

ORD11523

RECEIVED

07/27/2022

Municipal Boundary Review
Wisconsin Dept. of Admin.

VILLAGE OF DOUSMAN
118 S. MAIN STREET
DOUSMAN, WI 53118

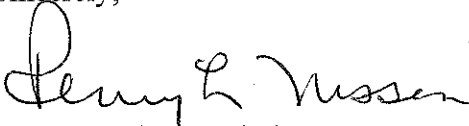
July 18, 2022

Wisconsin Department of Administration
Municipal Boundary Review
P.O. Box 1645
Madison, WI 53708-8944

Re: Attaching Property in the Village of Dousman.

Enclosed please find a certified copy of our annexation Ordinance #402- AN
ORDINANCE TO ATTACH PROPERTY FROM THE VILLAGE OF SUMMIT
PURSUANT TO THE COOPERATIVE BOUNDARY PLAN WITH THE VILLAGE
OF SUMMIT along with the annexation petition and legal description of the property
attached.

Sincerely,



Penny L. Nissen, Clerk
Village of Dousman

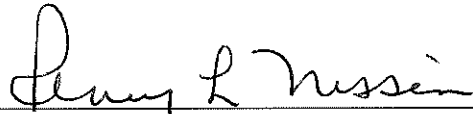
Enclosures

(262) 965-3792 * FAX (262) 965-4286

**VILLAGE OF DOUSMAN
118 S. MAIN STREET
DOUSMAN, WI 53118**

CERTIFICATION CERTIFICATE

This is to certify that this is a true and certified copy of official records of the office of the Village Clerk of the Village of Dousman regarding Ordinance #402 An Ordinance to Attach Property from the Village of Summit Pursuant to the Municipal Boundary Agreement with the Village of Summit



Penny L. Nissen, Clerk
Village of Dousman

(262) 965-3792 * FAX (262) 965-4286

VILLAGE OF DOUSMAN

ORDINANCE #402

**AN ORDINANCE TO ATTACH
PROPERTY FROM THE VILLAGE OF SUMMIT
PURSUANT TO THE COOPERATIVE BOUNDARY PLAN WITH THE
VILLAGE OF SUMMIT**

WHEREAS, the Village of Summit and the Village of Dousman entered into a Cooperative Boundary Plan on or about May 28, 2009 pursuant to Section 66.0307, Wisconsin Statutes, which was approved by the State of Wisconsin Department of Administration on or about October 2, 2009, and therefore the Cooperative Boundary Plan is in effect and is binding upon the Village of Summit and the Village of Dousman; and

WHEREAS, the Cooperative Boundary Plan provides in Section 7.6(B), a process by which property owners with property located within the areas described in Section 7.6(B) of the Cooperative Boundary Plan may detach their property from the Village of Summit and attach to the Village of Dousman; and

WHEREAS, the Village of Dousman has received a petition from the William & Kim Finn detach from the Village and attach to the Village of Dousman property that they own which is identified in attached Exhibit A; and

WHEREAS, the petition states the Petitioner's agreement to pay all charges described in Village of Dousman Village Ordinances regarding sewer and water charges at such time as the property is attached to the Village sewer and/or water system and thereafter; and

WHEREAS, pursuant to the Cooperative Boundary Plan entered into between the Village of Dousman and the Village of Summit the property identified in attached Exhibit A is included within the territory that may be detached from the Village of Summit and attached to the Village of Dousman; and

WHEREAS, the Village of Dousman hereby intends to exercise its right pursuant to the Cooperative Boundary Plan to attach the subject property to the Village of Dousman.

NOW, THEREFORE, the Village Board of the Village of Dousman, Waukesha County, Wisconsin, **DOES HEREBY ORDAIN AS FOLLOWS:**


SECTION 1: That the subject property located within the Village of Summit as described in the legal description and map attached as Exhibit "A" is hereby detached from the Village of Summit and attached to the Village of Dousman, immediately upon the Village of Summit adopting an ordinance detaching the property from the Village of Summit, within 45 days from the date of this ordinance, as described in the Cooperative Boundary Plan.

