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

## CERTIFICATION CERTIFICATE

# ORD11866

RECEIVED 10/18/2024 Municipal Boundary Review WI Dept. of Administration

This is to certify that this is a true and certified, corrected copy of official records of the office of the Village Clerk of the Village of Dousman regarding Ordinance #423a An Ordinance to Attach Property from the Village of Summit pursuant to the Cooperative Boundary Plan with the Village of Summit.

The population of the attached territory is 3 persons.

After the Village's adoption of this attachment ordinance pursuant to WI Stats. s.66.0307(10) and the subsequent WI DOA filing submittal pursuant to WI Stats. s.66.0217(9)(a), several scrivener's errors and omissions were discovered in the ordinance document and Exhibit pages. The legal description for the territory described in Exhibit A was incomplete and resulted in an erroneous/incomplete map page document in Exhibit A-1. Additional mismatches between the complete legal descriptions and the map page components within Exhibits B-1 and B-2 were also identified. As such, red text highlights, arrows, and other symbols were added to identify the corrected components therein after the ordinance was adopted.

The Effective Date of the detachment/attachment ordinances' transfer of jurisdiction is March 4, 2024.



Gina Kozlik, Clerk Village of Dousman Dated: 10/18/24 STATE OF WISCONSIN

### VILLAGE OF DOUSMAN

### ORDINANCE NO. 423(a)

## 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 of Summit

WHEREAS, the Village of Dousman has received a petition from the Scott Kram detach from the Village and attach to the Village of Dousman property that they own which is identified in attached Exhibit A &A-1; B-1, B-2 and B-3; 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 &A-1; B-1, B-2 and B-3 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:

documents

<u>SECTION 1:</u> That the subject property located within the Village of Summit as described in the legal description and map attached as Exhibit A &A-1; B-1, B-2 and B-3 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 12 day of February, 2024.

VILLAGE OF DOUSMAN

Cindy Queen, President

ttest:

enny L. Nissen, Village Clerk

Published and/or posted this 12 day of February \_\_\_\_, 2024.

(See Clerk's Certification document for actual statement of the Effective Date of the jurisdictional transfer of the described territory pursuant to the Villages' detachment/ attachment ordinances.)

## PETITION TO DETACH AND ATTACH PROPERTY

#### TO: Village of Summit, Village Clerk Village of Dousman, Village Clerk

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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 7.6 (B) (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 2.72 acres.
- Summit B. The number of people residing within the property to be detached from the Town of Ottawa and attached to the Village of Dousman is 3.

Village

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C. The legal description of the property and map of the property is attached to this Petition as Exhibit A. (Must submit full legal description; not abbreviated description that appears on tax bill or available via Waukesha County GIS. A full description will be within the closing documents when you purchased property.)

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 <u>2774</u> day of	MARCH	, 2023.		2	
Signature(s) of all owners:	Butte				
2-349-3970	Print Name: <u>Scort KRAMM</u>				
	36818	Sunset	Drive	Olon.	53066

Print Name:

Print Name: \_\_\_\_\_

Print Name:

