



VILLAGE OF OCONOMOWOC LAKE
35328 W. Pabst Road, Oconomowoc, Wisconsin 53066

ORD11631

February 28, 2023

WI Department of Administration
Municipal Boundary Review
PO Box 1645
Madison, WI 53701-1645

RECEIVED
03/07/2023
Municipal Boundary Review
Wisconsin Dept. of Administration

RE: MBR 14560

Per Wis. Stats. 66.0217(2) the Village of Oconomowoc Lake Board of Trustees passed by unanimous approval the enclosed Ordinance #321, approving of the direct annexation of certain contiguous territory from the Town of Oconomowoc to the Village of Oconomowoc Lake, Waukesha County, Wisconsin. Town Tax Key #OCOT0568969.

In addition to the Ordinance and Exhibits, I have included a copy of our original Annexation Review Questionnaire.

Copies of the enclosed ordinance were sent to the Town of Oconomowoc, Oconomowoc Utilities, WE Energies, Ameritech, Oconomowoc School District and Waukesha County Register of Deeds.

Please let me know if you need anything further.

Theresa Sayles
Village Clerk

Encl. (2)

ORDINANCE NO. 321**AN ORDINANCE TO PROVIDE FOR THE DIRECT ANNEXATION OF CERTAIN CONTIGUOUS TERRITORY FROM THE TOWN OF OCONOMOWOC TO THE VILLAGE OF OCONOMOWOC LAKE, WAUKESHA COUNTY, WISCONSIN**

WHEREAS, the Village of Oconomowoc Lake Village Board of Trustees authorized an annexation petition (the "petition") to be signed and filed by the Village Clerk on December 19, 2022, regarding the territory described on Exhibit A, attached hereto and incorporated herein by reference (the "territory"), and depicted on Exhibit B, attached hereto and incorporated herein by reference (the "map"); and

WHEREAS, the Village Board and Village Staff carefully reviewed the petition and found that the petition satisfied the requirements of Wisconsin Statutes Section 66.0217(2), and that all procedural requirements of such statute were met; and

WHEREAS, said petition was officially submitted by the Village Clerk to the State of Wisconsin Department of Administration (DOA) on January 19, 2023; and

WHEREAS, on or about February 7, 2023, the DOA provided to the Village Clerk its determination and findings letter pursuant to Wisconsin Statutes Section 66.0217(6), which contained no recommended comments; and

WHEREAS, the Village Board finds that it is in the best interests of the health, safety and welfare of the Village of Oconomowoc Lake that the petition be accepted, and that the public necessity, convenience, general welfare and good zoning practice require the temporary zoning classification as described herein.

NOW, THEREFORE, the Village Board of Oconomowoc Lake, Waukesha County, Wisconsin, do ordain as follows:

SECTION 1. Territory Annexed. (Direct Annexation) In accordance with Section 66.0217(2), Wisconsin Statutes and the petition for direct annexation filed on the 19th day of January, 2023, signed by all of the owners of the real estate in the territory, described on the attached Exhibit A, and depicted on the attached Exhibit B, in the Town of Oconomowoc, Waukesha County, Wisconsin, is annexed to the Village of Oconomowoc Lake, Waukesha County, Wisconsin. There are no electors residing in this territory.

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 Village of Oconomowoc Lake, Waukesha County, Wisconsin for any and all purposes provided by law, and all persons coming or residing in such territory shall be subject to all ordinances, rules and regulations governing the Village of Oconomowoc Lake, Waukesha County, Wisconsin, whenever adopted.

SECTION 3. Temporary Zoning Classification. Be it further provided, in accordance with Section 17.35(4) of the Village of Oconomowoc Lake Village Code, that the territory herein above described shall, for zoning purposes, be temporarily designated as B-1 Business District.

SECTION 4. **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 affect without the invalid or unconstitutional provisions or application.

