Bearings: The east line of the Southeast Quarter of Section 30-2-22 is assumed to bear $S02^{\circ}01'47''E$.

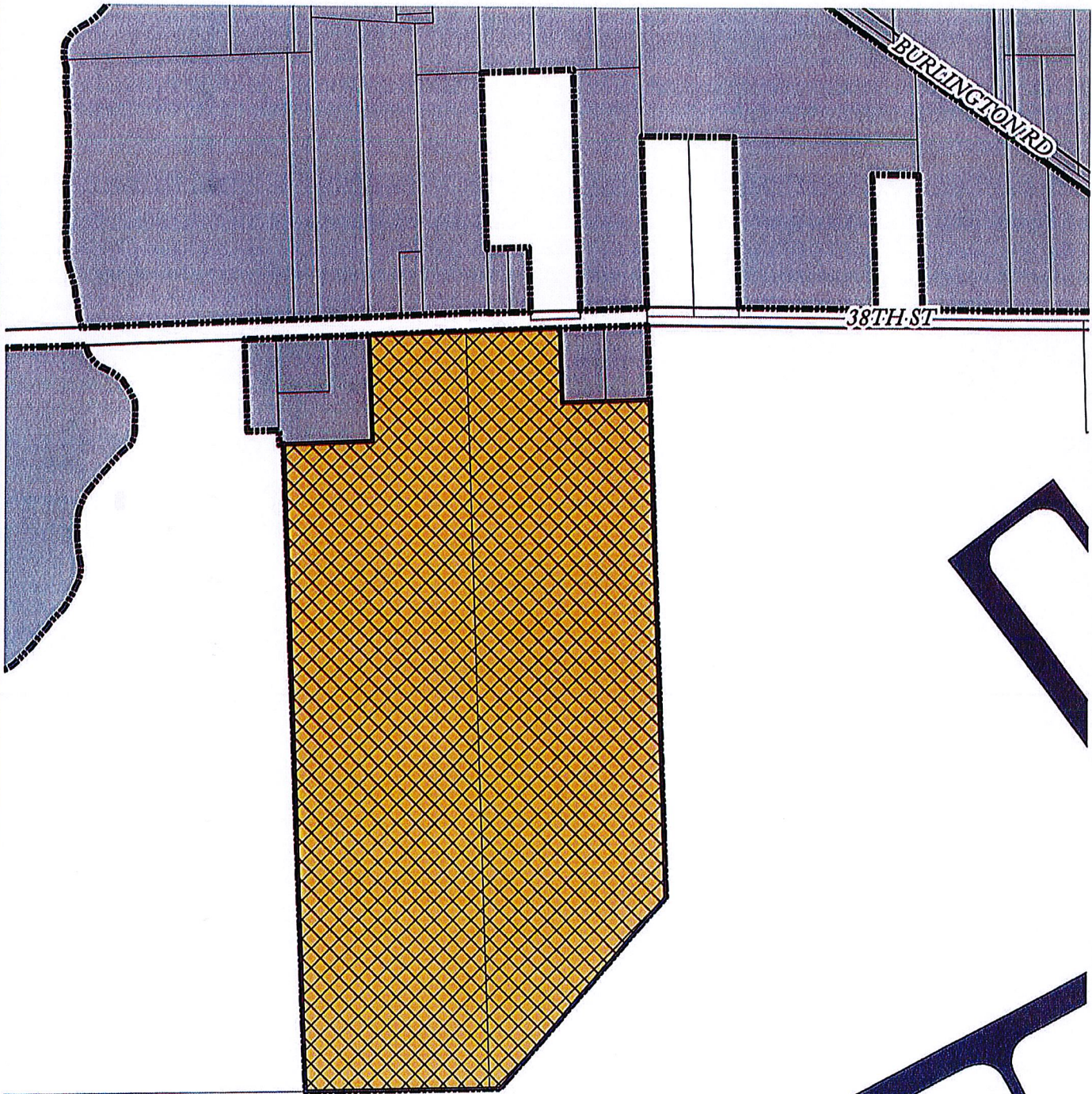
DENOTES PRESENT CITY OF KENOSHA

DENOTES AREA TO BE ATTACHED TO THE CITY OF KENOSHA



City of Kenosha
Zoning District Classification Map
Exhibit "B"

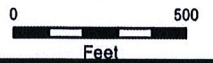
Swartz / Swartz Revocable Trust petition

Supplement No. AT2-20
Ordinance No. 17-20



Property to be Zoned:

-  A-2 Agricultural Land Holding
-  Runway



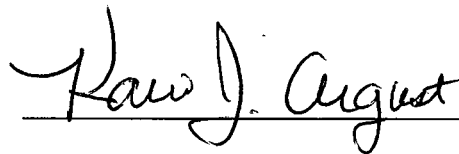
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CERTIFICATE OF ATTACHMENT, SECTION 66.0217
WISCONSIN STATUTES

I, Karen J. Argust, Deputy City Clerk of the City of Kenosha, Wisconsin do hereby certify that on the 18th day of May, 2020 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 16th day of June, 2020.



Karen J. Argust
Deputy City Clerk

SEAL

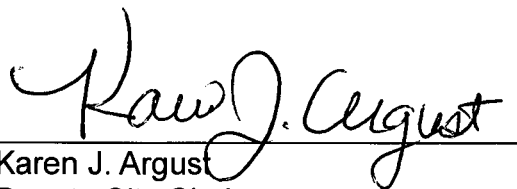


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CERTIFICATE OF POPULATION

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 17-20 is 0.

Dated this 16th day of June, 2020.



Karen J. Argust
Deputy City Clerk

SEAL

