I, Bradley Calder, duly appointed as the Village Administrator/Clerk of the Village of Vernon, Waukesha County, State of Wisconsin, hereby certify that the attached

"Ordinance 2024-01 An Ordinance Approving the Detachment of Territory From the Village of Vernon to the Village of Mukwonago"

Has been compared by me with the original Ordinance and is on file in my office and now in legal custody. I further certify that this copy is a true copy and correct copy of the original Ordinance.

In witness whereof, I sign in my office in Village of Vernon, Big Bend, WI on July 2, 2024.

Bradley Calder

Village Administrator/Clerk

ORD11829

07/11/2024

Municipal Boundary Review WI Dept. of Administration

### ORDINANCE 2024-01

# AN ORDINANCE APPROVING THE DETACHMENT OF TERRITORY FROM THE VILLAGE OF VERNON TO VILLAGE OF MUKWONAGO

WHEREAS, pursuant to Wis. Stats. §66.0227(1), the Village of Vernon has received a Petition for Detachment from Craig Hein (Property Owner) of the subject territory located in the Village of Vernon, Waukesha County, Wisconsin to be Attached to the Village of Mukwonago, Waukesha County, Wisconsin; and

WHEREAS, the Petition has been signed by a majority of the owners of three-fourths of the taxable land in area within the territory to be detached, and the petition was filed with the Village Clerk within 120 days after the date of a publication of a class 1 notice of intention to circulate a petition of detachment pursuant to Wis. Stats. §66.0227(1); and

WHEREAS, pursuant to Wis. Stats. §66.0227(2) this Ordinance detaching the territory is being adopted by the Village Board of the Village of Vernon within 60 days after the filing of the petition; and

WHEREAS, all requirements of Wis. Stat. §66.0227 have been fully complied with; and

WHEREAS, pursuant to Wis. Stats. §66.0227(2), the Village Board of the Village of Vernon by at least a three-fourths majority has approved this Detachment Ordinance.

**NOW THEREFORE**, the Village Board of the Village of Vernon, Wisconsin, does hereby ordain as follows:

**SECTION 1:** Territory detached. In accordance with Wis. Stat. §66.0227 and the Petition to detach a portion of land from the Village of Vernon and Attach to the Village of Mukwonago filed with the Village Clerk for the Village of Vernon on December 14, 2023, signed by the majority of the owners of three-fourths of the taxable land in area within the territory, the following described territory in the Village of Vernon is detached from the Village of Vernon and attached to the Village of Mukwonago, Wisconsin:

All that part of Lot 1 of Certified Survey Map No. 8142, recorded in the Office of the Register of Deeds for Waukesha County on October 22, 1996, in Volume 71 of Certified Survey Maps, at Pages 23 through 25 inclusive, as Document No.2166785 and Unplatted Lands, being located in a part of the Northeast 1/4 and Southeast 1/4 of the Southwest 1/4 of Section 19, Town 5 North, Range 19 East, in the Village of Vernon, Waukesha County, Wisconsin, now being more particularly bounded and described as follows:

Commencing at the East 1/4 Corner of said Section 19; Thence South 87°32'52" West and along the North line of the said Southeast 1/4 Section, 1902.96 feet to a point on the East line of said Lot 1 of Certified Survey Map No. 8142; Thence South 01°43'08" East and along the East line of said Lot 1 of said Certified Survey Map No. 8142, 1,154.34 feet to a point; Thence South 89°14'21" West, 1212.39 feet to the point of beginning of lands hereinafter described;

