



**Ordinance Number 23 - 01**

**AN ORDINANCE ANNEXING TERRITORY  
TO THE VILLAGE OF AMHERST, WISCONSIN**

**The Village Board of the Village of Amherst, Portage County, Wisconsin,  
DO ORDAIN AS FOLLOWS:**

**SECTION 1: Territory Annexed.** In accordance with Wisconsin Statutes 66.0217 and the petition for direct annexation by unanimous approval, the following described territory, contiguous to the Village of Amherst, in the Town of Amherst, Portage County, Wisconsin and thereby being 0 electors within the territory being sought to be annexed, is annexed to the Village of Amherst, Wisconsin.

Being all of the Northwest  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of Section 27, Township 23 North, Range 10 East, Town of Amherst, Portage County, Wisconsin, being more particularly described as follows:

Commencing at the North  $\frac{1}{4}$  corner of Section 23 North, Range 10 East, said point also being the Point of Beginning (POB) of the Annexation Boundary to be described;  
Thence N 89° 50' 16"E along the North line of the Northeast  $\frac{1}{4}$  of said Section 27, 1339.33 feet to the Northeast corner of the Northwest  $\frac{1}{4}$  of said Section 27;  
Thence S 01° 03' 52"E along the East line of the Northwest  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of said Section 27, 1325.50 feet to the Southeast corner thereof;  
Thence S 89° 43' 36"W along the South line of the Northwest  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of said Section 27, 1334.13 feet to the Southwest corner thereof;  
Thence N 01° 17' 14"W along the North-South  $\frac{1}{4}$  line of said Section 27, 1328.18 feet to the Point of Beginning.  
Said parcel contains 1,773,373 square feet (40.711 acres) more or less.

**SECTION 2: Plan Commission Review.** The Plan Commission of the Village of Amherst has reviewed this petition and presented a favorable recommendation to the request for annexation.

**SECTION 3: Parcel Identification.** The tax parcel number of the territory to be annexed is 006-23-1027-02 (37.310 acres) and 006-23-1027-A (3.401 acres). The Municipal Boundary Review (MBR) Number assigned to the annexation petition by the Wisconsin Department of Administration is 14577;

**SECTION 4: Effect of Annexation.** From and after the date of this ordinance the territory described in Section 1 shall become a part of the Village for any and all purposes provided by law and all persons coming or residing within such territory shall be subject to an ordinance, rules and regulations governing the Village.

**SECTION 5: Zoning Classification.** The territory being annexed to the Village by this Ordinance is designated as A - Agricultural District of the Village of Amherst for zoning purposes and subject to all provisions of said zoning ordinance regulating such district classification and to zoning within the Village.

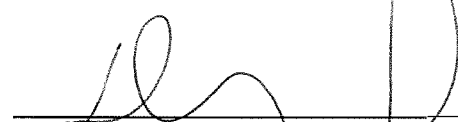
**SECTION 6: Ward Designation.** The territory described in Section 1 of this Ordinance is hereby made a part of Ward 2 of the Village of Amherst and the 24<sup>th</sup> Supervisory District of Portage County, and subject to the ordinances, rules and regulations of the Village governing Wards.

**SECTION 7: Town Tax Payment.** In accordance with Wisconsin State Statutes 66.0217(14)(a), the Village of Amherst agrees to pay annually to the Town of Amherst, 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 in the year in which the annexation is final.

**SECTION 8: Severability.** If any provision of the 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 any provisions or applications of this ordinance which can be given effect without the invalid or unconstitutional provision or application.

**SECTION 9: Effective Date.** This ordinance shall take effect upon passage and publication as provided by law, effective this 9 day of May, 2023.

**ADOPTED** by the Village Board of the Village of Amherst this 9 day of May, 2023.

  
\_\_\_\_\_  
David Crubaugh, Village President

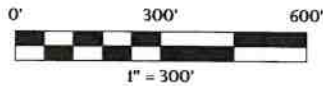
ATTEST:   
\_\_\_\_\_  
Jodi Patoka, Village Clerk

Present: 7  
Voting Against: 0  
Voting in Favor: 7

# ANNEXATION EXHIBIT

## LEGAL DESCRIPTION

BEING ALL OF THE NORTHWEST 1/4 OF THE NORTHEAST 1/4 OF SECTION 27,  
TOWNSHIP 23 NORTH, RANGE 10 EAST, TOWN OF AMHERST, PORTAGE COUNTY, WISCONSIN.