SECTION 2: SEVERABILITY. The several sections of this Ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful, or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, and shall not affect the validity of any other provisions, sections or portions thereof of the Ordinance. The remainder of the Ordinance shall remain in full force and effect. Any other Ordinances whose terms are in conflict with the provisions of this Ordinance are hereby repealed as to those terms that conflict.

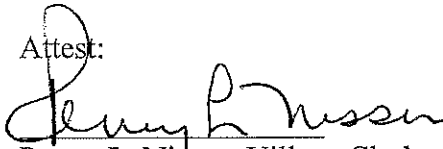
SECTION 3: EFFECTIVE DATE. This Ordinance shall take effect immediately upon passage and posting or publication as provided by law.

Dated this 13th day of June, 2022.

VILLAGE OF DOUSMAN


Jack Nissen, President

Attest:


Penny L. Nissen, Village Clerk

Published and/or posted this 13th day of June, 2022.

PETITION TO DETACH AND ATTACH PROPERTY

Village of Summit
TO: ~~Town of Ottawa, Town Clerk~~
Village of Dousman, Village Clerk

Pursuant to the Municipal Boundary Agreement between the Village of Summit and the Village of Dousman, the undersigned, being all of the owners of property described in the attached Exhibit A, which includes both a legal description and map, hereby petition the Village of Summit and the Village of Dousman to detach property from Summit and attach it to Dousman. A duplicate original of the Petition shall be filed with both the Village of Summit and the Village of Dousman. The property subject to this Petition is within the area subject to detachment from Summit and attachment to Dousman, as described in Subsection 2 of the Municipal Boundary Agreement between the Village of Summit and the Village of Dousman.

- A. The total land area to be detached is ~~12.4871~~ ^{14.84} acres consisting of Tax Key No. SUMT 0708985. ~~+~~
Summit Ave. 5TH 18 R.O.W.
- B. The number of people residing within the property to be detached from the Village of Summit and attached to the Village of Dousman is 1.
- C. The legal description of the property and map of the property is attached to this Petition as Exhibit A.

I (We) understand and agree that I (we), or future owners of my property, will be required to pay sewer and/or water charges described in Village ordinances if and when the property is connected to Village sewer and/or water and thereafter, as described in the Village of Dousman Village Code. Furthermore, any principal building(s) on the subject property will be assigned a new address conforming to the Village of Dousman addressing system and I (we) understand an application to rezone the property to conform to the current or proposed use of the subject property might be required with attachment.

Dated this 4th day of May, 2022.

Signature(s) of all owners: *Wm. Shawn Finn*
Print Name: William S. Finn

K D Finn
Print Name: Kim D. Finn

Print Name: _____

Print Name: _____

EXHIBIT A

All of Lot 1 of Certified Survey Map No. 10176 and a part of the Southeast 1/4 and Southwest 1/4 of the Southeast 1/4 of Section 33, T.7N., R.17E., Village of Summit, Waukesha County, Wisconsin bounded and described as follows:

Beginning at the Southwest corner of Lot 1 of Certified Survey Map No. 10176, thence North $01^{\circ}38'02''$ West along the West line of said Lot 1 and the extension thereof 789.47 feet to the North line of Summit Avenue, STH "18; thence the following five courses along said North line;

thence North $84^{\circ}33'20''$ East, 65.79 feet;

thence North $78^{\circ}56'58''$ East, 250.00 feet;

thence North $73^{\circ}14'08''$ East, 271.19 feet;

thence North $78^{\circ}56'58''$ East, 45.41 feet;

