

14049

Michael & Ashley Prince

14049	Date Sent	Reply	Status
Town Quest	9/1		
Muni Quest	9/1	7-8	
Prop. Lister	9/1		

TOWN OF CLAYTON
VILLAGE OF FOX CROSSING
09/20/2017

OK - COMMENTS 9/20/17

Request for Annexation Review

14049

Wisconsin Department of Administration

WI Dept. of Administration
Municipal Boundary Review
101 E. Wilson Street, 9th Floor
Madison WI 53703
608-264-6102 Fax: 608-264-6104
wimunicipalboundaryreview@wi.gov
<http://doa.wi.gov/municipalboundaryreview/>

Petitioner Information

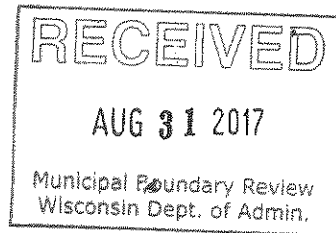
Name: **MICHAEL AND ASHLEY PRINCE**

Address: **8089 GALAXY DRIVE**

NEENAH, WI 54956

Email: **MICHAELPRINCE1977@LIVE.COM**

Office use only:



1. Town where property is located: **TOWN OF CLAYTON**
2. Petitioned City or Village: **VILLAGE OF FOX CROSSING**
3. County where property is located: **WINNEBAGO**
4. Population of the territory to be annexed: **0**
5. Area (in acres) of the territory to be annexed: **72.819**
6. Tax parcel number(s) of territory to be annexed (if the territory is part or all of an existing parcel): **SEE MAP**

Petitioners phone:

920-216-1430

Town clerk's phone:

920-836-2007

City/Village clerk's phone:

920-720-7103

Contact Information if different than petitioner:

Representative's Name and Address:

JEFFREY STURGELL

**VILLAGE MANAGER/VILLAGE OF FOX
CROSSING**

2000 MUNICIPAL DRIVE

NEENAH, WI 54956

Phone: **902-720-7101**

E-mail:

JSTURGELL@FOXCROSSINGWI.GOV

Surveyor or Engineering Firm's Name & Address:
MCMAHON ASSOCIATES, INC.

1445 MCMAHON DRIVE

PO BOX 1025

NEENAH, WI 54956

Phone: **920-751-4200**

E-mail: **MCMINFO@MCMGRP.COM**

Required Items to be provided with submission (to be completed by petitioner):

1. Legal Description meeting the requirements of s.66.0217 (1) (c) [see attached annexation guide]
2. Map meeting the requirements of s. 66.0217 (1) (g) [see attached annexation guide]
3. Signed Petition or Notice of Intent to Circulate is included
4. Indicate Statutory annexation method used:
 - Unanimous per s. 66.0217 (2), or,
OR
 - Direct by one-half approval per s. 66.0217 (3)
5. Check or money order covering review fee [see next page for fee calculation]

Annexation Review Fee Schedule

A Guide for Calculating the Fee Required by ss.16.53 (4) and 66.0217, Wis. Stats.

14049

Required Fees

There is an initial filing fee and a variable review fee

\$350 Initial Filing Fee (required with the first submittal of all petitions)
\$200 – 2 acres or less
\$350 – 2.01 acres or more

\$1000 Review Fee (required with all annexation submittals except those that consist ONLY of road right-of-way)
\$200 – 2 acres or less
\$600 – 2.01 to 10 acres
\$800 – 10.01 to 50 acres
\$1,000 – 50.01 to 100 acres
\$1,400 – 100.01 to 200 acres
\$2,000 – 200.01 to 500 acres
\$4,000 – Over 500 acres

\$1350 TOTAL FEE DUE (Add the Filing Fee to the Review Fee)

Attach check or money order here, payable to: Department of Administration

THE DEPARTMENT WILL NOT PROCESS
AN ANNEXATION PETITION THAT IS NOT ACCOMPANIED
BY THE REQUIRED FEE.

THE DEPARTMENT'S 20-DAY STATUTORY REVIEW PERIOD
COMMENCES UPON RECEIPT OF THE PETITION AND REVIEW FEE

Shaded Area for Office Use Only

Date fee received: 8/31/17

Payee: FOX CROSSING

Check Number: 24961

Check Date: 8/25

Amount: 1,350

ANNEXATION SUBMITTAL GUIDE

s. 66.0217 (5) THE PETITION

- State the purpose of the petition: -Direct annexation by unanimous approval; OR
-Direct annexation by one-half approval; OR
-Annexation by referendum.
- Petition must be signed by: -All owners and electors, if by unanimous approval.
-See 66.0217 (3) (a), if by one-half approval.
-See 66.0217 (3) (b), if by referendum.
- State the population of the land to be annexed.

[It is beneficial to include Parcel ID or Tax numbers, the parcel area, and identify the annexee (Town) and annexor (Village or City) in the petition.]

s. 66.0217 (1) (c) THE DESCRIPTION

The annexation petition must include a legal description of the land to be annexed. The land must be described by reference to the government lot, private claim, quarter-section, section, town and range in which the land lies. The land must be further described by metes and bounds commencing from a monumented corner of the section or quarter-section, or the monumented end of a private claim or federal reservation, in which the land lies; OR

If the land is wholly and entirely within a lot or lots, or all of a block or blocks of a recorded subdivision plat or certified survey map, it must be described by reference to the lot (s) and/or block (s) therein, along with the name of the plat or the number, volume, page, and County of the certified survey map.

The land may NOT be described only by: -Aliquot part;
-Reference to any other document (plat of survey, deed, etc.);
-Exception or Inclusion;
-Parcel ID or tax number.

s. 66.0217 (1) (g) THE MAP

The map shall be an *accurate reflection* of the legal description of the parcel being annexed. As such, it must show:
-A tie line from the parcel to the monumented corner of the section or quarter-section, or the monumented end of a private claim or federal reservation, in which the parcel lies. The corner and monument must be identified.
-Bearings and distances along all parcel boundaries as described.
-All adjoining as referenced in the description.

The map must include a **graphic scale**.

The map must show and identify the existing municipal boundary, in relation to the parcel being annexed.

[It is beneficial to include a North arrow, and identify adjacent streets and parcels on the map.]

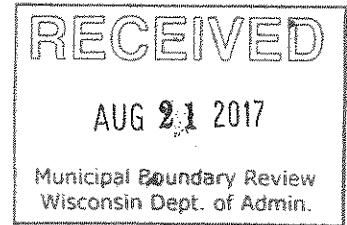
s. 66.0217 FILING

The petition must be filed with the Clerk of the annexing City or Village and with the Clerk of the Town in which the land is located.