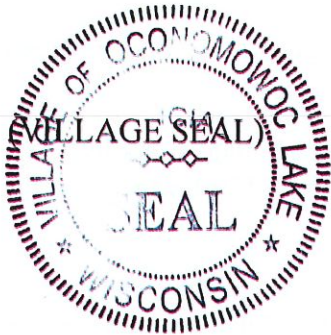
SECTION 5. **Payment to Town.** Pursuant to Wis. Stat. sec. 66.0217(14), the Village Board agrees to pay annually to the Town of Oconomowoc, for 5 years, an amount equal to the amount of property taxes that the town levied on the annexed territory, as shown by the tax roll under Wis. Stat. sec. 70.65 in 2023, the year in which the annexation is final, albeit the property is exempt in 2023 so no taxes will be due.

SECTION 6. **Effective Date.** This Ordinance shall take effect upon passage and publication as provided by law.

PASSED AND ADOPTED by a vote of all of the elected members of the Village Board of the Village of Oconomowoc Lake on the 20th day of February, 2023.



Michael Bickler Sr., Village President



ATTEST:


Theresa Sayles, Village Clerk

EXHIBIT A
Legal Description of Territory

Being a part of Lot 1 of C.S.M. No. 4358 and a part of the SE 1/4 of the SE 1/4 of Section 34, T8N, RI 7E, Town of Oconomowoc, Waukesha County, Wisconsin, more fully described as follows:

Commencing at the Southeast corner of said Section 34; thence S89°51'28"W, along the South line of said SE 1/4, 100.00 feet to the point of beginning of the following described lands; thence S89°51'28"W, continuing along said South line; 310.00 feet to a point; thence N00°08'32"W, 206.66 feet to the southerly right-of-way line of S.T.H. 16; thence S78°30'40"E, along said southerly line, 316.50 feet to a point; thence S00°08'32"E, 142.85 feet to the place of beginning. Said lands containing 54,174 sq. ft.

EXHIBIT "B"

ANNEXATION MAP

BEING A PART OF LOT 1 OF C.S.M. NO. 4358 AND PART OF THE SE 1/4 OF THE SE 1/4 OF SECTION 34, T.8N., R.17E., TOWN OF OCONOMOWOC, WAUKESHA COUNTY, WISCONSIN

NOTE: THE SHADED AREA DENOTES LANDS THAT ARE INCLUDED IN THE ANNEXATION LEGAL DESCRIPTION, BUT ARE NOT PART OF THE POWERS LANDS. THE SHADED LANDS ARE OWNED BY STATE OF WISCONSIN D.O.T.

PREPARED BY

MARK A. POWERS, PLS 1701
LAKE COUNTRY ENGINEERING, INC.
970 S. SILVER LAKE ST., SUITE 105
OCONOMOWOC, WI 53066
(262)565-8301

PREPARED FOR

VILLAGE OF OCONOMOWOC LAKE
35328 W. PARST ROAD
OCONOMOWOC, WI 53066

STATE TRUNK HIGHWAY 16
(TOWN OF OCONOMOWOC)

S78°30'40"E

316.50'

UNPLATTED LANDS
(KILHE, INC.)
TOWN OF OCONOMOWOC

N00°08'32"W 206.66'

LANDS TO BE ANNEXED INTO THE
VILLAGE OF OCONOMOWOC LAKE, WI
54,174 SQ. FT., INCLUDING SHADED LANDS

UNPLATTED LANDS
(STATE OF WISCONSIN)
TOWN OF OCONOMOWOC

S00°08'32"E 142.85'

SOUTH 1/4 CORNER
SECTION 34-8-17

S89°51'28"W 100.00'
SOUTHEAST CORNER
SECTION 34-8-17

SOUTH LINE OF SE 1/4, SECTION 34-8-17 AND C/L OF E. WISCONSIN AVENUE AND MUNICIPAL BOUNDARY LINE BETWEEN THE TOWN OF OCONOMOWOC AND THE VILLAGE OF OCONOMOWOC LAKE
S89°51'28"W 2639.83'