thence Northeasterly 54.25 feet along the arc of a curve to the left, whose radius is 1145.91 feet and whose chord bears North $77^{\circ}26'26''$ East, 54.25 feet to the extension of the Easterly line of Lot 1 of Certified Survey Map No. 10176; thence South $03^{\circ}44'16''$ East along said Easterly line 225.29 feet to the South line of Certified Survey Map No. 178; thence North $85^{\circ}55'43''$ East along said South line 243.52 feet to the East line of Lot 1 of Certified Survey Map No. 10176; thence South $00^{\circ}33'32''$ West along said East line 551.86 feet to the Southerly line of Lot 1 of Certified Survey Map No. 10176; thence North $68^{\circ}34'41''$ West along said Southerly line 322.56 feet to the Easterly line of Lot 1 of Certified Survey Map No. 10176; thence the following two courses along said Easterly line;

thence South $10^{\circ}40'33''$ West, 194.40 feet;

thence South $26^{\circ}49'12''$ East, 78.84 feet to the Southerly line of Lot 1 of Certified Survey Map No. 10176; thence the following two courses along said Southerly line;

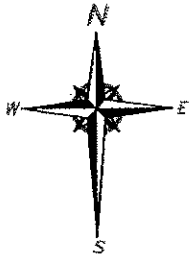
thence North $75^{\circ}32'11''$ West, 154.62 feet;

thence South $80^{\circ}08'43''$ West, 454.00 feet to the point of beginning.

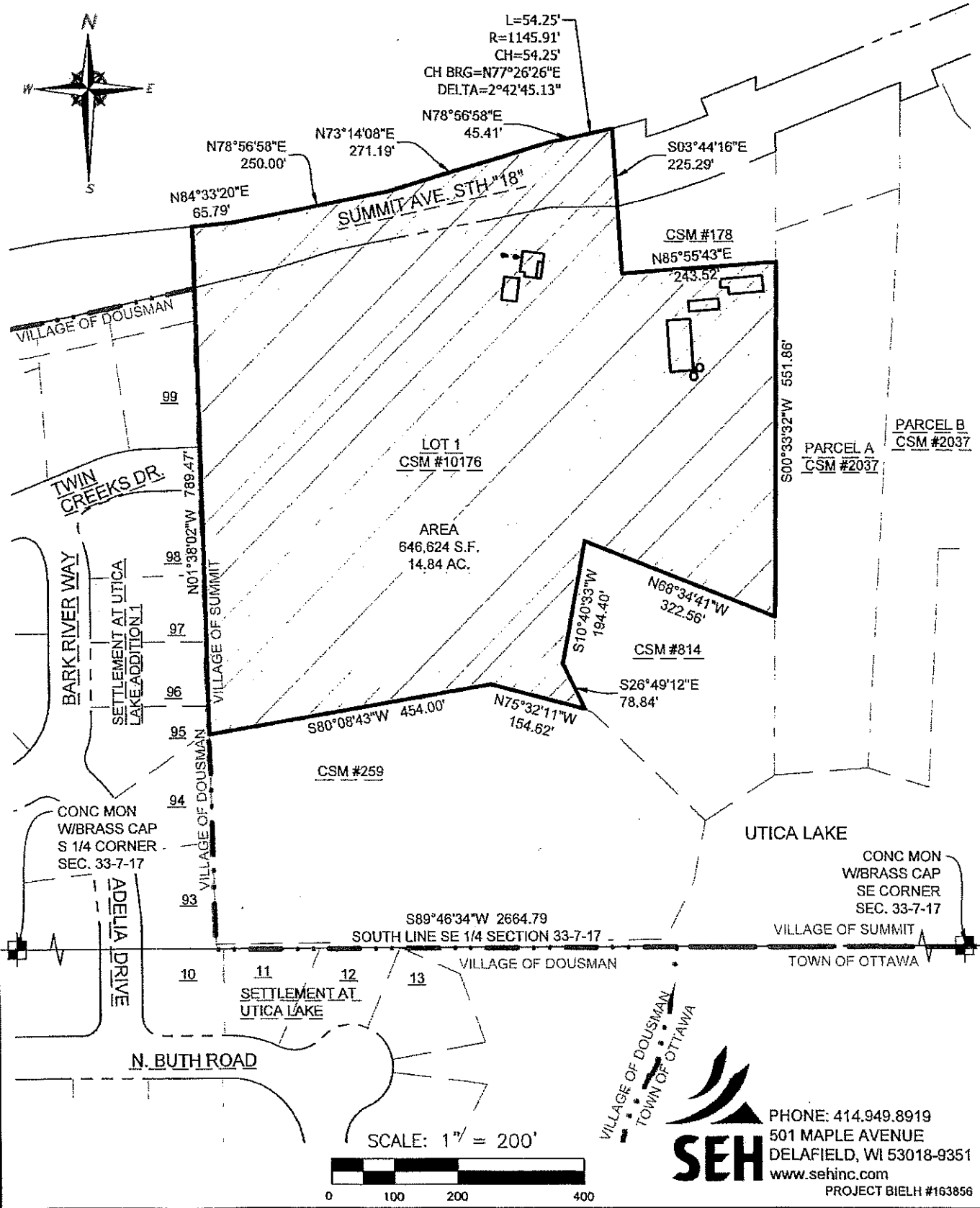
Contains 646,624 square feet, 14.84 acres

