

ORD11403

RECEIVED

November 9, 2021

Municipal Boundary Review  
Wisconsin Dept. of Admin.

ADOPTED: November 3, 2021  
PUBLISHED: November 8, 2021  
Office of the City Clerk

72-21

**AN ORDINANCE ANNEXING TERRITORY  
TO THE CITY OF APPLETON, WISCONSIN.**  
(Ziegler Mackville Road & EE Annexation)  
MBR Number: 14442

The Common Council of the City of Appleton does ordain as follows:

**Section 1. Territory Annexed.** In accordance with §66.0217 of the Wisconsin Statutes for 2019 – 2020 and the *Unanimous Petition for Direct Annexation* filed with the City Clerk on September 15, 2021, the following described territory in the Town of Center, Outagamie County, Wisconsin, lying contiguous to the City of Appleton, is hereby annexed to the City of Appleton, Wisconsin:

*A part of the Northeast ¼ of the Northeast ¼ of Section 36, Township 22 North, Range 17 East, Town of Center, Outagamie County, Wisconsin, containing 62,759 Square Feet 1.4407 acres of land and being further described as follows:  
Commencing at the Northeast corner of said Section 36;  
Thence South 00°06'21" West 117.18 feet coincident with the East line of the Northeast ¼ of said Section 36 to the point of beginning;  
Thence continue South 00°06'21" West 222.82 feet coincident with the East line of the Northeast ¼ of said Section 36 to the South line of lands described in Warranty Deed Document No.679131 of the Outagamie County Register of Deeds Office;  
Thence North 89°51'03" West 225.00 feet coincident with the South line of lands described in Warranty Deed Document No.679131 of the Outagamie County Register of Deeds Office;  
Thence North 00°06'21" East 307.00 feet coincident with the West line of lands described in Warranty Deed Document No.679131 and then the West line of lands described in Warranty Deed Document No.544576 to the South line of Mackville Road.  
Thence South 89°51'03" East 107.95 feet coincident with the South line of Mackville Road to a highway vision corner;  
Thence South 44°49'45" East 119.00 feet coincident with said highway vision corner to the West line of Ballard Road (aka C.T.H. "EE");  
Thence South 89°51'03" East 33.00 feet to the point of beginning.*

*Town of Center Tax Parcel: 040097800.*

*The current population of such territory is 2 people.*

**Section 2. Effect of Annexation.** From and after the date of this ordinance, the territory described in Section 1 shall be a part of the City of Appleton 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 Appleton.

**Section 3. Ward Designation.** The territory described in Section 1 of this ordinance is hereby made a part of the existing Forty-first (41st) Ward, attached to the Thirteenth (13<sup>th</sup>) Aldermanic District of the City of Appleton, Outagamie County, subject to the ordinances, rules and regulations of the City governing wards. As a result of redistricting, effective January 1, 2022, this territory will hereby be a part of the Thirty-eighth (38<sup>th</sup>) Ward, attached to the Thirteenth (13<sup>th</sup>) Aldermanic District.

**Section 4. Zoning Classification.** The territory described in Section 1 is hereby zoned as follows, pursuant to §66.0217(7)(a), Stats., and §23-65(e), Appleton Municipal Code:

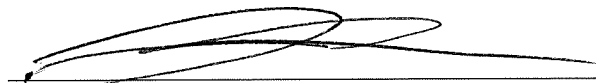
Temporary AG District (Temporary Agricultural District)

**Section 5. Statutory Payments.** Subject to the requirements of Wis. Stats. §66.0217(14), the Finance Director will pay annually to the Town of Center, for 5 years, an amount equal to the amount of property taxes that the town levied on the annexed territory, as shown by the tax roll under Wis. Stats. §70.65, in the year in which the annexation is final.

**Section 6. 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 without the invalid or unconstitutional provision or application.