Thence South 26°40'38" East, 60.00 feet to a point; Thence South 63°19'22" West, 150.00 feet to a point; Thence North 26°40'38" West, 27.28 feet to a point; Thence Southwesterly 276.73 feet along the arc of a curve, whose center lies to the Southeast, whose radius is 60.0 feet, whose central angle is 264°15'39", and whose chord bears South 21°11'32" West, 88.99 feet to a point; Thence Southeasterly 76.89 feet along the arc of a curve, whose center lies to the Northwest, whose radius is 183.0 feet, whose central angle is 24°04'20", and whose chord bears South 38°42'49" East, 76.32 feet to a point; Thence South 39°15'00" West, 68.04 feet to a point; Thence South 57°38'00" West, 111.50 feet to a point; Thence along the existing Corporate Limits Line the following courses; Thence North 56°47'31" West, 191.03 feet to a point; Thence North 13°05'19" West, 155.18 feet to a point; Thence Northeasterly 305.65 feet along the arc of a curve, whose center lies to the Northwest, whose radius is 333.07 feet, whose central angle is 52°34'47", and whose chord bears North 65°59'28" East, 295.04 feet; Thence South 59°23'49" East, 151.31 feet to a point; Thence North 31°29'21" East, 54.12 feet to a point; Thence North 50°35'42" East, 10.30 feet to the point of beginning of this description.

Said Parcel contains 72,840 Square Feet (or 1.6722 Acres) of land, more or less.

Waukesha County Tax Parcel Number: VNT-2091-999-009

Said territory is owned in its entirety by the Property Owner and contains approximately 1.672 acres, more or less, with a current population of zero (0) owners. A drawing of the parcel reasonably showing the boundaries of said territory in relation of said territory to the municipalities involved is attached hereto as Exhibit A

SECTION 2: Effect of Detachment. From and after the date of this ordinance, and the adoption of an associated Village of Mukwonago attachment ordinance, the territory described in Section 1 shall no longer be a part of the Village of Vernon and shall be part of the Village of Mukwonago, for any and all purposes provided by law, and all persons coming or residing on the property shall be subject to all ordinances, rules and regulations governing the Village of Mukwonago.

SECTION 3: Zoning Classification. The territory being detached from the Village of Vernon by this Ordinance is zoned as follows, pursuant to Wis. Stat. §66.0227(4): RRD-5 Rural Residential District 5 Acre Density. The territory shall continue to be zoned as such until such time as it is re-zoned by the Village of Mukwonago.

SECTION 4: Detachment. That the above-described territory situated in the Village of Vernon will be detached and the same is hereby Attached to the Village of Mukwonago, Waukesha County, Wisconsin. The Village Clerk of the Village of Vernon is Hereby directed to provide the Ordinance to the Village of Mukwonago so that the Village of Mukwonago may act upon the Ordinance within the time period set forth in Wis. Stat. §66.0227(2), and upon adoption and return of the Village of Mukwonago's filing documents to the Village of Vernon, make the mailings and recordings pursuant to Wis. Stats. §66.0217(9)(a) and Wis. Stat. §66.0227(5).

SECTION 5: 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

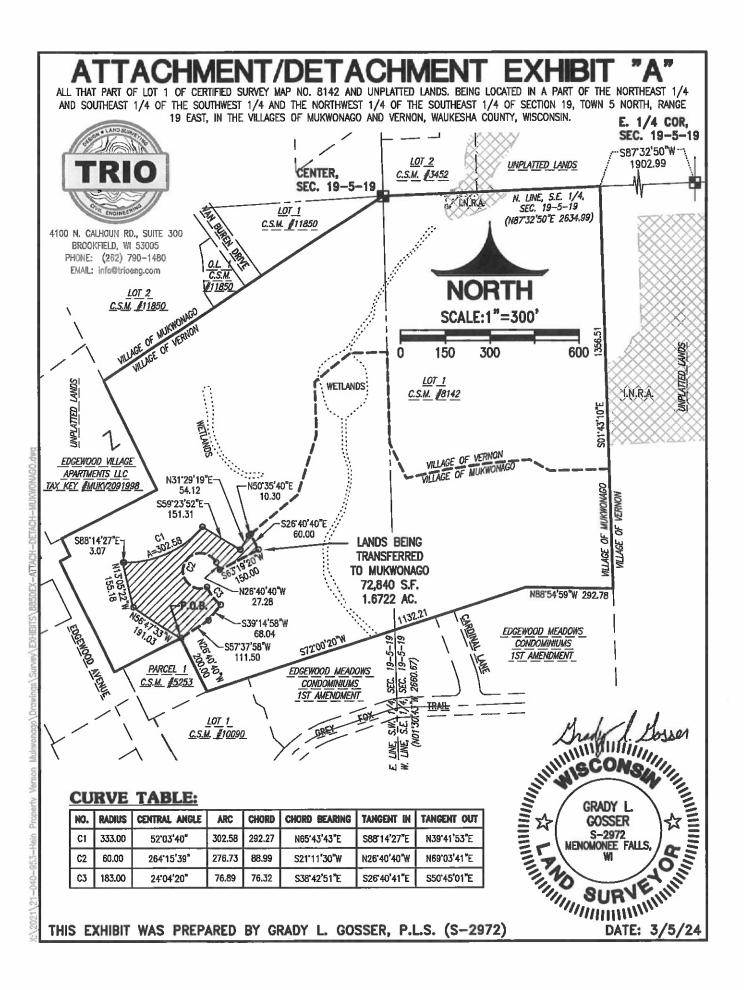
or unconstitutionality shall not affect the other provisions or applications of this ordinance, which can be given effect without the invalid or unconstitutional provision or application.

