

THE CITY of *Altoona*

1303 Lynn Avenue
Altoona, WI 54720

PH: 715-839-6092
Fax: 715-839-1800
www.ci.altoona.wi.us

ORD11474



March 30, 2022

Wisconsin Department of Administration
Municipal Boundary Review
P.O. Box 1645
Madison, WI 53707-1645

MBR #14476

Dear Secretary of Administration:

Enclosed please find a certified copy of City of Altoona Ordinance 3B-22 which was adopted by the Altoona Common Council on March 10, 2022, to annex property to the City of Altoona Pursuant to Direct Annexation Petition by One-Half Approval, City of Altoona, Petitioner (MBR 14476), and to specify that the current population of the annexed area is 0.

The City of Altoona is also providing notice of Ordinance 3B-22 to the Clerk of the Altoona School District, the Fall Creek School District, Chippewa Valley Technical College, the Eau Claire County Clerk, the Clerk of the Town of Washington, Xcel Energy, Eau Claire Energy Cooperative, and Charter Communications.

Please contact my office at (715) 839-6092 if you should have any questions,

Sincerely,

A handwritten signature in black ink that reads "Cynthia M. Bauer".

Cynthia M. Bauer
City Clerk

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Certification

I, Cynthia M. Bauer, am the duly qualified and acting City Clerk of the City of Altoona, Eau Claire County, Wisconsin. I hereby certify that the foregoing ordinance is a true and correct copy of Ordinance 3B-22 adopted by the Common Council of the Common Council meeting of March 10, 2022 and the effective date is March 10, 2022.

IN WITNESS WHEREOF, I have executed this Certificate in my official capacity on March 30, 2022.

(SEAL)



Cynthia M Bauer

Cynthia M. Bauer
City Clerk

ORDINANCE NO. 3B -22

ORDINANCE ANNEXING TERRITORY TO THE CITY OF ALTOONA

Pursuant to Petition for Direct Annexation by One-Half Approval,
City of Altoona, Petitioner (MBR # 14476)

**THE COMMON COUNCIL OF THE CITY OF ALTOONA
DOES ORDAIN AS FOLLOWS:**

Section 1: Petition Received

Pursuant to Wis. Stat. § 66.0217(3)(a)(2)(a) and upon direction of the City of Altoona Common Council, the city prepared a petition for direct annexation signed by more than one-half of all owners of real property by land area within such territory, including survey description and scale map. The petition is filed with the City Clerk requesting the annexation of the territories described herein and visually depicted in Exhibit A consistent with Wis. Stat. § 66.0217(5), to the City of Altoona, Eau Claire County, Wisconsin from the Town of Washington, Eau Claire County, Wisconsin.

Notice has been provided to all owners of real property within the territory, the Town of Washington, School District of Altoona, Fall Creek School District, and State of Wisconsin Department of Administration consistent with Wis. Stats. §66.0217(4).

The Department of Administration having performed its review under Wis. Stats. §66.0217(6), and, in accord with Wis. Stats. §66.0217(6)(a), the Common Council has completed review of the Department of Administration letter before considering this ordinance.

The Common Council accepts the petition as complete and sufficient, and determines that said annexation proceedings meet the requirements of Wis. Stats. §66.0217.

Section 2: Territory Annexed

The below described territory be and is hereby annexed to and incorporated to the City of Altoona and detached from the Town of Washington pursuant to Wis Stats. §66.0217(8):

A PARCEL OF LAND LOCATED IN THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER (SE¼-NE¼), THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER (NE¼-SE¼), THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER (NW¼-SE¼), THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER (NE¼-SW¼) AND THE SOUTHEAST

QUARTER OF THE NORTHWEST QUARTER (SE¼-NW¼), SECTION 30, TOWNSHIP 27 NORTH (T27N), RANGE 8 WEST (R8W), EAU CLAIRE COUNTY, WISCONSIN BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

- COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 30;
- THENCE S.87°50'28"W., ALONG THE NORTH LINE OF SAID SECTION, 2712.13 FEET TO THE NORTH QUARTER CORNER OF SAID SECTION;
- THENCE S.00°46'10"W., ALONG THE NORTH-SOUTH QUARTER LINE OF SAID SECTION, 1328.56 FEET TO THE NORTHEAST CORNER OF THE SE¼ OF THE NW¼;
- THENCE S.88°01'50"W., ALONG THE NORTH LINE OF SAID SE¼ OF THE NW¼, A DISTANCE OF 657.02 FEET TO THE NORTHWEST CORNER OF CERTIFIED SURVEY MAP NO. 1761 RECORDED IN VOLUME 9, PAGES 295-296 AND THE POINT OF BEGINNING.