If the annexation is by one-half approval, or by referendum, the petitioner must post notice of the proposed annexation as required by s. 66.0217 (4).

If the lands being annexed are within a County of 50,000 or greater population, the petition must also be filed with the Department of Administration for review

[Note that no municipality within a County of 50,000 or greater population may enact an annexation ordinance prior to receiving a review determination from the Department of Administration.]



August 17, 2017

TO: Mr. Erich Schmidtke
Department of Administration
Division of Intergovernmental Relations
101 East Wilson, 10th Floor
Madison, WI 53708

Mr. Schmidtke,

Enclosed is a Notice of Intent to Circulate an Annexation Petition to annex territory from the Town of Clayton to the Village of Fox Crossing. This letter satisfies the notification requirement pursuant to Chapter 66.0217(4)(b) of the Wisconsin Statutes.

Sincerely,

Michael Prince
8089 Galaxy Drive
Neenah, WI 54956

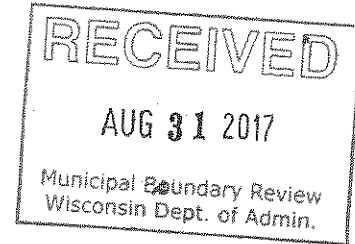


VILLAGE OF FOX CROSSING

2000 Municipal Drive Neenah, WI 54956
Phone (920) 720-7100 Fax (920) 720-7116
www.foxcrossingwi.gov

August 28, 2017

TO: Mr. Erich Schmidtke
Department of Administration
Division of Intergovernmental Relations
101 East Wilson, 10th Floor
Madison, WI 53708



Mr. Schmidtke,

Enclosed is a completed Request for Annexation Review form for an annexation of lands from the Town of Clayton, Winnebago County, to the Village of Fox Crossing, Winnebago County, along with a check for the \$1,350 review fee.

Additionally, a copy of the annexation petition signed by Michael and Ashley Prince has been included.

Sincerely,

Jeffrey Sturgell
Village Manager

PETITION FOR DIRECT ANNEXATION BY PROPERTY OWNERS OF AT LEAST ONE-HALF OF TERRITORY LOCATED IN THE TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN, TO THE VILLAGE OF FOX CROSSING, WINNEBAGO COUNTY, WISCONSIN, PURSUANT TO WIS. STAT. § 66.0217(3)(a)(2)

TO: Village Board of Trustees of the Village of Fox Crossing,
Winnebago County, Wisconsin
c/o Karen Backman, Village Clerk
2000 Municipal Drive
Neenah, Wisconsin 54956

Town Board of the Town of Clayton,
Winnebago County, Wisconsin
c/o Richard Johnston, Town Clerk
8348 County Road T
Larsen, Wisconsin 54947

State of Wisconsin Department of Administration
Division of Intergovernmental Relations
101 East Wilson, 10th Floor
Madison, WI 53708

THIS PETITION of Michael and Ashley Prince ("Petitioner"), as the owner of record of at least one-half (1/2) of the real property in the territory sought to be annexed, such territory being more particularly described below, does respectfully state, represent, and show to the Village Board of Trustees as follows:

1. Petitioner, whose address is 8089 Galaxy Drive, Neenah, Wisconsin, is the sole owner of record of the portion of the real property in the territory sought to be annexed that is parcel number 006032702, approximately thirty-seven (37) acres south of East Shady Lane in the Town of Clayton.
2. Petitioner is the owner of at least one-half (1/2) of the land in area in the territory sought to be annexed, such property being located in the Town of Clayton, Winnebago County, Wisconsin, and more particularly described in the attached **Exhibit A** incorporated herein ("Subject Territory").
3. Petitioner respectfully requests that all of the Subject Territory be annexed to the Village of Fox Crossing, Winnebago County, Wisconsin.
4. Attached hereto as **Exhibit B** and incorporated herein by reference is a scale

Map of the Subject Territory, in accordance with the provisions of Wis. Stat. §§ 66.0217(4) and 66.0217(5) ("Scale map").

5. No electors reside in the Subject Territory. The current population of the Subject Territory is zero (0).

6. Petitioner has caused to be published in the subject Territory as a Class 1 notice under Wis. Stat. ch. 985 a Notice of Intent to Circulate Petition for Annexation of Territory to the Village of Fox Crossing ("Notice") not less than ten (10) and not more than twenty (20) days before the circulation of this Petition to Petitioner, pursuant to the provisions of Wis. Stat. §§ 66.0217(4) and 66.0217(5).

7. Petitioner has caused a copy of the Notice to be served upon each of the Village Clerk of the Village of Fox Crossing, Winnebago County, Wisconsin, the Town Clerk of the Town of Clayton, Winnebago County, Wisconsin, the Clerk of the Neenah Joint School District, Winnebago County, Wisconsin, each owner of land within the Subject Territory, and the State of Wisconsin, Department of Administration, within five (5) days after the date of the publication of the Notice, in accordance with the provisions of Wis. Stat. §§ 66.0217(4) and 66.0217(6).

8. Petitioner will cause this Petition, the legal description of the Subject Territory, and the Scale map to be filed with the Village Clerk of the Village of Fox Crossing, Winnebago County, Wisconsin, the Town Clerk of the Town of Clayton, Winnebago County, Wisconsin, and the State of Wisconsin, Department of Administration, in accordance with the provisions of Wis. Stat. §§ 66.0217(3) and 66.0217(6).

9. Petitioner believes this Petition and the Subject Territory meet all legal requirements for annexation, and that such annexation is in the public interest.

Dated this 28th day of August, 2017.

By: Michael Prince
Michael Alfred Prince

By: Ashley Prince
Ashley Marie Prince

NOTICE OF INTENT TO CIRCULATE AN ANNEXATION PETITION

Not less than 10 days, nor more than 20 days after publication of this Notice, the undersigned hereby intends to circulate a Petition to Direct Annexation of the lands legally described in Exhibit A and shown on the scale map attached hereto as Exhibit B for the Town of Clayton, Winnebago County, Wisconsin, to the Village of Fox Crossing, Winnebago County, Wisconsin

A copy of the scale map of the territory proposed for annexation may be inspected at the office of the Clerk of the Town of Clayton, 8348 County Road T, Larson, Wisconsin 54947, and at the office of the Clerk of the Village of Fox Crossing, 2000 Municipal Drive, Neenah, Wisconsin, 54956.