<u>SECTION 6:</u> Effective Date. This ordinance shall take effect upon passage and the enactment of an accompanying attachment ordinance by the Village of Mukwonago accepting the detached territory within 60 days of this ordinance's enactment.

Adopted this 18th day of January 2024 by the Village Board of the Village of Vernon, Waukesha County, Wisconsin and a revision date of July 2, 2024, to include the non-substantive corrections requested by the Wisconsin Department of the Administration staff.

Karen L. Schuh, Village President

Bradley Calder, Village Administrator/Clerk



## ATTACH/DETACH EXHIBIT "B"

## LEGAL DESCRIPTION: (Lands being transferred to Mukwonago)

All that part of Lot 1 of Certified Survey Map No. 8142, recorded in the Office of the Register of Deeds for Waukesha County on October 22, 1996, in Volume 71 of Certified Survey Maps, at Pages 23 through 25 inclusive, as Document No. 2166785 and Unplatted Lands, being located in a part of the Northeast 1/4 and Southeast 1/4 of the Southwest 1/4 of Section 19, Town 5 North, Range 19 East, in the Village of Vernon, Waukesha County, Wisconsin, now being more particularly bounded and described as follows:

Commencing at the East 1/4 Corner of said Section 19; Thence South 87°32'50" West and along the North line of the Southeast 1/4 of said Section 19, 1902.99 feet to a point on the East line of said Lot 1 of said Certified Survey Map No. 8142; Thence South 01°43'10" East and along the East line of said Lot 1 of said Certified Survey Map No. 8142, 1356.51 feet to a point; Thence North 88°54'59" West and along the South line of said Lot 1, 292.78 feet to a point; Thence South 72°00'20" West and along the said South line of said Lot 1, 1132.21 feet to a point; Thence North 26°40'40" West and along the West line of said Lot 1, 200.00 feet to the place of beginning of lands hereinafter described;

Thence North 56°47'33" West, 191.03 feet to a point; Thence North 13°05'22" West, 155.18 feet to a point; Thence South 88°14'27" East, 3.07 feet to a point of curvature; Thence Northeasterly 302.58 feet along the arc of a curve, whose center lies to the Northwest, whose radius is 333.00 feet, whose central angle is 52°03'40", and whose chord bears North 65°43'43" East, 292.27 feet to a point; Thence South 59°23'52" East, 151.31 feet to a point; Thence North 31°29'19" East, 54.12 feet to a point; Thence North 50°35'40" East, 10.30 feet to a point on the existing Corporate Limits line; Thence South 26°40'40" East and along said existing Corporate Limits Line, 60.00 feet to a point; Thence South 63°19'20" West and along said existing Corporate Limits Line, 150.00 feet to a point; Thence North 26°40'40" West and along said existing Corporate Limits Line, 27.28 feet to a point of curvature; Thence Southwesterly 276.73 feet along said existing Corporate Limits Line and the arc of a curve, whose center lies to the Southeast, whose radius is 60.00 feet, whose central angle is 264°15'39", and whose chord bears South 21°11'30" West, 88.99 feet to a point; Thence Southeasterly 76.89 feet along said existing Corporate Limits Line and the arc of a curve, whose center lies to the Northeast, whose radius is 183.00 feet, whose central angle is 24°04'20", and whose chord bears South 38°42'51" East, 76.32 feet to a point; Thence South 39°14'58" West and along said existing Corporate Limits Line, 68.04 feet to a point; Thence South 57°37'58" West and along said existing Corporate Limits Line, 111.50 feet to the point of beginning of this description.