**Section 7. Effective Date.** This ordinance shall take effect upon passage and publication.

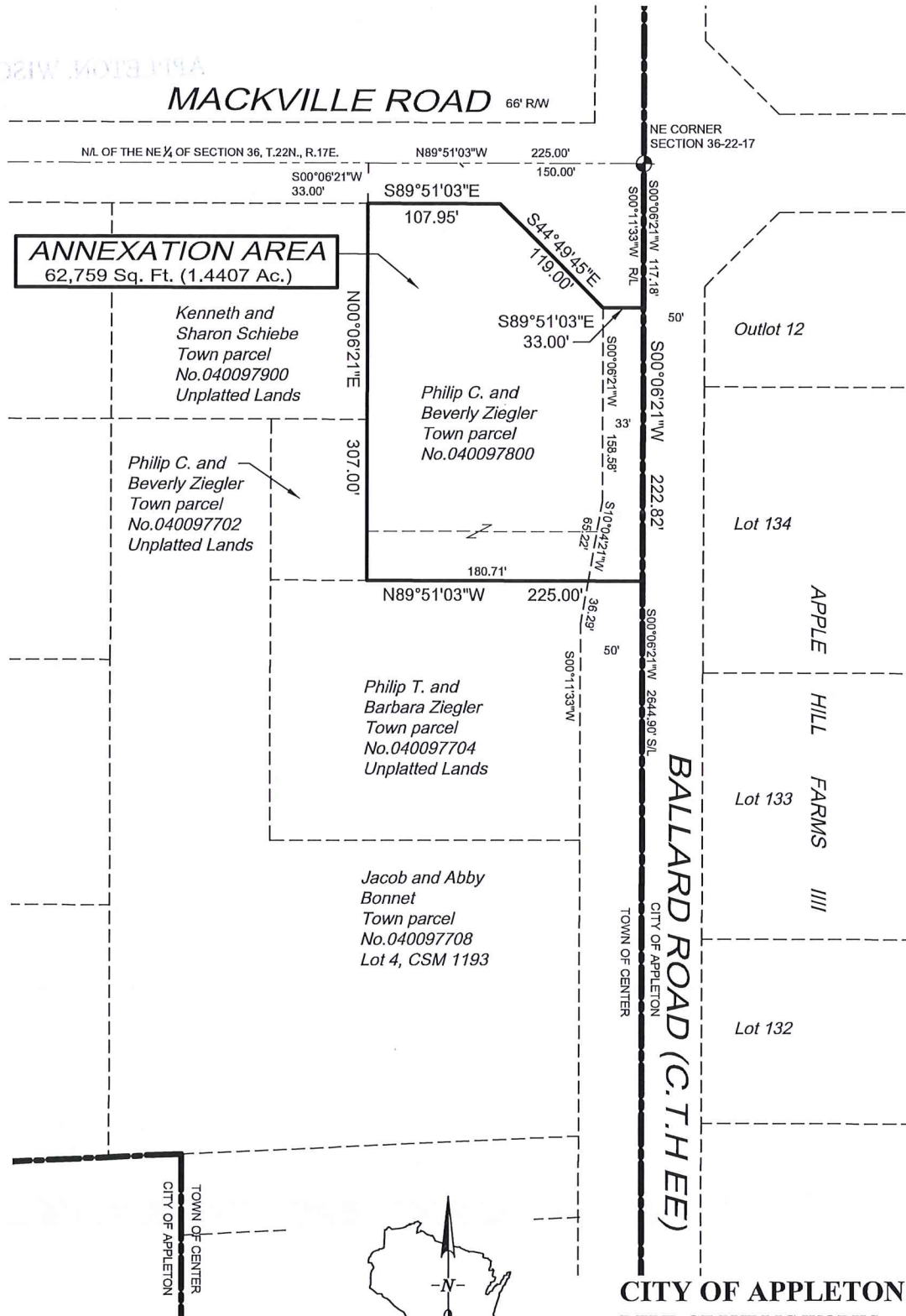
Dated: November 3, 2021

  
\_\_\_\_\_  
Jacob A. Woodford, Mayor  
CityLaw: 21-0717

  
\_\_\_\_\_  
Kami Lynch, City Clerk

# ANNEXATION EXHIBIT

A part of the Northeast  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of Section 36, Township 22 North, Range 17 East, Town of Center, Outagamie County, Wisconsin.

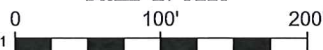


BEARINGS ARE REFERENCED TO THE WISCONSIN COUNTY COORDINATE SYSTEM, OUTAGAMIE COUNTY, NORTH LINE OF NE  $\frac{1}{4}$  SECTION 36, T.22N., R.17E.; recorded to bear N89°51'03"W

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SCALE IN FEET




**CITY OF APPLETON**

DEPT. OF PUBLIC WORKS  
ENGINEERING DIVISION  
100 NORTH APPLETON STREET  
APPLETON, WI 54911  
920-832-6474  
DRAFTED BY: T. KROMM

## CERTIFICATION OF CLERK

I, **KAMI LYNCH**, the duly qualified City Clerk of the City of Appleton, Wisconsin, do hereby certify that the attached is a true and compared copy of *Ordinance 72-21, Ziegler Mackville Road & EE Annexation* adopted by the Mayor and Common Council of the City of Appleton, Outagamie/Calumet/Winnebago Counties, at a regular meeting held on November 3, 2021.

Dated this 8<sup>th</sup> day of November, 2021, City of Appleton, Wisconsin.

  
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Kami Lynch  
City Clerk