THENCE S.00°46'10"W. 340.40 FEET TO THE SOUTHWEST CORNER OF SAID CERTIFIED SURVEY MAP;

- THENCE N.88°15'14"E., ALONG THE SOUTH LINE OF SAID CERTIFIED SURVEY MAP, 156.91 FEET TO A POINT 500 FEET FROM THE EAST LINE OF SAID SE¼ OF THE NW¼ AS MEASURED ON A LINE PARALLEL WITH THE SOUTH LINE OF SAID SE¼ OF THE NW¼;
- THENCE S.00°46'10"W., PARALLEL WITH SAID EAST LINE, 435.80 FEET TO A POINT 550 FEET FROM THE SOUTH LINE OF SAID SE¼ OF THE NW¼ AS MEASURED ON A LINE PARALLEL WITH SAID EAST LINE;
- THENCE N.88°13'48"E., PARALLEL WITH THE SOUTH LINE OF SAID SE¼ OF THE NW¼, 500.00 FEET TO THE EAST LINE OF SAID SE¼ OF THE NW¼;
- THENCE S.00°46'10"W., ALONG SAID EAST LINE, A DISTANCE OF 550.00 FEET TO THE NORTHWEST CORNER OF THE NW¼ OF THE SE¼;
- THENCE N.88°13'39"E. 1353.29 FEET TO THE SOUTHWEST CORNER OF THE SE¼ OF THE NE¼;
- THENCE N.00°49'10"E. 1333.19 FEET TO THE NORTHWEST CORNER OF SAID SE¼ OF THE NE¼;
- THENCE N.88°02'03"E., ALONG THE NORTH LINE OF SAID SE¼ OF THE NW¼, A DISTANCE OF 670.33 FEET TO ITS INTERSECTION WITH THE SOUTH LINE OF THE UNION PACIFIC RAILROAD COMPANY'S RIGHT OF WAY;
- THENCE EASTERLY 440.58 FEET, ALONG SAID SOUTH LINE AND ALONG THE ARC OF A CURVE CONCAVE NORTHEASTERLY, THE LONG CHORD WHICH BEARS S.78°57'05"E. 440.47 FEET AND HAVING A RADIUS OF 5775.00 FEET;
- THENCE S.00°52'07"W. 1894.74 FEET;
- THENCE S.89°08'05"E. 200.00 FEET;
- THENCE S.00°51'55"W. 651.45 FEET TO THE CENTERLINE OF U.S.H. 12;
- THENCE N.75°34'43"W. 3100.15 FEET TO A POINT THAT IS 390 FEET WEST OF THE CENTERLINE OF C.T.H. SS AS MEASURED ON A LINE PARALLEL WITH THE SOUTH LINE OF THE SE¼ OF THE NW¼; THENCE N.00°45'45"E. 452.22 FEET TO SAID SOUTH LINE;

- THENCE S.88°13'48"W. 975.63 FEET TO THE SOUTHWEST CORNER OF SAID SE¼ OF THE NW¼;
- THENCE N.00°22'28"E. 1323.49 FEET TO THE NORTHWEST CORNER OF SAID SE¼ OF THE NW¼; THENCE N.88°01'50"E. 689.22 FEET TO THE POINT OF BEGINNING.

Said described territory contains approximately 122.1 acres, more or less. Said territory includes Eau Claire County Highway right-of-way, State of Wisconsin Highway right-of-way, and may be subject to any easements or restrictions of record. The territory is visually depicted in Exhibit A, attached and hereby incorporated into this Ordinance.

The current population of said territory is zero (0).

Section 3: **Effect of Annexation.** From and after the date of this ordinance, the territory described in Section 2 shall be part of the City of Altoona for 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 Altoona.

Section 4: **Ward Designation.** That territory described in Section 2 located west of County Highway SS, Eau Claire County parcels 024110305000 and 024110402000, is hereby made part of Ward 2. Territory described in Section 2 located east of County Highway SS, Eau Claire County parcels 024110506020, 024110301000, and 024110504000, is hereby made part of Ward 14.

Section 5: **Temporary Zoning Classification.** The territory hereafter annexed to the city shall be temporarily designated as a R-1 One Family Dwelling District consistent with Section 19.24.030 of the Altoona Municipal Code, upon recommendation of the Altoona Plan Commission consistent with Wis Stats. § 66.0217(8)(a), and subject to all provisions of the zoning ordinance of the City of Altoona relating to such district classification and to zoning in the city. The Common Council hereby refers this matter to the Plan Commission for their recommendation consistent with the procedures for rezoning provided by Ordinance.

Section 6: **Notification.** That the City Clerk shall file one (1) certified copy of this ordinance with the Wisconsin Department of Administration, together with one (1) survey map of the territory annexed hereinunder to the City, and shall, additionally, provide a copy of each company providing utility services in the annexed territory as well as to the Clerk of the School District of Altoona, Clerk of the Fall Creek School District, and shall cause it to be recorded by the Eau Claire County Register of Deeds.

Section 7: **Codification.** This ordinance shall not be codified.

Section 8: Agreement to Pay Property Taxes. Pursuant to Wis. Stat. §66.0217(14), the City of Altoona does hereby agree to pay annually to the Town of Washington, for five (5) years, an amount equal to the property taxes that the Town of Washington levied on the herein described territory in the year in which the annexation is final.

Section 9: Severability. If any provision of this ordinance is invalid or unconstitutional, or if the application of this ordinance to any person or circumstance 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 provisions or applications.

Dated this 10 day of March, 2022.