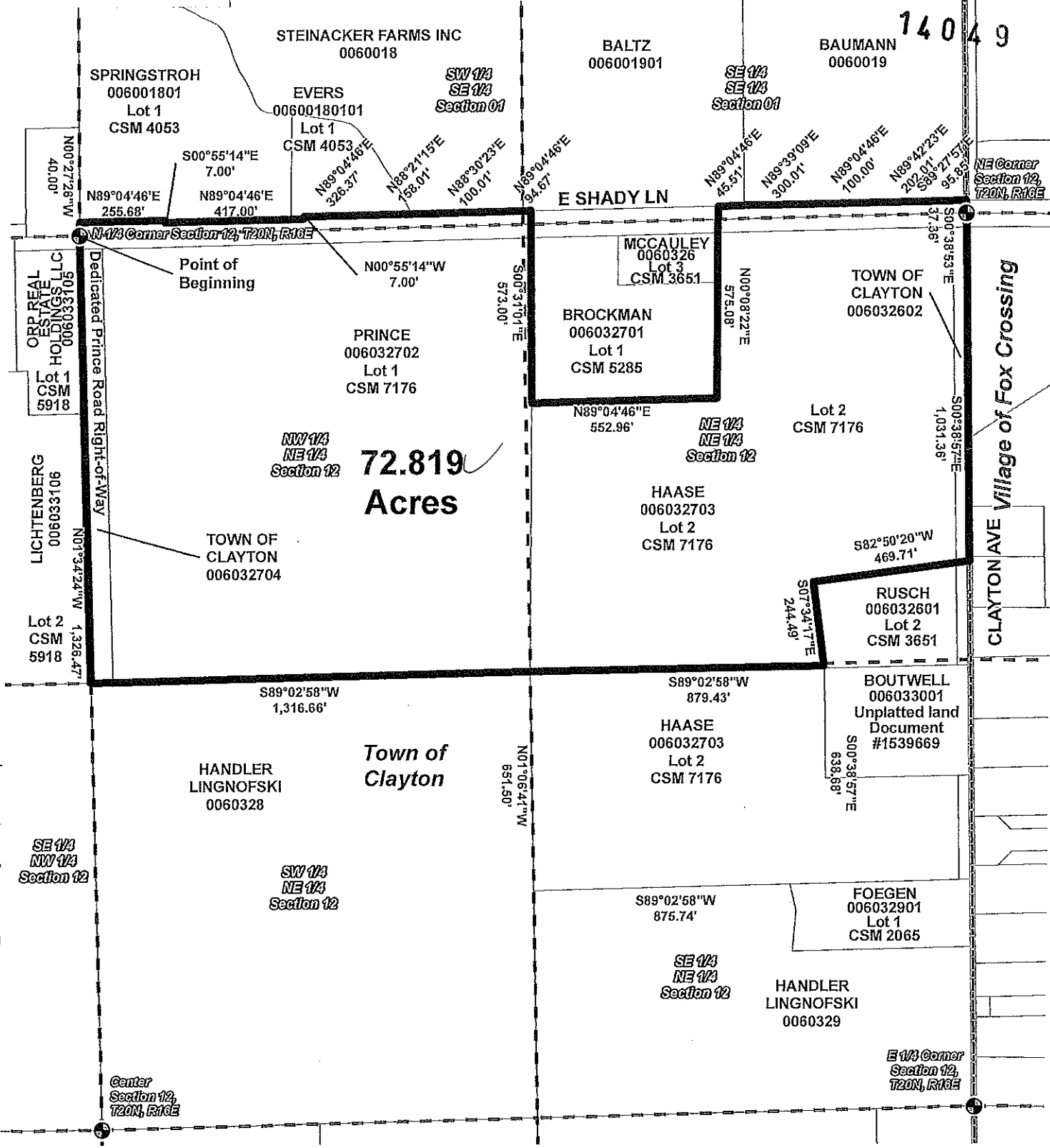
Michael Alfred Prince
Ashley Marie Prince
8089 Galaxy Drive
Neenah, WI 54956

By: Michael Prince
Michael Alfred Prince

By: Ashley Prince
Ashley Marie Prince

Exhibit B

14049



72.819 Acres

Town of Clayton

CLAYTON AVE Village of Fox Crossing

- Mapped Features**
- Annexation Boundary (72.819 Acres)
 - Municipal Boundary
 - Quarter-Quarter Section Line
 - Parcel Line
 - Point of Beginning
 - Section Corner



0 400 Feet

Source: Winnebago County, 2015-17.

Disclaimer: The property lines, right-of-way lines, and other property information on this drawing were developed or obtained as part of the County Geographic Information System or through the County property tax mapping function. McMAHON ASSOCIATES, INC. does not guarantee this information to be correct, current, or complete. The property and right-of-way information are only intended for use as a general reference and are not intended or suitable for site-specific uses. Any use to the contrary of the above stated uses is the responsibility of the user and such use is at the user's own risk.

FIGURE 1
72.819 ACRE
ANNEXATION 1
VILLAGE OF FOX CROSSING
WINNEBAGO COUNTY, WISCONSIN

w:\PROJECTS\1005719\1700649\100\CADD\GIS\Annexation_Bearings_WinnCo_A.mxd August 11, 2017 kpk

EXHIBIT A

14049

Annexation Description 1 -Town of Clayton to Village of Fox Crossing

A part of the Southwest ¼ of the Southeast ¼ and a part of the Southeast ¼ of the Southeast ¼ of Section 1, Township 20 North, Range 16 East, and all of Dedicated Prince Road, Lot 1 and part of Lot 2 of Certified Survey Map No. 7176, as recorded in the Winnebago County Register of Deeds in Volume 1 Page 7176 as Document No. 1730502 and a part of the Northwest ¼ of the Northeast ¼ and the Northeast ¼ of the Northeast ¼ of Section 12, Township 20 North, Range 16 East, Town of Clayton, Winnebago County, Wisconsin containing 72.819 acres of land and described as:

de

Beginning at the North ¼ Corner of said Section 12;

Thence N00°27'26"W, 40.00 feet along the West line of the Southeast ¼ of said Section 1, to the North Right-of-Way of East Shady Lane;

Thence N89°04'46"E, 255.68 feet along said Right-of-Way;

Thence S00°55'14"E, 7.00 feet along said Right-of-Way;

de

Thence N89°04'46"E, 417.00 feet along said Right-of-Way;

Thence N00°55'14"W, 7.00 feet along said Right-of-Way;

Thence N89°04'46"E, 326.37 feet along said Right-of-Way;

Thence N88°21'15"E, 158.01 feet along said Right-of-Way;

Thence N88°30'23"E, 100.01 feet along said Right-of-Way;