ATTACHMENT/DETACHMENT EXHIBIT A

BEING ALL OF LOT 1 OF CERTIFIED SURVEY MAP NO. 10176 AND A PART OF THE SE. 1/4 AND SW. 1/4 OF THE SE. 1/4 OF SECTION 33, T.7N., R.17E., VILLAGE OF SUMMIT, WAUKESHA COUNTY, WISCONSIN.



L=54.25'
R=1145.91'
CH=54.25'
CH BRG=N77°26'26"E
DELTA=2°42'45.13"



VILLAGE OF DOUSMAN
TOWN OF OTTAWA



PHONE: 414.949.8919
501 MAPLE AVENUE
DELAFIELD, WI 53018-9351
www.sehinc.com
PROJECT BIELH #163856



MAP WAUKESHA COUNTY

Waukesha County GIS Map



0 399.24 Feet

The information and depictions herein are for informational purposes and Waukesha County specifically disclaims accuracy in this reproduction and specifically admishes and advises that if specific and precise accuracy is required, the same should be determined by procurement of certified maps, surveys, plats, Flood Insurance Studies, or other official means. Waukesha County will not be responsible for any damages which result from third party use of the information and depictions herein, or for use which ignores this warning.

Legend

- Municipal Boundary_2K
- Parcel_Dimension_2K
- Note_Text_2K
- Lots_2K
- Lot
- Unit
- General Common Element
- Outlot
- SimultaneousConveyance
- Assessor Plat
- CSM
- Condominium
- Subdivision
- Carotline_2K
- EA-Eastman_Line
- PL-DA
- PL-Extended_Line
- PL-Meander_Line
- PL-Note
- PL-Tie
- PL-Tie_Line
- <all other values>
- Railroad_2K

Notes:

Printed: 5/3/2022





Village Hall, 567-2757
Fax, 567-4115
Highway Dept., 567-2422
Police Dept., 567-1134
Building Inspector, 490-4141

Summit Village Hall • 37100 Delafield Road • Summit, WI 53066

CERTIFICATION

I, Debra J. Michael, Village Administrator - Clerk/Treasurer of the Village of Summit, Waukesha County, Wisconsin, do hereby certify that this is a true and accurate copy of official records of the office of the Village Clerk of the Village of Summit regarding Ordinance #107-2022 Ordinance to approve the detachment of property from the Village of Summit to the Village of Dousman pursuant to the Cooperative Boundary Agreement.

I hereby certify that said Ordinance was approved by the Village Board of the Village of Summit, Wisconsin, at a regular meeting held on July 14, 2022.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Village of Summit, Wisconsin, this 26th day of July, 2022.