CITY OF ALTOONA

By: Brendan Pratt
Brendan Pratt, Mayor

ATTEST:

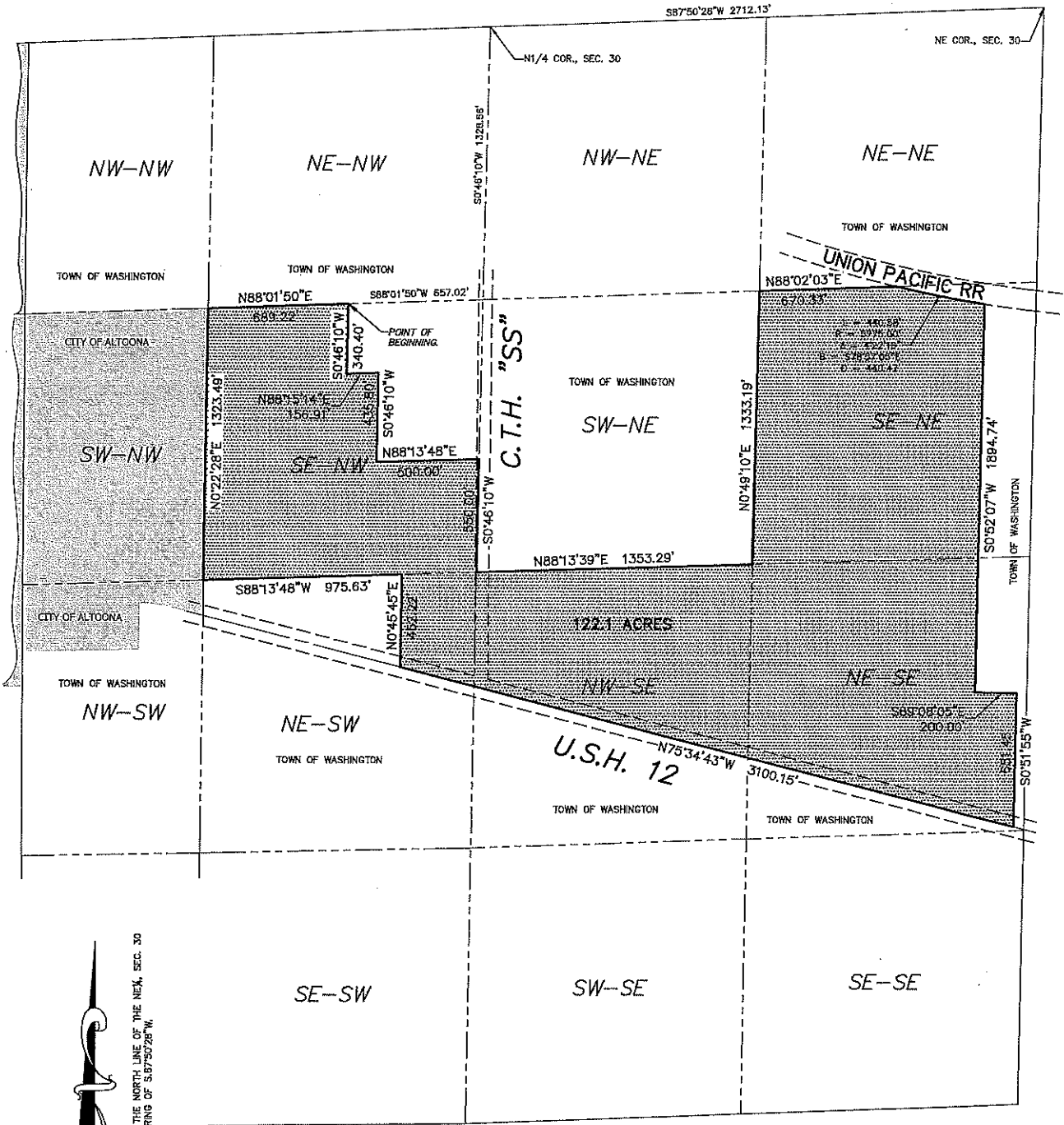
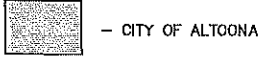
By: Cindy Bauer
Cindy Bauer, City Clerk

Approved: 3/10/2022
Published: 3/18/2022
Adopted: 3/10/2022

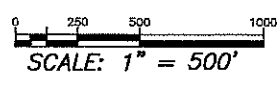
Drafted by Joshua Clements, AICP, City Planner

ORDINANCE 3B-22 EXHIBIT A ANNEXATION SKETCH

OF PARCEL LOCATED IN THE SE¹/₄-NE¹/₄, NE¹/₄-SE¹/₄, NW¹/₄-SE¹/₄, NE¹/₄-SW¹/₄ AND SE¹/₄-NW¹/₄,
SECTION 30, T27N, R8W, EAU CLAIRE COUNTY, WISCONSIN



BEARINGS ARE REFERENCED TO THE NORTH LINE OF THE NE¹/₄, SEC. 30
ASSUMED BEARING OF S87°50'28\"/>



PREPARED BY REAL LAND SURVEYING
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