Thence N89°04'46"E, 94.67 feet along said Right-of-Way to the Northerly extension of the East line of said Lot 1;

Thence S00°31'01"E, 573.00 feet along said East line, to the Southwest corner of Lot 1 of Certified Survey Map No. 5285, as recorded in the Winnebago County Register of Deeds in Volume 1 Page 5285 as Document No. 1261238;

Thence N89°04'46"E, 552.96 feet along the South line of Lot 1 of said Certified Survey Map No. 5285, to the Southeast corner thereof;

Thence N00°08'22"E, 575.08 feet along the east line of said Lot 1 and its Northerly extension, to the said North Right-of-Way of East Shady Lane;

Thence N89°04'46"E, 45.51 feet along said Right-of-Way;

Thence N89°39'09"E, 300.01 feet along said Right-of-Way;

Thence N89°04'46"E, 100.00 feet along said Right-of-Way;

Thence N89°42'23"E, 202.01 feet along said Right-of-Way;

14049

Thence S89°27'57"E, 95.85 feet along said Right-of-Way and its Easterly extension thereof, to the East line of said Southeast ¼;

Thence S00°38'53"E, 37.36 feet along said East line to the Northeast Corner of said Section 12;

Thence S00°38'57"E, 1031.36 feet along the East line of the Northeast ¼ of said Section 12, to the Easterly extension of the North line of Lot 2 of Certified Survey Map No. 3651, as recorded in the Winnebago County Register of Deeds in Volume 1 Page 3651 as Document No. 962407;

ok

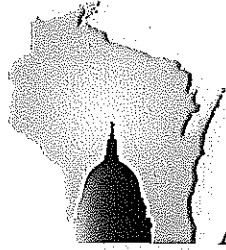
Thence S82°50'20"W, 469.71 along said North line and its extension, to the Northwest corner thereof;

Thence S07°34'17"E, 244.49 feet along the West line of Lot 2 of said Certified Survey Map No. 3651, to the South line of the Northeast ¼ of the Northeast ¼ of said Section 12;

Thence S89°02'58"W, 879.43 feet along said South line to the Southeast corner of Lot 1 of said Certified Survey Map No. 7176;

Thence continuing S89°02'58"W, 1316.66 feet along the South line of said Lot 1 and its Westerly extension, to the West Right-of-Way of dedicated Prince Road, being the West line of said Northeast ¼;

Thence N01°34'23"W, 1326.47 feet along said West line, to the Point of Beginning.



**WISCONSIN DEPARTMENT OF
ADMINISTRATION**

SCOTT WALKER

GOVERNOR

SCOTT A. NEITZEL

SECRETARY

Municipal Boundary Review

PO Box 1645, Madison WI 53701

Voice (608) 264-6102 Fax (608) 264-6104

Email: wimunicipalboundaryreview@wi.gov

Web: <http://doa.wi.gov/municipalboundaryreview/>

August 21, 2017

Michael Prince
8089 Galaxy Drive
Neenah, WI 54956

Subject: Annexation

Dear Michael,

We received your proposed annexation from the Town of Clayton to the Village of Fox Crossing. However, there is a required review fee, which you can see from the enclosed fee form and schedule is based on the acreage of your annexation.

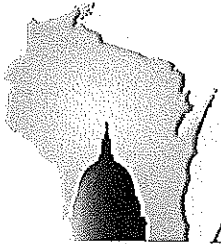
Please return the form and fee amount and we will complete our review, and please let me know if you have any questions. I can be reached at (608) 264-6102.

Sincerely,

Erich Schmidtke, Municipal Boundary Review

Encl.

Cc: Jeffrey Sturgell, Fox Crossing Administrator



**WISCONSIN DEPARTMENT OF
ADMINISTRATION**

SCOTT WALKER
GOVERNOR
SCOTT A. NEITZEL
SECRETARY

Municipal Boundary Review
PO Box 1645, Madison WI 53701
Voice (608) 264-6102 Fax (608) 264-6104
Email: wimunicipalboundaryreview@wi.gov
Web: <http://doa.wi.gov/municipalboundaryreview/>

September 01, 2017

PETITION FILE NO. 14049

KAREN J. BACKMAN, CLERK
VILLAGE OF FOX CROSSING
2000 MUNICIPAL DRIVE
NEENAH, WI 54956-5663

RICHARD JOHNSTON, CLERK
TOWN OF CLAYTON
8348 COUNTY ROAD T
LARSEN, WI 54947-9730

Subject: MICHAEL & ASHLEY PRINCE ANNEXATION

Section 66.0217 (6), Wis. Stats., provides that the annexation of lands to cities and villages within a county having a population of 50,000 or more shall be reviewed by the Department of Administration in order to determine if the proposed annexation is in the public interest or against the public interest. The proposed annexation from the TOWN OF CLAYTON to the VILLAGE OF FOX CROSSING (see attached description) must be reviewed pursuant to the statute.

To assist us in making this determination, we urge that you promptly supply the data requested on the enclosed questionnaire (where possible) and return the questionnaire to the department.

The purpose of this questionnaire is to assist the department in determining "Whether the governmental services, including zoning, to be supplied to the territory could clearly be better supplied by the town...." The statute further stipulates that the department shall study the "shape of the proposed annexation and the homogeneity of the territory with the annexing municipality." In addition, we would appreciate receiving from you any comments or information bearing on governmental services or shape and homogeneity that would indicate whether the annexation is in or against the public interest.

Please return the questionnaire as soon as possible so that the information can be reviewed prior to the department's statutory deadline of September 20, 2017. Direct any questions and comments to Erich Schmidtke at (608) 264-6102. Thank you for your cooperation.

For additional information on annexation or other land use issues, visit our web site at <http://doa.wi.gov/municipalboundaryreview/>.