Debra J. Michael, WCMC
Village Administrator - Clerk/Treasurer
Village of Summit

STATE OF WISCONSIN VILLAGE OF SUMMIT WAUKESHA COUNTY

ORDINANCE NO. 107-2022

**AN ORDINANCE TO APPROVE THE DETACHMENT OF PROPERTY
FROM THE VILLAGE OF SUMMIT TO THE VILLAGE OF DOUSMAN
PURSUANT TO THE COOPERATIVE BOUNDARY AGREEMENT**

WHEREAS, the Town of Summit and the Village of Dousman (hereinafter Dousman) entered into a Cooperative Boundary Agreement under the provisions of §66.0307, Stats. on April 23, 2009; and,

WHEREAS, the Wisconsin Department of Administration approved this Cooperative Boundary Agreement on October 2, 2009; and,

WHEREAS, the Village of Summit incorporated by State Action on July 29, 2010, and assumed all the responsibilities and obligation of the Town of Summit, including the 2009 Cooperative Boundary Agreement; and,

WHEREAS, the 2009 Cooperative Boundary Agreement provides in Section 7.6 that certain areas of Summit will transfer to Dousman under certain conditions and with certain procedures, and that these areas are described in Exhibit 7-A, mapped as Exhibit 7-B of this Agreement; and

WHEREAS, Dousman and Summit received a petition from William and Kim Finn, property owners, to detach from the Village of Summit and attach to the Village of Dousman private property, which is identified in attached Exhibit A (subject property); and

WHEREAS, pursuant to the Cooperative Boundary Agreement entered into between Summit and Dousman, the subject property identified in attached Exhibit A is included within the territory that may be detached from Summit and attached to Dousman; and

WHEREAS, the Village of Summit has received a copy of the Ordinance adopted by Dousman on June 13, 2022 to attach the subject property to Dousman, which is identified in attached Exhibit B; and

WHEREAS, Summit hereby intends to exercise its obligation pursuant to the Cooperative Boundary Agreement to detach the subject property from the Village of Summit.

NOW, THEREFORE, the Village Board of the Village of Summit, Waukesha County, Wisconsin, **DO HEREBY ORDAIN** as follows:

SECTION 1: That the subject property located within the Village of Summit as described in the legal description and map attached as Exhibit A is hereby detached from the Village of Summit and attached to the Village of Dousman.

SECTION 2: SEVERABILITY. The several sections of this Ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful, or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, and shall not affect the validity of any other provisions, sections or portions thereof of the Ordinance. The remainder of the Ordinance shall remain in full force and effect. Any other Ordinances whose terms are in conflict with the provisions of this Ordinance are hereby repealed as to those terms that conflict.

SECTION 3: EFFECTIVE DATE. This Ordinance shall take effect after the Village of Dousman enacts an Ordinance to attach the property and provides notice of this action to the Village Clerk of the Village of Summit, and posting or publication in the Village of Summit as provided by law.

Dated this 14th day of July, 2022.


VILLAGE OF SUMMIT



Jack Riley, Village President



Attest:



Debra J. Michael
Village Administrator/Clerk-Treasurer

Published and/or posted this 18 day of 20 July, 2022.

EXHIBIT A

All of Lot 1 of Certified Survey Map No. 10176 and a part of the Southeast 1/4 and Southwest 1/4 of the Southeast 1/4 of Section 33, T.7N., R.17E., Village of Summit, Waukesha County, Wisconsin bounded and described as follows:

Beginning at the Southwest corner of Lot 1 of Certified Survey Map No. 10176, thence North $01^{\circ}38'02''$ West along the West line of said Lot 1 and the extension thereof 789.47 feet to the North line of Summit Avenue, STH "18; thence the following five courses along said North line;

thence North $84^{\circ}33'20''$ East, 65.79 feet;

thence North $78^{\circ}56'58''$ East, 250.00 feet;

thence North $73^{\circ}14'08''$ East, 271.19 feet;

thence North $78^{\circ}56'58''$ East, 45.41 feet;

thence Northeasterly 54.25 feet along the arc of a curve to the left, whose radius is 1145.91 feet and whose chord bears North $77^{\circ}26'26''$ East, 54.25 feet to the extension of the Easterly line of Lot 1 of Certified Survey Map No. 10176; thence South $03^{\circ}44'16''$ East along said Easterly line 225.29 feet to the South line of Certified Survey Map No. 178; thence North $85^{\circ}55'43''$ East along said South line 243.52 feet to the East line of Lot 1 of Certified Survey Map No. 10176; thence South $00^{\circ}33'32''$ West along said East line 551.86 feet to the Southerly line of Lot 1 of Certified Survey Map No. 10176; thence North $68^{\circ}34'41''$ West along said Southerly line 322.56 feet to the Easterly line of Lot 1 of Certified Survey Map No. 10176; thence the following two courses along said Easterly line;

thence South $10^{\circ}40'33''$ West, 194.40 feet;

thence South $26^{\circ}49'12''$ East, 78.84 feet to the Southerly line of Lot 1 of Certified Survey Map No. 10176; thence the following two courses along said Southerly line;

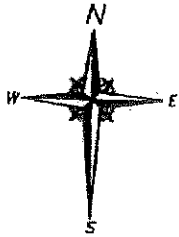
thence North $75^{\circ}32'11''$ West, 154.62 feet;

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Contains 646,624 square feet, 14.84 acres

ATTACHMENT/DETACHMENT EXHIBIT A

BEING ALL OF LOT 1 OF CERTIFIED SURVEY MAP NO. 10176 AND A PART OF THE SE. 1/4 AND SW. 1/4 OF THE SE. 1/4 OF SECTION 33, T.7N., R.17E., VILLAGE OF SUMMIT, WAUKESHA COUNTY, WISCONSIN.



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N73°14'08"E 271.19'
N78°56'58"E 45.41'
S03°44'18"E 225.29'
N84°33'20"E 65.79'

SUMMIT AVE. STH #18"

CSM #178
N85°55'43"E
243.52'

LOT 1
CSM #10176

AREA
646,824 S.F.
14.84 AC.

PARCEL A
CSM #2037
PARCEL B
CSM #2037

S00°33'32"W 551.86'

TWIN CREEKS DR

BARK RIVER WAY
SETTLEMENT AT UTICA LAKE ADDITION 1

VILLAGE OF SUMMIT
N01°38'02"W 789.47'

S10°40'33"W 194.40'
N60°34'41"W 322.56'

CSM #814

S80°08'43"W 454.00'
N75°32'11"W 154.82'

CSM #259

S28°49'12"E 78.84'

CONC MON
WBRASS CAP
S 1/4 CORNER
SEC. 33-7-17

ADELLA DRIVE

UTICA LAKE

CONC MON
WBRASS CAP
SE CORNER
SEC. 33-7-17

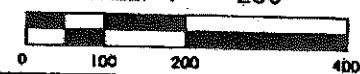
S89°46'34"W 2664.79
SOUTH LINE SE 1/4 SECTION 33-7-17

VILLAGE OF SUMMIT
TOWN OF OTTAWA

11
SETTLEMENT AT
UTICA LAKE

N. BUTH ROAD

SCALE: 1" = 200'



VILLAGE OF DOUSMAN
TOWN OF OTTAWA



PHONE: 414.949.8919
501 MAPLE AVENUE
DELAFIELD, WI 53018-9351
www.sehinc.com
PROJECT BELH #163856

EXHIBIT B

STATE OF WISCONSIN

WAUKESHA COUNTY

VILLAGE OF DOUSMAN

ORDINANCE #402

**AN ORDINANCE TO ATTACH
PROPERTY FROM THE VILLAGE OF SUMMIT
PURSUANT TO THE COOPERATIVE BOUNDARY PLAN WITH THE
VILLAGE OF SUMMIT**