Said Parcel contains 72,840 Square Feet (or 1.6722 Acres) of land, more or less.

Date: 3/5/24



Grady L. Cosser, P.L.S.

Professional Land Surveyor S-2972

TRIO ENGINEERING, LLC

4100 N. Calhoun Road, Suite 300

Brookfield, WI 53045 Phone: (262)790-1480 The population of the detached territory from the Village of Vernon to the Village of Mukwonago approved in Ordinance 2024-13 is: 9 (zero)

Bradley Calder

Village Administrator/Clerk



I, Diana Dykstra, duly appointed as the Village of Mukwonago Clerk-Treasurer hereby certify that the attached

"Ordinance 1030 An Ordinance Approving the Attachment of Territory from the Village of Vernon to the Village of Mukwonago

Has been compared by me with the original Ordinance and is on file in my office now in legal custody. I further certify that this copy is a true and correct copy of the Original Ordinance.

In witness whereof I sign in my office in the Village of Mukwonago, WI on the date noted below.

262-363-6420 Diana Dykstra

Village Clerk-Treasurer

Subscribed and sworn before me On this day of March, 2024

Notary Public, State of Wisconsin

My commission expires May 28, 2025

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#### **ORDINANCE NO. 1030**

## AN ORDINANCE APPROVING THE ATTACHMENT OF TERITORY FROM THE VILLAGE OF VERNON TO THE VILLAGE OF MUKWONAGO

WHERAS, the Village of Mukwonago has received Craig Hein's (Property Owner) petition for detachment from the Village of Vernon of the subject territory located in the Village of Vernon, Waukesha County, Wisconsin to be Attached to the Village of Mukwonago, Waukesha County, Wisconsin; and

WHEREAS, the Petition has been signed by a majority of the owners of three-fourths of the taxable land in area within the territory to be detached, and the petition was filed with the Village Clerk of the Village of Vernon within 120 days after the date of a publication of a class 1 notice of intention to circulate a petition of detachment pursuant to Wis. Stat. § 66.0227(1); and

WHEREAS, pursuant to Wis. Stats. §66.0227(2) the Village of Vernon Village Board adopted the Detachment Ordinance within 60 days after the filing of the petition; and

WHEREAS, this Ordinance attaching the territory from Vernon is being adopted by the Village Board of the Village of Mukwonago within 60 days of the enactment of the Village of Vernon Detachment Ordinance, pursuant to Wis. Stats. § 66.0227(2); and

WHERAS, all requirements of Wis. Stats. § 66.0227 have been fully complied with; and

WHERAS, pursuant to Wis. Stats. § 66.0227(2), the Village Board of the Village of Mukwonago by at least a three-fourths majority has approved this Attachment Ordinance;

NOW THEREFORE, the Village Board of the Village of Mukwonago, Wisconsin does hereby ordain as follows:

# SECTION 1: Territory Detached from the Village of Vernon and Attached to the Village of Mukwonago.

In accordance with Wis. Stat. §66.0227 and the Petition to detach a portion of land from the Village of Vernon and Attach to the Village of Mukwonago filed with the Village Clerk for the Village of Vernon on December 6, 2023, signed by the majority of the owners of three-fourths of the taxable land in area within the territory, the following described territory in the Village of Vernon is detached from the Village of Vernon and attached to the Village of Mukwonago, Wisconsin:

All that part of Lot 1 of Certified Survey Map No. 8142, recorded in the Office of the Register of Deeds for Waukesha County on October 22, 1996, in Volume 71 of Certified Survey Maps, at Pages 23 through 25 inclusive, as Document No.2166785 and Unplatted Lands, being located in a part of the Northeast 1/4 and Southeast 1/4 of the Southwest 1/4 of Section 19, Town 5 North, Range 19 East, in the Village of Vernon, Waukesha County, Wisconsin, now being more particularly bounded and described as follows:

Commencing at the East 114 Corner of said Section 19; Thence South 87°32 '52" West and along the North line of the said Southeast 1/4 Section, 1902.96 feet to a point on the East line of said Lot 1 of Certified Survey Map No. 8142, Thence South 01°43 '08 "East and along the East line of said Lot 1 of said Certified Survey Map No. 8142, 1,154.34 feet to a point; Thence South 89°14121" West, 1212.39 feet to the point of beginning of lands hereinafter described;

Thence South 26°40'38" East, 60.00 feet to a point; Thence South 63°19'22" West, 150.00 feet to a point; Thence North 26°40'38" West, 27.28feet to a point; Thence Southwesterly 276.73 feet along the arc of a curve, whose center lies to the Southeast, whose radius is 60. 0 feet, whose central angle is 264°15'39", and whose chord bears South 21° 11 '32" West, 88.99 feet to a point; Thence Southeasterly 276.89 feet along the arc of a cun1e, whose center lies to the Northwest, whose radius is 183.0 feet, whose central angle is 24°04 '20", and whose chord bears South 38°42 '4911 East, 76.32 feet to a point; Thence South 39°15'00" West, 68.04 feet to a point; Thence South 57°38'00" West, 111.50 feet to a point; Thence along the existing Corporate Limits Line the following courses; Thence North 56°47'31" West, 191.03 feet to a point; Thence North 13°05'19" West, 155.18feet to a point; Thence Northeasterly 305.65 feet along the arc of a cun1e, whose center lies to the Northwest, whose radius is 333.07 feet, whose central angle is 52°34'47", and whose chord bears North 65°59'28" East, 295.04 feet; Thence South 59°23'49" East, 151.3Jfeet to a point; Thence North 31°29'21" East, 54.12 feet to a point; Thence North 50° 35'42" East, 10.30 feet to the point of beginning of this description.

Said Parcel contains 72,840 Square Feet (or 1.6722 Acres) of land, more or less.

Waukesha County Tax Parcel Number: VNT-2091-999-009

#### **SECTION 2: Effect of Attachment.**

From and after the date of this ordinance, the territory described in Section I shall no longer be part of the Village of Vernon and shall be part of the Village of Mukwonago, for any and all purposes provided by law and all persons coming or residing on the property shall be subject to all ordinances, rules and regulations governing the Village of Mukwonago.

#### **SECTION 3: Zoning Classification.**

The territory being detached from the Village of Vernon by this Ordinance is zoned as follows, pursuant to Wis. Stat. §66.0227(4): A-1a, Agricultural District. The territory shall continue to be zoned as such until such time as it is re-zoned by the Village of Mukwonago.

#### **SECTION 4: Attachment.**

That the above-described territory situated in the Village of Vernon will be detached and the same is hereby Attached to the Village of Mukwonago, Waukesha County, Wisconsin. The Village Clerk of the Village of Mukwonago is further directed to make the mailings and recordings pursuant to Wis. Stats. §66.0217(9)(a) and Wis. Stats. §66.0227, i.e., to mail a copy of the Ordinance to the Secretary of Administration of the State of Wisconsin, and the Clerk of the Vernon School District, a copy to the Register of Deeds of Waukesha County, and one copy to any company that provides utility service to the area detached.

#### **SECTION 5: 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 effect without the invalid or unconstitutional provision or application.