Sincerely,

Erich Schmidtke

Enclosures

PETITION # 14049

REAL PROPERTY LISTERS ANNEXATION REVIEW

1. Territory to be annexed: Prince Property | From Town of: Clayton | To City/Village of: Fox Crossing
2. Checklist: (Y) Yes; (N) No; (NA) Not applicable; (NC) Not checked

Location and Position

- Y (1) Location description by government lot, recorded private claim, ¼ - ¼ section, section, township, range and county
- Y (2) Contiguous with existing village/city boundaries
- N (3) Creates an island area in Township (completely surrounded by city)
- N (4) Creates an island area in City (completely surrounded by town)

Petition and Map Information

- Y (1) Identify owner(s) of annexed land
- Y (2) Identify parcel ID numbers included in annexation.
- Y (3) Identify parcel ID numbers being split by annexation
- Y (4) North arrow
- Y (5) Graphic Scale
- Y (6) Streets and Highways shown and identified
- Y (7) Legend
- Y (8) Total area/acreage of annexation

3. Other relevant information and comments:

Prepared by: Diane Culver
Title: GIS Specialist
Phone: 920-232-3335
Date: 9-5-17

Please **RETURN PROMPTLY** to:
Municipal Boundary Review
PO Box 1645
Madison WI 53701
(608) 264-6102 FAX (608) 264-6104
wimunicipalboundaryreview@wi.gov

Annexation Review Questionnaire

Wisconsin Department of Administration

WI Dept. of Administration
Municipal Boundary Review
101 E. Wilson Street, 9th Floor
Madison WI 53703
608-264-6102 Fax: 608-264-6104
wimunicipalboundaryreview@wi.gov
<http://doa.wi.gov/municipalboundaryreview/>

Petitioner: Michael & Ashley Prince

Petition Number: 14049

1. Territory to be annexed: From TOWN OF CLAYTON To VILLAGE OF FOX CROSSING

2. Area (Acres): 72.819

3. Pick one: Property Tax Payments

OR Boundary Agreement

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

\$ 343 (BASED ON PARENT PARCEL)

a. Title of boundary agreement _____

b. Year adopted _____

b. Total that will be paid to Town

(annual tax multiplied by 5 years): 1715 (EST)

c. Participating jurisdictions _____

d. Statutory authority (pick one)

c. Paid by: Petitioner City Village

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: 0 % Recreational: 0 % Commercial: 0 % Industrial: 0 %

Undeveloped: 100 %

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

Residential: 15 % Recreational: 0 % Commercial: 20 % Industrial: 65 %

Other: 0 %

Comments: AT LEAST OVERALL LANDS RESIDENTIAL USE

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

Plat Name: NA

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

RESIDENTIAL & AGRICULTURAL

In the town?: AGRICULTURAL

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: FLEXIBILITY OF REGULATIONS

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. _____

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

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 SOME SEWER MAIN EXTENSIONS FOR SOME OF THE PROPERTY

If yes, identify the nature of the anticipated improvements and their probable costs: \$200,000

11. Planning:

a. Do you have a comprehensive plan for the City/Village/Town? Yes No

Is this annexation consistent with your comprehensive plan? Yes No

Describe: CURRENT PLAN NOTES FOR INFORMATION, THE NEW PLAN UNDER DEVELOPMENT WILL ADDRESS STRATEGICAL GROWTH

b. Annual appropriation for planning? \$ 100,000

c. How is the annexation territory now zoned? AGRICULTURAL

d. How will the land be zoned and used if annexed? AGRICULTURAL & THEN COMMERCIAL & IND.

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

Prepared by: Town City Village

Name: GEORGE DEARBORN

Email: GDEARBORN@FOX-CROSSING.WI.GOV

Phone: 920 720 7140

Date: 9/11/17

Please RETURN PROMPTLY to:

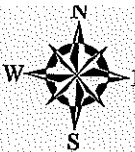
wimunicipalboundaryreview@wi.gov

Municipal Boundary Review

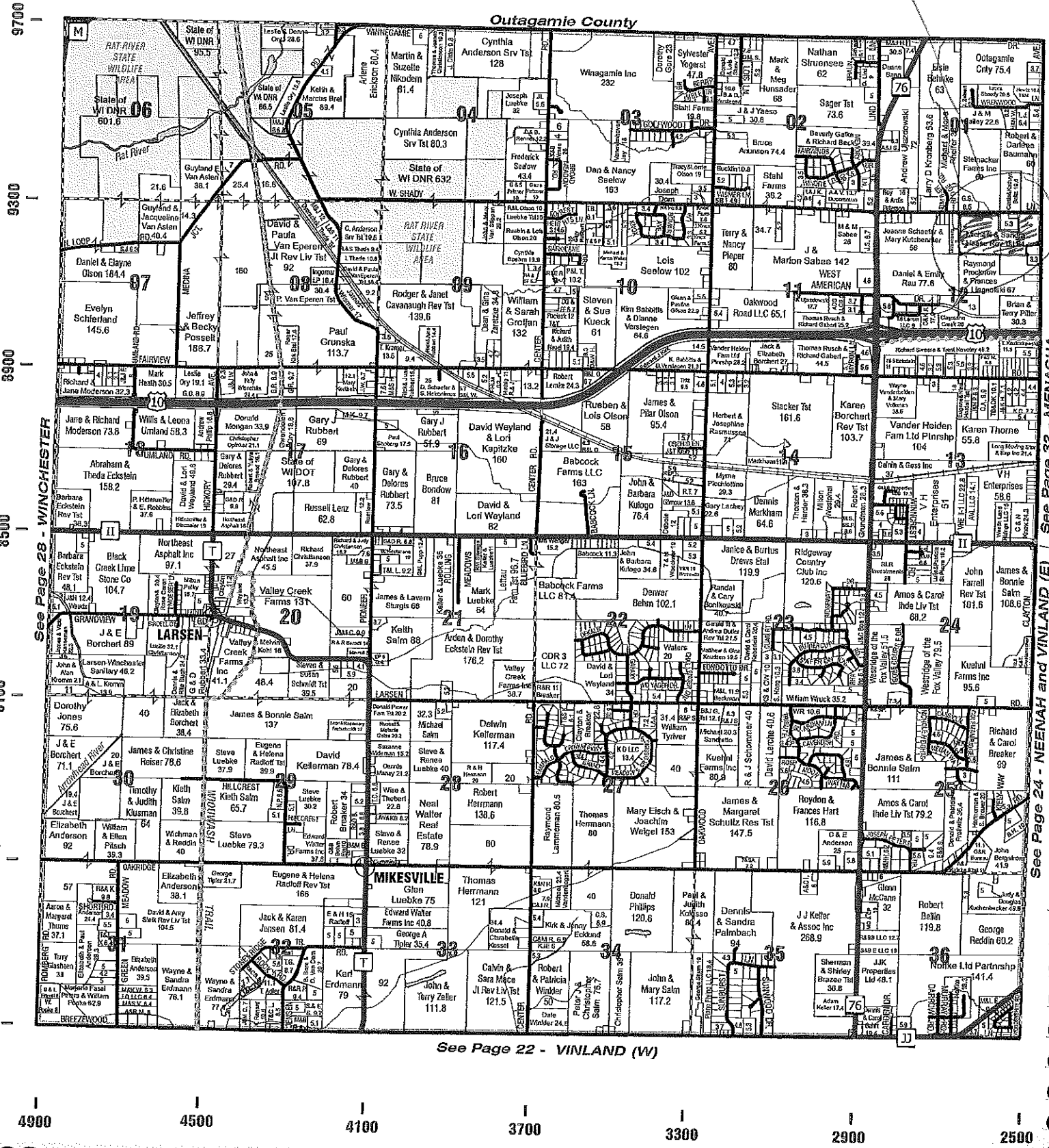
PO Box 1645, Madison WI 53701

Fax: (608) 264-6104

CLAYTON T.20N. - R.16E.