WHEREAS, the Village of Summit and the Village of Dousman entered into a Cooperative Boundary Plan on or about May 28, 2009 pursuant to Section 66.0307, Wisconsin Statutes, which was approved by the State of Wisconsin Department of Administration on or about October 2, 2009, and therefore the Cooperative Boundary Plan is in effect and is binding upon the Village of Summit and the Village of Dousman; and

WHEREAS, the Cooperative Boundary Plan provides in Section 7.6(B), a process by which property owners with property located within the areas described in Section 7.6(B) of the Cooperative Boundary Plan may detach their property from the Village of Summit and attach to the Village of Dousman; and

WHEREAS, the Village of Dousman has received a petition from the William & Kim Finn detach from the Village and attach to the Village of Dousman property that they own which is identified in attached Exhibit A; and

WHEREAS, the petition states the Petitioner's agreement to pay all charges described in Village of Dousman Village Ordinances regarding sewer and water charges at such time as the property is attached to the Village sewer and/or water system and thereafter; and

WHEREAS, pursuant to the Cooperative Boundary Plan entered into between the Village of Dousman and the Village of Summit the property identified in attached Exhibit A is included within the territory that may be detached from the Village of Summit and attached to the Village of Dousman; and

WHEREAS, the Village of Dousman hereby intends to exercise its right pursuant to the Cooperative Boundary Plan to attach the subject property to the Village of Dousman.

NOW, THEREFORE, the Village Board of the Village of Dousman, Waukesha County, Wisconsin, **DOES HEREBY ORDAIN AS FOLLOWS:**

SECTION 1: That the subject property located within the Village of Summit as described in the legal description and map attached as Exhibit "A" is hereby detached from the Village of Summit and attached to the Village of Dousman, immediately upon the Village of Summit adopting an ordinance detaching the property from the Village of Summit, within 45 days from the date of this ordinance, as described in the Cooperative Boundary Plan.

SECTION 2: SEVERABILITY. The several sections of this Ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful, or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, and shall not affect the validity of any other provisions, sections or portions thereof of the Ordinance. The remainder of the Ordinance shall remain in full force and effect. Any other Ordinances whose terms are in conflict with the provisions of this Ordinance are hereby repealed as to those terms that conflict.

SECTION 3: EFFECTIVE DATE. This Ordinance shall take effect immediately upon passage and posting or publication as provided by law.

Dated this 3rd day of June, 2022.

VILLAGE OF DOUSMAN


Jack Nissen, President

Attest:


Penny L. Nissen, Village Clerk

Published and/or posted this 3rd day of June, 2022.

EXHIBIT A

All of Lot 1 of Certified Survey Map No. 10176 and a part of the Southeast 1/4 and Southwest 1/4 of the Southeast 1/4 of Section 33, T.7N., R.17E., Village of Summit, Waukesha County, Wisconsin bounded and described as follows:

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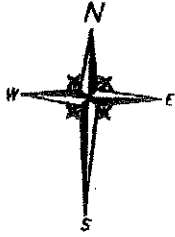
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N84°33'20"E 65.79'
S03°44'18"E 225.28'

SUMMIT AVE. STH #18"

CSM #178
N85°55'43"E
243.52'

VILLAGE OF DOUSMAN

TWIN CREEKS DR.

LOT 1
CSM #10176

AREA
646,624 S.F.
14.84 AC.

S00°33'32"W 551.56'

PARCEL A
CSM #2037

PARCEL B
CSM #2037

BARK RIVER WAY
SETTLEMENT AT UTICA LAKE ADDITION 1

VILLAGE OF SUMMIT

S10°40'33"W 194.40'
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S26°49'12"E 78.84'

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S89°46'34"W 2884.78
SOUTH LINE SE 1/4 SECTION 33-7-17

VILLAGE OF SUMMIT
TOWN OF OTTAWA

SETTLEMENT AT
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N. BUTH ROAD

SCALE: 1" = 200'



VILLAGE OF DOUSMAN
TOWN OF OTTAWA



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