### BASIS OF BEARINGS

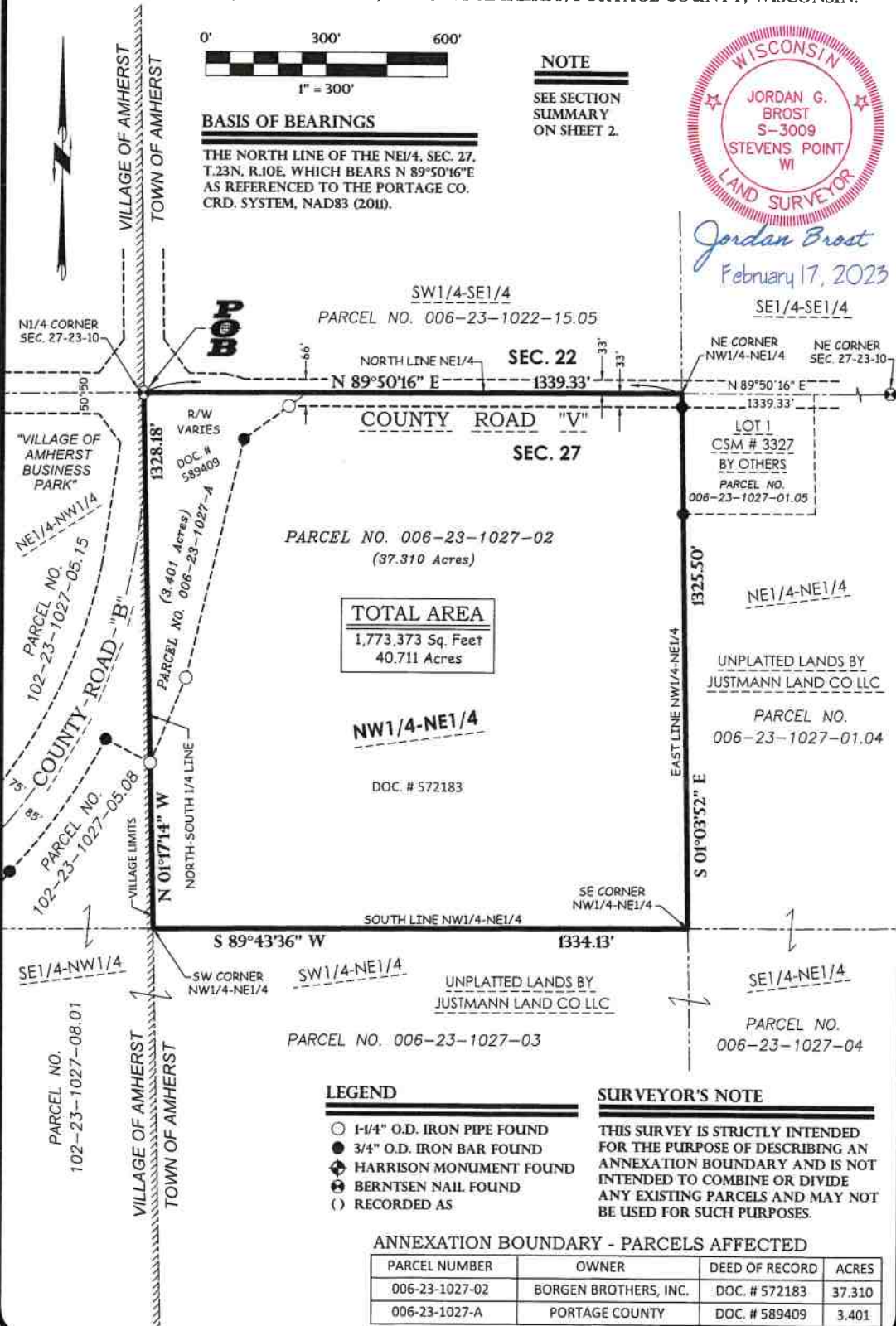
THE NORTH LINE OF THE NE1/4, SEC. 27,  
T.23N, R.10E, WHICH BEARS N 89°50'16"E  
AS REFERENCED TO THE PORTAGE CO.  
CRD. SYSTEM, NAD83 (2011).

### NOTE

SEE SECTION  
SUMMARY  
ON SHEET 2.