ANNEX

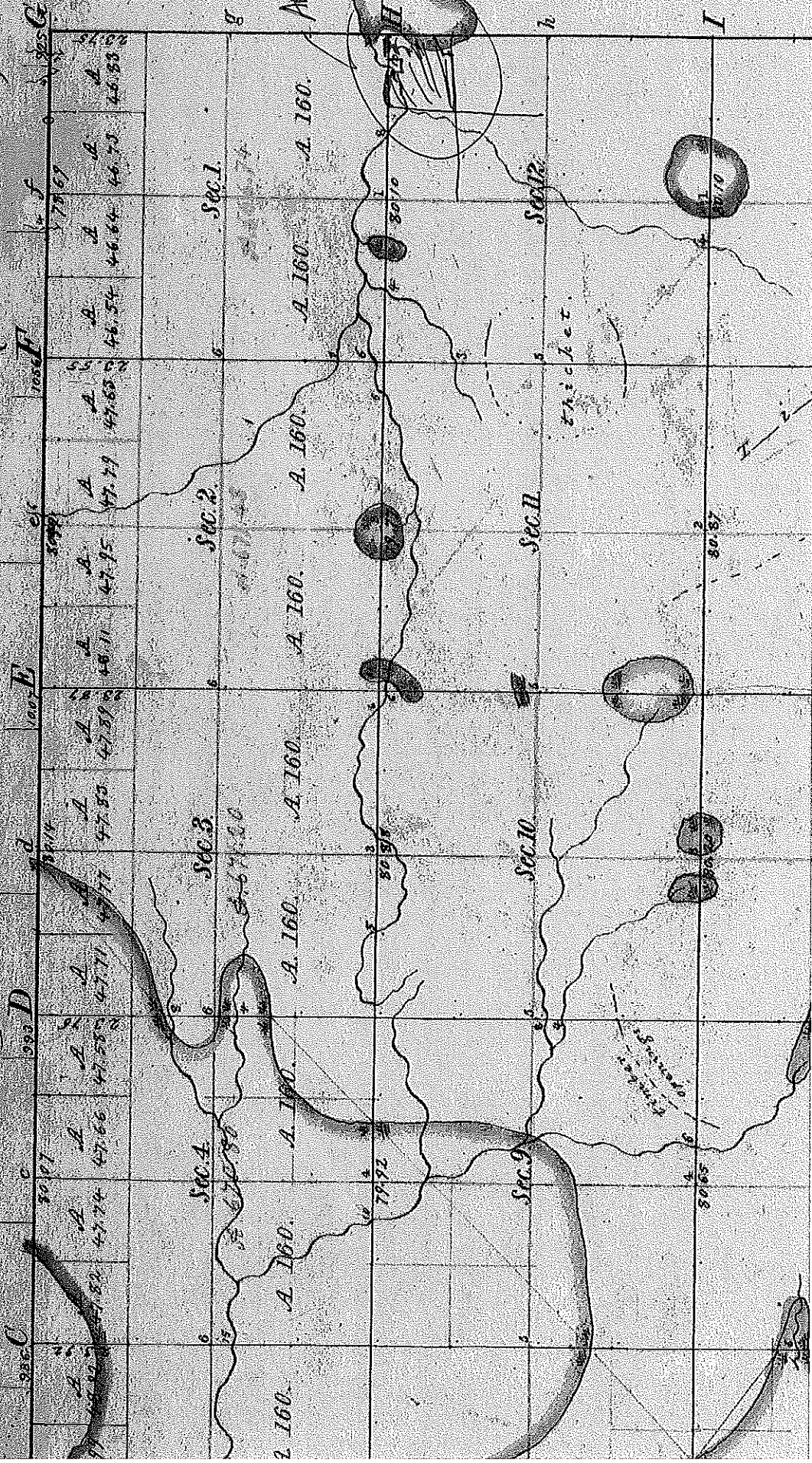


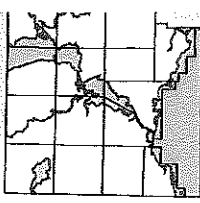
See Page 22 - VINLAND (W)