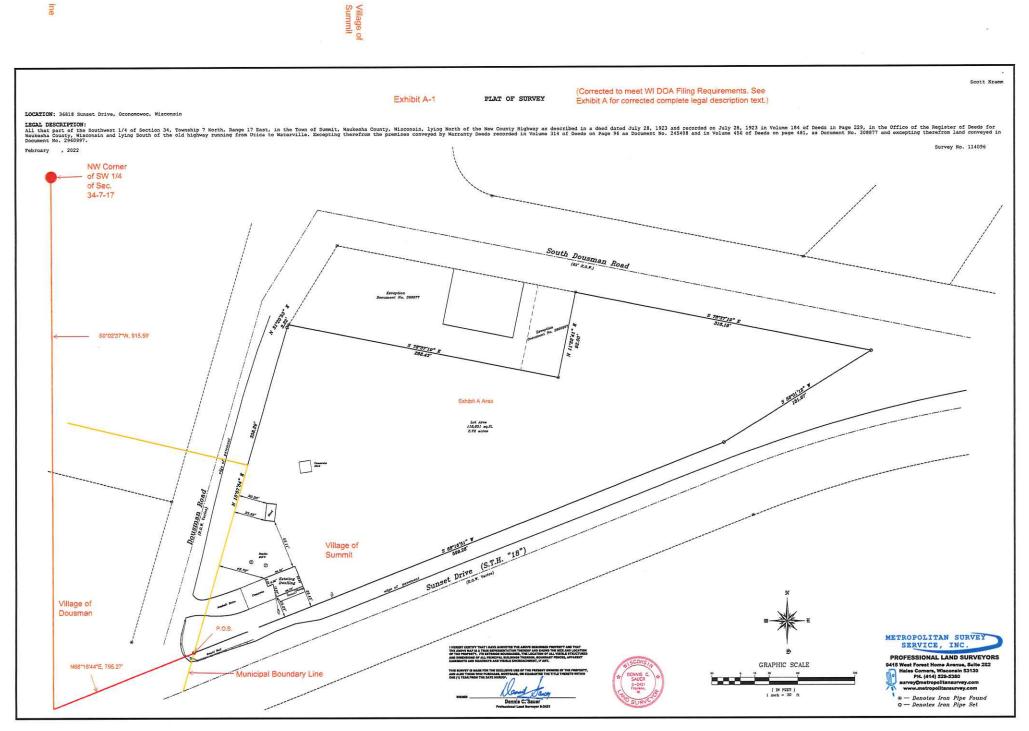
Village

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### 36818 Sunset Drive, Oconomowoc, WI 53066

All that part of the Southwest ¼ of Section 34, Township 7 North, Range 17 East, in the Town of Summit, Waukesha County, Wisconsin, lying North of the New County Highway as described in a deed dated July 28, 1923 and recorded on Jully 28, 1923 in Volume 184 of Deeds in Page 229, in the office of the Register of Deeds for Waukesha County, Wisconsin and lying South of the old highway running from Utica to Waterville. Excepting therefrom the premises conveyed by Warranty Deeds recorded in Volume 314 of Deeds on Page 96 as Document No. 245408 and in Volume 456 of Deeds on page 481, as Document No. 308877 and excepting therefrom land conveyed in Document No. 2960997. More particularly described as follows:

Commencing at the Northwest Corner of the SW ¼ of said Section 34, thence S 0°02'37" W along the west line of said Section, 915.59 feet; thence N 68°18'44" E, 795.27 feet to a point on the North Right-of-Way Line of United States Highway "18" and a point on the East Right-of-Way Line of Dousman Road, and the point of beginning; thence N 15°57'54" E, 358.29 feet along said East Line; thence N 31°20'53" E, 3.22 feet along said East Line to a point described as the SW Corner of the parcel described in Volume 456 of Deeds on page 481, in Document No. 308877; thence S 78°37'19" E, 288.43 feet to a point described as the SE Corner of the parcel described in Document No. 2960997; thence N 11°22'41" E, 92.00 feet to a point on the South Right-of-Way Line of South Dousman Road; thence S 78°37'19" E, 316.16 feet along said South Line to a point along the North Right-of-Way Line of United States Highway "18"; thence S 58°01'12" W, 181.97 feet along said North Line; thence S 68°16'51" W along said North Line 599.28 feet to the point of beginning.



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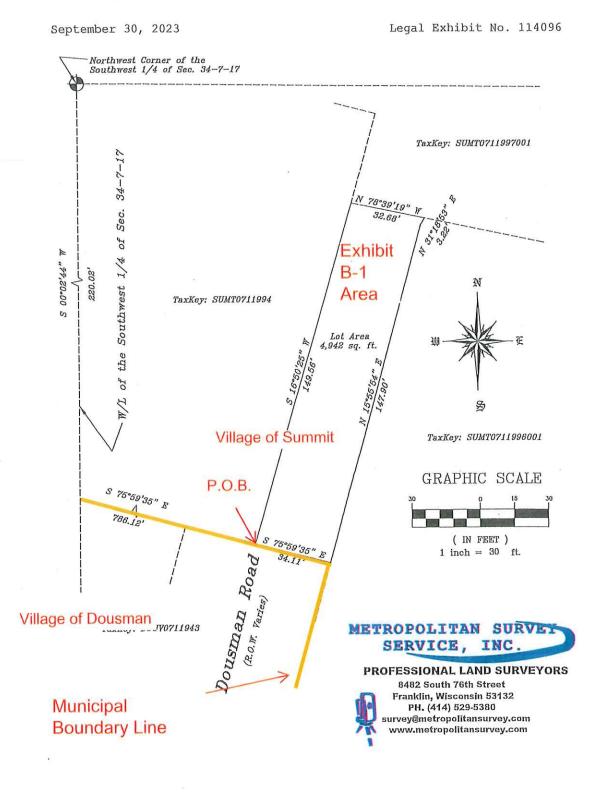
LOCATION: 36818 Sunset Drive, Oconomowoc, Wisconsin

LEGAL DESCRIPTION:

Village

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All that part of the Northwest 1/4 of the Southwest 1/4 of Section 34, Township 7 North, Range 17 East, in the Town of Summit, Waukesha County, Wisconsin, described as follows: Commencing at the Northwest Corner of the SW 1/4 of said Section thence S 0°02'44" W along the west line of said Section, 220.02 feet; thence S 75°59'35" E, 786.12 feet to the point of beginning; thence continuing S 75°59'35" E, 34.11 feet; thence N 15°55'54" E, 147.90 feet; thence N 31°18'53" E, 3.22 feet; thence N 78°39'19" W, 32.68 feet; thence S 16°50'25" W, 149.56 feet to the point of beginning. Said lands containing 4,942 sq. ft.



(Corrected to meet WI DOA Filing Requirements)

LOCATION: 36818 Sunset Drive, Oconomowoc, Wisconsin

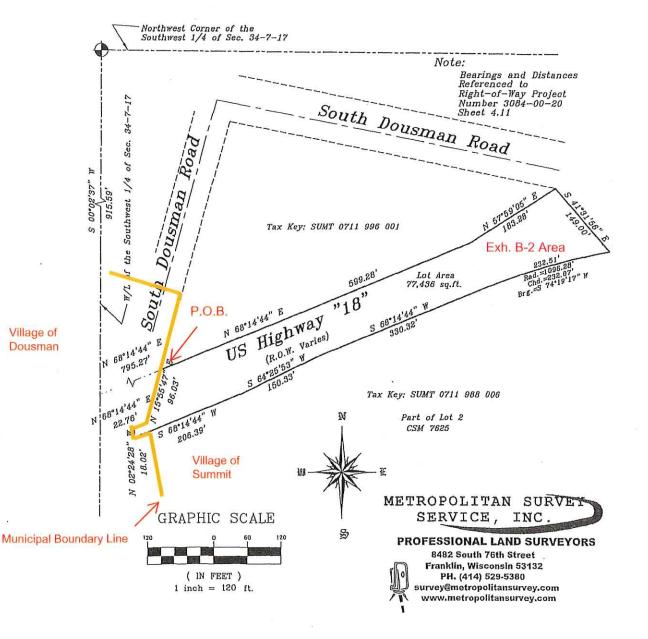
#### LEGAL DESCRIPTION:

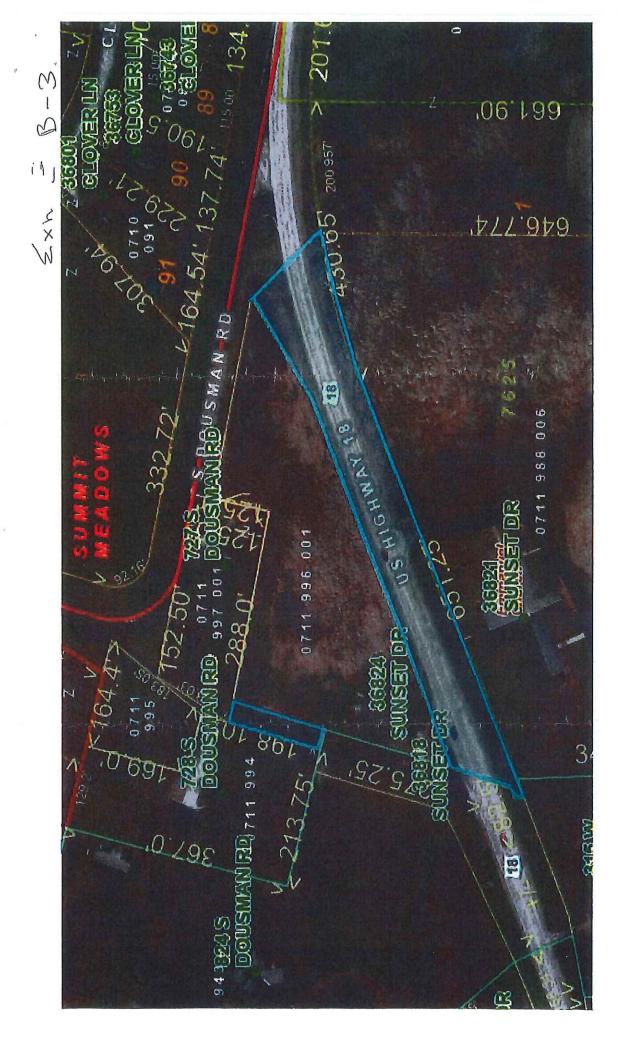
#### Village

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January 10, 2024

Legal Exhibit No. 114096A







Village Hall,262-567-2757 Fax, 262-567-4115 Highway Dept., 262-567-2422 Police Dept., 262-567-1134 Building Inspector, 262-490-4141