### **SECTION 6: Effective Date.**

That this Ordinance shall take effect and be in force from and after its passage and posting as provided by law, and the Village Clerk shall so amend the Code of Ordinances of the Village of Mukwonago and shall indicate the number of this amending ordinance therein.

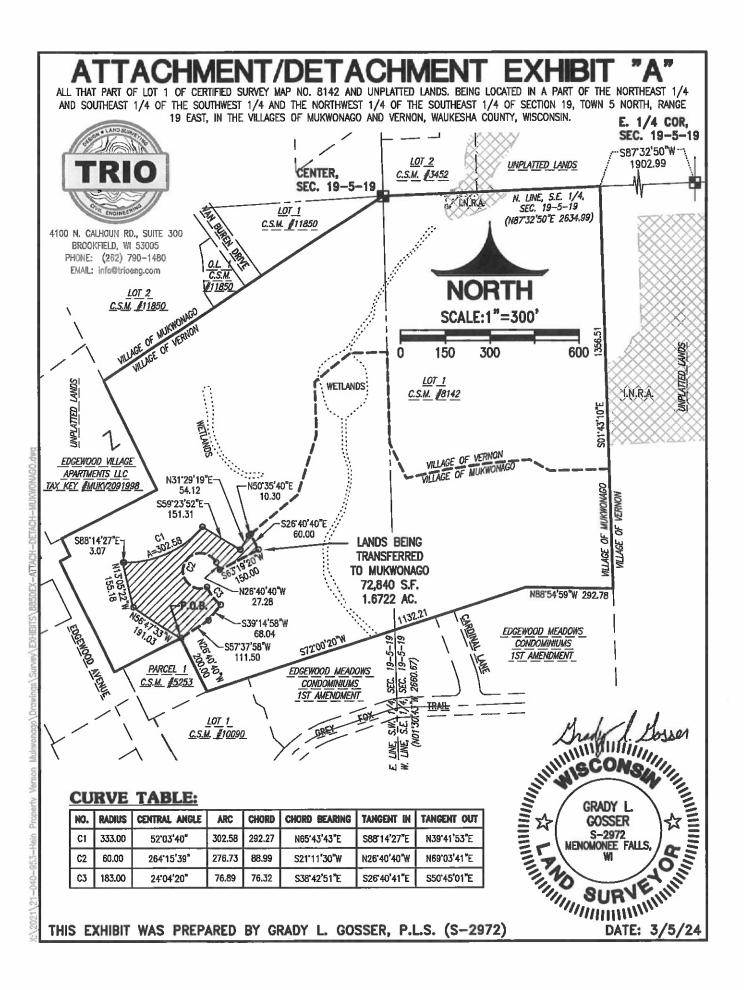
PASSED AND ADOPTED by the Village Board of the Village of Mukwonago, Waukesha County, Wisconsin, this 21<sup>st</sup> day of February, 2024.

Fred Winchowky, Village President, Board of Trustees

Countersigned;

Diana Dykstra, Village Clerk-Treasurer





#### CERTIFICATE OF POPULATION

| In | re: | Village | of Mukwonag | o Attachment | Ordinance | No. | 1030 |
|----|-----|---------|-------------|--------------|-----------|-----|------|
|    |     |         |             |              |           |     |      |

STATE OF WISCONSIN ) ss. COUNTY OF WAUKESHA )

I, Diana Dykstra, hereby certify that I am the Village Clerk of the Village of Mukwonago, Waukesha County, Wisconsin; that by law I have the custody of all records, books, documents and papers of or pertaining to the Village of Mukwonago, that I am personally acquainted with the boundaries of the lands detached from the Village of Vernon and transferred to the Village of Mukwonago and accepted by Mukwonago through Attachment Ordinance 2024-1030; that I have personally conducted a census of the number of persons residing within the annexed lands as of the date of annexation, and hereby certify that as of said date there were zero (0) persons residing therein.

Dated this 185 day of March, 2024.

(VILLAGE SEAL) BEAR 05

VILLAGE OF MUKWONAGO

Diana Dykstra, Village

This document drafted by: Attorney Nathan J. Bayer