See Page 28 - WINCHESTER

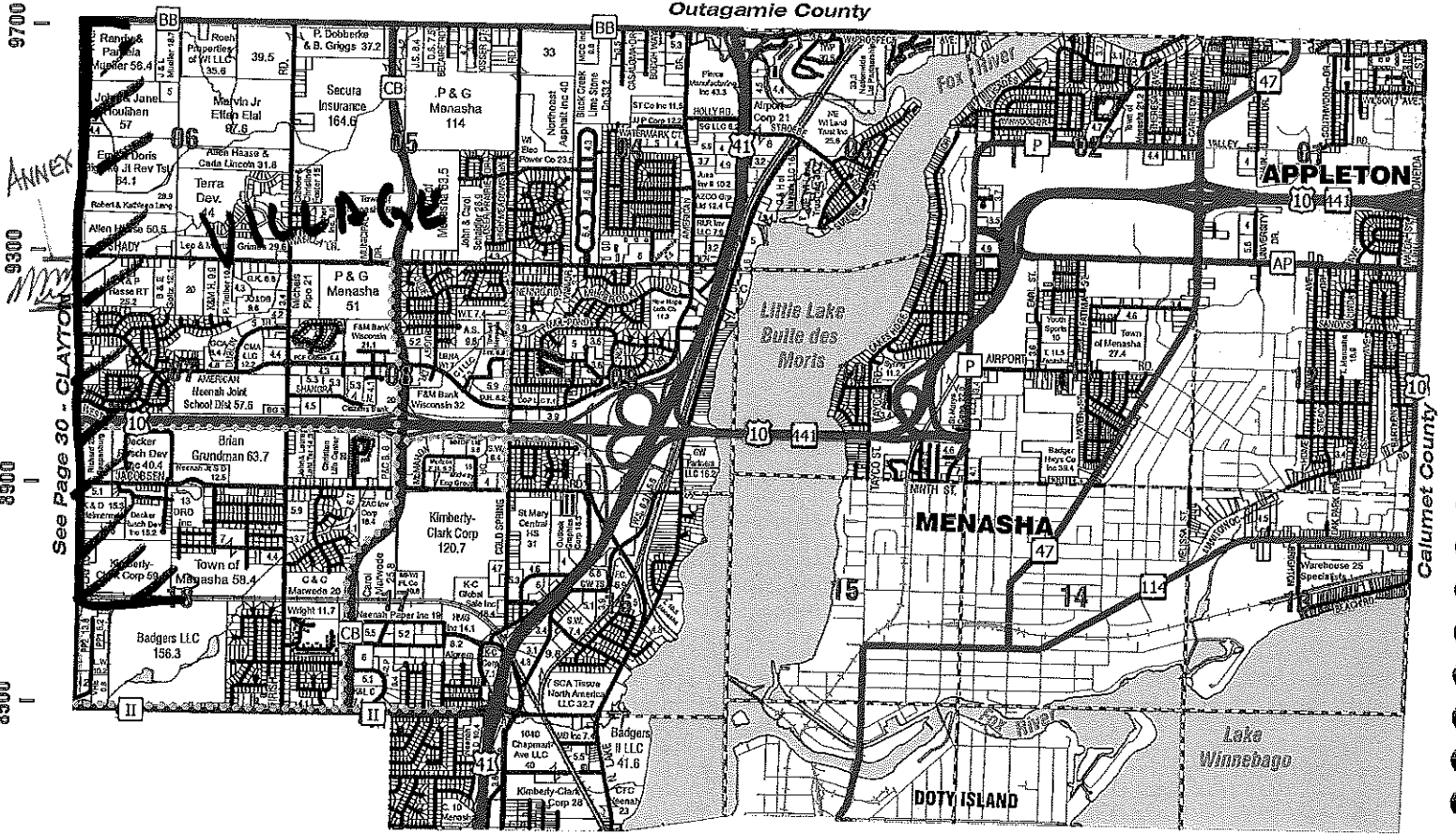
See Page 24 - NEENAH and VINLAND (E) / See Page 32 - MENASHA

No. 20 N. Range No. 16 E. 4th Mer. (Wis. Ter.)





MENASHA T.20N. - R.17E.



See Page 24 - NEENAH and VINLAND (E)

2500 2100 1700 1300 900 500 100

Winnebago County GIS Viewer and Property Profiler



Zoom In



D R A W M A P



Zoom Out

Property Profile & Display Options

Search Options Menu

Locator Map

Property Information Profile

← Check This Box then click a property to initiate a 'Property Profile'. Property profiler reports the parcel information and checks interactions with multiple layers not available as part of the regular 'Display Options.' [More About Profiler!](#)

Display Options

Draw Label Symbology & Layer Names

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| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Aerial Photos (2009) |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Buildings |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Parcel Boundaries |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Parcel Dimensions |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Parcel Addresses |
| <input type="checkbox"/> | <input type="checkbox"/> | Certified Surveys |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Floodplain |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Navigable Streams |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Official Mapped Rds. |
| <input type="checkbox"/> | <input type="checkbox"/> | Public Land Survey |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Railroads |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Rights-Of-Way |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Shoreland Zoning |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Street Name Text |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | City & Village Limits |

= Not Applicable for this Layer.

September 5, 2017

State of Wisconsin Department of Administration
Division of Intergovernmental Relations
Attn: Renee Powers
101 East Wilson, 10th Floor
Madison, WI 53708

VIA FEDEX

Re: Petition for Direct Annexation of Property

Dear Ms. Powers:

This letter is sent at the request of and on behalf of the Town of Clayton, Winnebago County, Wisconsin. On August 28, 2017, an Annexation Petition was filed by Mr. Michael Prince and Mrs. Ashley Prince seeking annexation of a Town of Clayton property to the Village of Fox Crossing.

The Town objects to the Annexation Petition and desires to have a meeting with the Department to discuss this matter. As an initial matter, you should be informed that the Town is the owner of a portion of the real property proposed to be annexed. The ownership by the Town may not yet be reflected in the records.

Please advise as to your review schedule so that we may share with you our concerns respecting the Annexation Petition, a copy of which is attached for your reference.

Very truly yours,

von BRIESEN & ROPER, s.c.



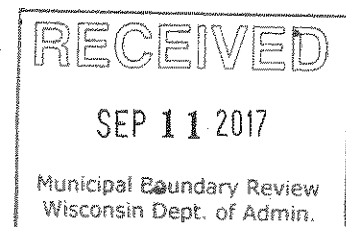
Benjamin LaFrombois, Esq.

BDL:sf

Enc.

cc: Town of Clayton

29232622_1.DOCX



Schmidtke, Erich J - DOA

From: Dearborn, George <GDearborn@foxcrossingwi.gov>
Sent: Monday, September 18, 2017 6:25 PM
To: WI Municipal Boundary Review
Subject: FW: Annexation Review Questionnaire Response

Erich, this is the update form Myra Piergrossi.

George

George L. Dearborn Jr., AICP

Director of Community Development
Village of Fox Crossing
2000 Municipal Dr.
Neenah, WI 54956
(920) 720-7140
Cell (920) 419-3855
gdearborn@foxcrossingwi.gov
www.foxcrossingwi.gov



From: Piergrossi, Myra R.
Sent: Monday, September 18, 2017 1:13 PM
To: Dearborn, George
Subject: RE: Annexation Review Questionnaire Response

George,

FYI, the local tax amount for the Town of Clayton on the 2016 tax bill was \$56.54. Without splitting the tax bill calc for the CSM, the five year amount would be \$282.70

Myra

From: Dearborn, George
Sent: Monday, September 18, 2017 12:52 PM
To: Dearborn, George; 'wimunicipalboundaryreview@wi.gov'
Cc: Sturgell, Jeffrey S.; Piergrossi, Myra R.
Subject: RE: Annexation Review Questionnaire Response

Erich, as a further comment on my questionnaire response. Our finance director pointed out that my tax estimates included all taxes not just the difference between the Village and Town. Thus the real difference is between the current Village tax rate of \$5.589459 and the Town of Clayton rate of \$2.8268 per thousand.

Thus my future estimates of tax payments due to the Town of Clayton would be substantially less but the ratio remains the same. I can send a correction beyond this if needed.

George

George L. Dearborn Jr., AICP

Director of Community Development

Village of Fox Crossing
2000 Municipal Dr.
Neenah, WI 54956
(920) 720-7140
Cell (920) 419-3855
gdearborn@foxcrossingwi.gov
www.foxcrossingwi.gov



From: Dearborn, George
Sent: Monday, September 11, 2017 12:14 PM
To: 'wimunicipalboundaryreview@wi.gov'
Cc: Sturgell, Jeffrey S.
Subject: Annexation Review Questionnaire Response

Erich, attached is the annexation review questionnaire. If you have any questions please contact me.