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

# CERTIFICATION

I, Debra J. Michael, duly appointed as Village Clerk for the Village of Summit, Waukesha County, State of Wisconsin, do hereby certify that the attached *Ordinance #125-2024 An Ordinance to approve the detachment of property from the Village of Summit to the Village of Dousman pursuant to the Cooperative Boundary Agreements, and becoming effective upon the adoption date of an associated Village of Dousman Attachment ordinance,* is a true and correct copy of the original and if they are not legible or readable, a copy of the original is available at the Village of Summit Village Clerk's office.

The population of the detached territory is 3 persons.

After the Village's adoption of this detachment ordinance pursuant to WI Stats. s.66.0307(10) and the subsequent WI DOA filing submittal pursuant to WI Stats. s.66.0217(9)(a), several scrivener's errors and omissions were discovered in the ordinance document and Exhibit pages. The legal description for the territory described in Exhibit A was incomplete and resulted in an erroneous/incomplete map page document in Exhibit A-1. Additional mismatches between the complete legal descriptions and the map page components within Exhibits B-1 and B-2 were also identified. As such, red text highlights, arrows, and other symbols were added to identify the corrected components therein after the ordinance was adopted.

The Effective Date of the detachment/attachment ordinances' transfer of jurisdiction is March 4, 2024.

Date: October 9, 2024

<u>Debra J. Michael</u> Village Officer Name Title: Administrator-Clerk/Treasurer

Signature

### STATE OF WISCONSIN VILLAGE OF SUMMIT WAUKESHA COUNTY

### ORDINANCE NO. <u>125-2024</u>

## 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 Scott Kramm, property owner, to detach private property located at 36818 Sunset Drive (SUMT0711996001) and adjacent road right-ofways from the Village of Summit and attach it to the Village of Dousman, which are legally described and illustrated in attached Exhibit A & A-1, B-1, B-2 and B-3; and

WHEREAS, pursuant to the Cooperative Boundary Agreement entered into between Summit and Dousman, the subject property and adjacent road right-of-ways identified in attached Exhibit A & A-1, B-1, B-2 and B-3 are 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 April 10, 2023 to attach the subject property to Dousman, which is identified in attached Exhibit C; 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:

<u>SECTION 1:</u> That the subject property and adjacent road right-of-ways located within the Village of Summit as described in the legal descriptions and maps attached as Exhibit A &

Page 1 of 2

A-1, B-1, B-2 and B-3 are hereby detached from the Village of Summit and attached to the Village of Dousman.

<u>SECTION 2:</u> 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.

<u>SECTION 3:</u> 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 11th day of January, 2024.

VILLAGE OF SUMMIT

illage President Jack

Attest:

mch (DOW)

Debra J. Michael Village Administrator/Clerk-Treasurer

Published and/or posted this <u>4</u> day of <u>March</u>, 2024.

(See Clerk's Certification document for actual statement of the Effective Date of the jurisdictional transfer of the described territory pursuant to the Villages' detachment/attachment ordinances.)