*Jordan Brost*  
February 17, 2023



**TOTAL AREA**  
1,773,373 Sq. Feet  
40.711 Acres

### LEGEND

- 1-1/4" O.D. IRON PIPE FOUND
- 3/4" O.D. IRON BAR FOUND
- ◆ HARRISON MONUMENT FOUND
- ⊕ BERNTSEN NAIL FOUND
- ( ) RECORDED AS

### SURVEYOR'S NOTE

THIS SURVEY IS STRICTLY INTENDED FOR THE PURPOSE OF DESCRIBING AN ANNEXATION BOUNDARY AND IS NOT INTENDED TO COMBINE OR DIVIDE ANY EXISTING PARCELS AND MAY NOT BE USED FOR SUCH PURPOSES.

### ANNEXATION BOUNDARY - PARCELS AFFECTED

PARCEL NUMBER	OWNER	DEED OF RECORD	ACRES
006-23-1027-02	BORGEN BROTHERS, INC.	DOC. # 572183	37.310
006-23-1027-A	PORTAGE COUNTY	DOC. # 589409	3.401



Land Surveying  
Civil Engineering  
Landscape Architecture  
**Jordan G. Brost, PLS #3009**  
4941 Kirschling Court  
Stevens Point, WI 54481  
715.344.9999 (PH) 715.344.9922 (FX)

FIELDWORK COMPLETED 02/15/23  
DRAWN: JGB CHECKED: JGB  
FIELD BOOK \_\_\_\_\_ PAGE \_\_\_\_\_  
JOB NO: 23.717

CLIENT  
BORGEN BROTHERS INC  
4640 COUNTY ROAD T  
SCANDINAVIA, WI 54977  
SHEET 1 OF 2

# ANNEXATION EXHIBIT

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## Annexation Boundary - Legal Description

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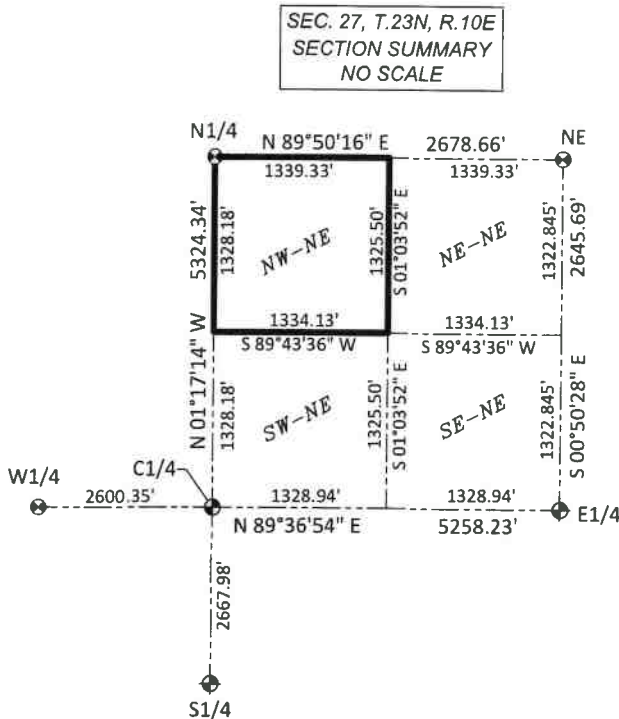
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Thence N 01°17'14"W along the North-South 1/4 line of said Section 27, 1328.18 feet to the Point of Beginning.

Containing: 1,773,373 Square Feet - 40.711 Acres.



*Jordan Brost*  
 February 17, 2023

**LEGEND**

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- 3/4" O.D. IRON BAR FOUND
- ⊕ HARRISON MONUMENT FOUND
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- ( ) RECORDED AS

	Land Surveying Civil Engineering Landscape Architecture <b>Jordan G. Brost, PLS #3009</b> 4941 Kirschling Court Stevens Point, WI 54481 715.344.9999 (PH) 715.344.9922 (FX)	FIELDWORK COMPLETED 02/15/23 DRAWN: <u>JGB</u> CHECKED: <u>JGB</u> FIELD BOOK _____ PAGE _____ JOB NO: <u>23.717</u>	CLIENT BORGEN BROTHERS INC 4640 COUNTY ROAD T SCANDINAVIA, WI 54977
	SHEET 2 OF 2		

I, Jodi Patoka, Village Clerk of the Village of Amherst, Portage County, hereby certify that the above is a true and correct copy of an original ordinance acted upon and adopted by the Village Board of the Village of Amherst, Portage County, on May 9, 2023. The population of the territory being transferred is 0 (zero)."

Dated this 18 day of May, 2023, in the Village of Amherst, Portage County, Wisconsin.



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Jodi Patoka, Village Clerk