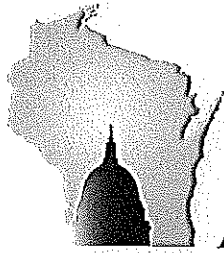
The property tax payments are based on the original parent parcel. The land was split into two parcels with a very recent CSM number 3651 which creates two lots, one owned by Prince, and the second lot of which a portion is proposed to be annexed into the Village, is now owned by the Town of Clayton. Thus the estimated tax payments may be less since the portion owned by the Town of Clayton would have not taxes since it is tax exempt.

George

George L. Dearborn Jr., AICP

Director of Community Development
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2000 Municipal Dr.
Neenah, WI 54956
(920) 720-7140
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**WISCONSIN DEPARTMENT OF
ADMINISTRATION**

SCOTT WALKER

GOVERNOR

SCOTT A. NEITZEL

SECRETARY

Municipal Boundary Review

PO Box 1645, Madison WI 53701

Voice (608) 264-6102 Fax (608) 264-6104

Email: wimunicipalboundaryreview@wi.gov

Web: <http://dea.wi.gov/municipalboundaryreview/>

September 19, 2017

PETITION FILE NO. 14049

KAREN J. BACKMAN, CLERK
VILLAGE OF FOX CROSSING
2000 MUNICIPAL DRIVE
NEENAH, WI 54956-5663

RICHARD JOHNSTON, CLERK
TOWN OF CLAYTON
8348 COUNTY ROAD T
LARSEN, WI 54947-9730

Subject: MICHAEL & ASHLEY PRINCE ANNEXATION

The proposed annexation submitted to our office on August 31, 2017, has been reviewed and found to be in the public interest. In determining whether an annexation is in the public interest, s. 66.0217 (6), Wis. Stats. requires the Department to examine "[t]he shape of the proposed annexation and the homogeneity of the territory with the annexing village or city...." so as, to ensure the resulting boundaries are rational and compact. The statute also requires the Department to consider whether the annexing city or village can provide needed municipal services to the territory. The subject petition is for territory that is reasonably shaped and contiguous to the **VILLAGE OF FOX CROSSING**, which is able to provide needed municipal services.

This is the Village of Fox Crossing's first annexation following its incorporation in 2016. During that incorporation process, the Town of Clayton had requested that a boundary agreement be developed between Clayton and the new village to address future annexations, municipal boundaries, and service issues. However, to date no boundary agreement has been developed. The Department strongly encourages the Town and Village to develop an agreement. Because review and approval of cooperative plan agreements under s. 66.0307 Wis. Stats. is another function of the Department, staff is available to help answer any questions about boundary agreements which the communities may have, and can provide examples and other assistance.

The Department reminds clerks of annexing municipalities of the requirements of s. 66.0217 (9)(a), Wis. Stats., which states:

"The clerk of a city or village which has annexed shall file immediately with the secretary of administration a certified copy of the ordinance, certificate and plat, and shall send one copy to each company that provides any utility service in the area that is annexed. The clerk shall record the ordinance with the register of deeds and file a signed copy of the ordinance with the clerk of any affected school district..."

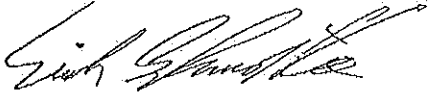
State and federal aids based on population and equalized value may be significantly affected through failure to file with the Department of Administration. Please file a copy of your annexing ordinance, including a statement certifying the population of the annexed territory. **Please include your MBR number 14049 with your ordinance.** Ordinance filing checklist available at <http://mds.wi.gov/>, click on "Help on How to Submit Municipal Records". Email scanned copy of required materials (color scan maps with color) to mds@wi.gov or mail to: Wisconsin Department of Administration, Municipal Boundary Review, PO Box 1645, Madison WI 53701-1645.

Page 2
September 19, 2017
MICHAEL & ASHLEY PRINCE ANNEXATION

PETITION FILE NO. 14049

The petition file is available for viewing at: <http://mds.wi.gov/View/Petition?ID=2120>
Please call me at (608) 264-6102, should you have any questions concerning this annexation review.

Sincerely,

A handwritten signature in black ink, appearing to read "Erich Schmidtke". The signature is fluid and cursive, with a prominent initial "E".

Erich Schmidtke, Municipal Boundary Review

cc: petitioner

Powers, Renee M - DOA

From: Herman, Mark - DOA
Sent: Wednesday, September 20, 2017 4:42 PM
To: Powers, Renee M - DOA; Schmidtke, Erich J - DOA
Subject: FW: Clayton - Petition File No. 14049

FYI

From: Benjamin D. LaFrombois [mailto:blafrombois@vonbriesen.com]
Sent: Wednesday, September 20, 2017 4:17 PM
To: Herman, Mark - DOA <Mark.Herman@wisconsin.gov>
Subject: Clayton - Petition File No. 14049

Re: Petition File No. 14049

In follow-up to our conversation regarding the Prince annexation application for land located in the Town of Clayton, the Town is concerned at several levels.

1. The Town of Clayton has requested of the Village to negotiate a comprehensive border agreement. From the Town's perspective, the Village has paid lip service to the request. We believe negotiations should be allowed to run their course prior to the Village taking action on the Prince annexation petition.
2. The proposed division requested in the petition divides a parcel between jurisdictions, namely, Town of Clayton Parcel No. 006032703. This division appears to have been made to comply with the annexation statute rather than be based upon sound land planning and development principles. There should be consideration for the limitations on future division of the property which will be imposed by Winnebago County land division rules. Further, the division as proposed places considerable additional land planning burdens on the property.

One of the significant future problems of the future owners of the parcel divided in the Prince application is the uncertainty of how the division of parcel rules of Winnebago County would apply. The proposed division will unfairly limit and burden the future options of the property owner. We consider this division to be inappropriate based upon the property line location.

It is our request that, prior to taking action on the Annexation Petition, the Department of Administration recommend that the Town of Clayton and Village of Fox Crossing engage in good faith negotiations to enter into a comprehensive border agreement. We further request that the DOA oppose the annexation based upon an inappropriate division of the adjoining parcel.

Benjamin D. LaFrombois, Esq.
von Briesen & Roper, s.c.
100 W. Lawrence Street, Suite 106
Appleton, WI 54911

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vonbriesen.com