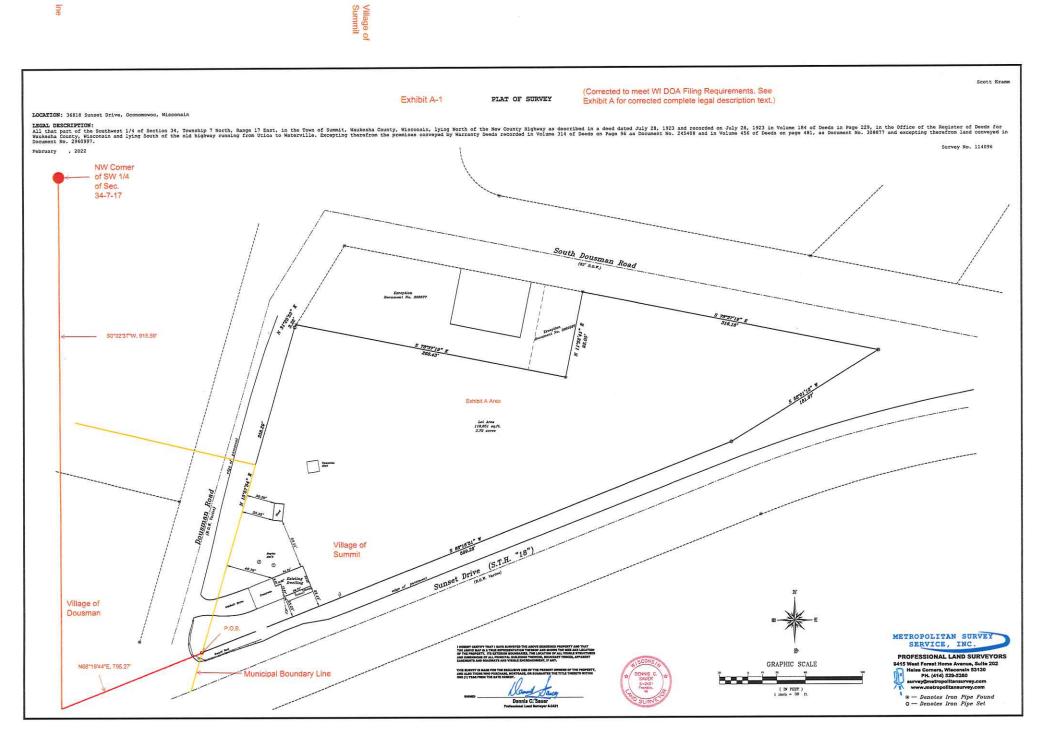


Village

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Exhibit

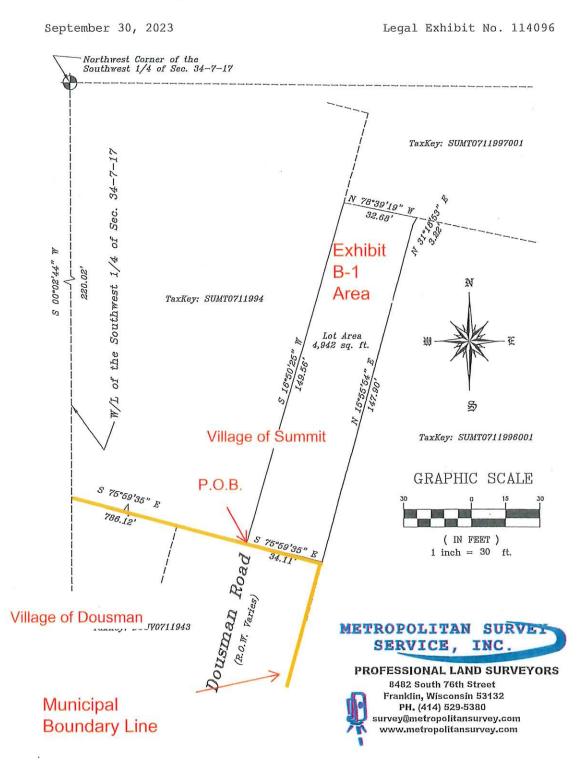


LOCATION: 36818 Sunset Drive, Oconomowoc, Wisconsin

LEGAL DESCRIPTION:

Village

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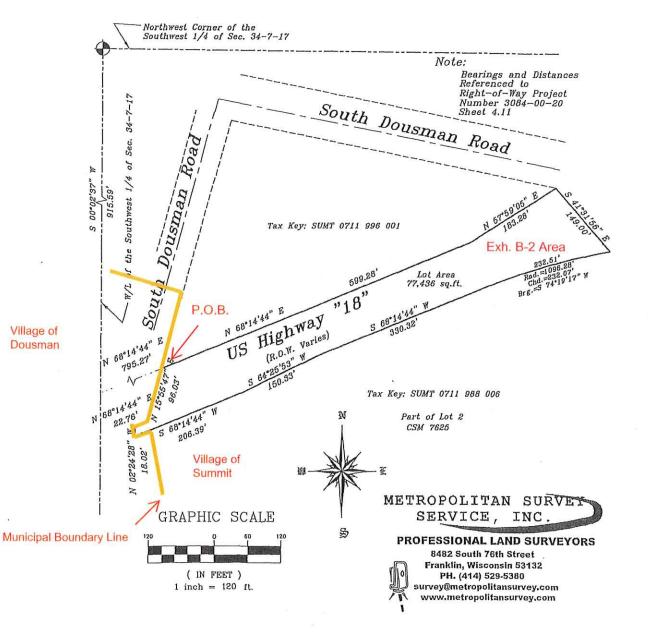
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### Village

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January 10, 2024

Legal Exhibit No. 114096A



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

October 18, 2024

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

Re: Attaching Property to the Village of Dousman

Enclosed please find a certified copy of our attachment Ordinance #423a – 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,

Gina L. Kozlik

Village of Dousman Administrator/Clerk/Treasurer

Enclosures

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