Mark A. Powers
December 14, 2022

SUGGESTED ANNEXATION LEGAL DESCRIPTION

Being a part of Lot 1 of C.S.M. No. 4358 and a part of the SE 1/4 of the SE 1/4 of Section 34, T8N, R17E, Town of Oconomowoc, Waukesha County, Wisconsin, more fully described as follows:
Commencing at the Southeast corner of said Section 34; thence S89°51'28"W along the South line of said SE 1/4, 100.00 feet to the point of beginning of the following described lands; thence S89°51'28"W, continuing along said South line; 310.00 feet to a point; thence N00°08'32"W, 206.66 feet to the southerly right-of-way line of S.T.H. 16; thence S78°30'40"E, along said southerly line, 316.50 feet to a point; thence S00°08'32"E, 142.85 feet to the place of beginning. Said lands containing 54,174 sq. ft.

Annexation Review Questionnaire

Wisconsin Department of Administration

WI Dept. of Administration
Municipal Boundary Review
PO Box 1645
Madison WI 53701
608-264-6102 Fax: 608-264-6104
wimunicipalboundaryreview@wi.gov
<http://doa.wi.gov/municipalboundaryreview>

Petitioner: **Village of Oconomowoc Lake**

Petition Number: **14560**

1. Territory to be annexed: From **TOWN OF OCONOMOWOC** To **VILLAGE OF OCONOMOWOC LAKE**

2. Area (Acres): 1.24

3. Pick one: Property Tax Payments

OR Boundary Agreement

a. Annual town property tax on territory to be annexed:

\$ 515.74

a. Title of boundary agreement _____

b. Year adopted _____

b. Total that will be paid to Town

(annual tax multiplied by 5 years): 2,578.70

c. Participating jurisdictions _____

c. Paid by: Petitioner City Village

d. Statutory authority (pick one)

s.66.0307 s.66.0225 s.66.0301

Other: _____

4. Resident Population: Electors: 0 Total: 0

5. Approximate present land use of territory:

Residential: _____% Recreational: _____% Commercial: _____% Industrial: _____%

Undeveloped: 100 %

6. If territory is undeveloped, what is the anticipated use?

Residential: _____% Recreational: _____% Commercial: 100 % Industrial: _____%

Other: _____%

Comments: _____

7. Has a preliminary or final plat been submitted to the Plan Commission: Yes No

Plat Name: _____

8. What is the nature of land use adjacent to this territory in the city or village?

commercial / undeveloped

In the town?: partial

9. What are the basic service needs that precipitated the request for annexation?

Sanitary sewer Water supply Storm sewers

Police/Fire protection EMS Zoning

Other: NONE

10. Is the city/village or town capable of providing needed utility services?

City/Village Yes No Town Yes No

If yes, approximate timetable for providing service: City/Village Town

Sanitary Sewers immediately
or, write in number of years. 10 Lot supports septic

Water Supply immediately
or, write in number of years. 10

Will provision of sanitary sewers and/or water supply to the territory proposed for annexation require capital expenditures (i.e. treatment plant expansion, new lift stations, interceptor sewers, wells, water storage facilities)?

Yes No

If yes, identify the nature of the anticipated improvements and their probable costs: _____

11. Planning & Zoning:

a. Do you have a comprehensive plan for the City/Village/Town? Yes No
Is this annexation consistent with your comprehensive plan? Yes No

b. How is the annexation territory now zoned? B-1

c. How will the land be zoned and used if annexed? B-1

12. Elections: New ward or Existing ward? Will the annexation create a new ward or join an existing ward? For more information, please contact the Wisconsin Election Commission at (608) 266-8005, elections@wi.gov or see their annexation checklist here: <http://elections.wi.gov/forms/el-100>

13. Other relevant information and comments bearing upon the public interest in the annexation:

*Property is @ entrance to Village;
Village wants to control potential business development*

Prepared by: Town City Village

Name: Theresa Snyles

Email: clerk@occonlakewi.gov

Phone: 262-567-5301

Date: 1/24/2023

Please RETURN PROMPTLY to:

wimunicipalboundaryreview@wi.gov

Municipal Boundary Review

PO Box 1645, Madison WI 53701

Fax: (608) 264-6104

(March 2018)