

14184

Brazil

14184	Date Sent	Reply	Status
Town Quest	1-7		
Muni Quest	1-7	1-9	
Prop. Lister	1-7	1-11	

TOWN OF NEENAH
CITY OF NEENAH
01/28/2019

OK - COMMENTS 1/28/19

Request for Annexation Review

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 Information

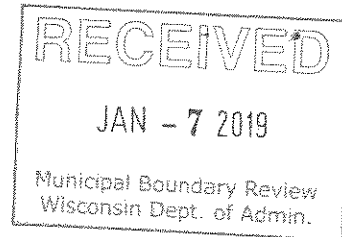
Name: **BETTY BRAZIL**

Address: **E8116 STATE RD 96**

FREMONT, WI 54949

Email: **babrazil396@gmail.com**

Office use only:



1. Town where property is located: **TOWN OF NEENAH**

2. Petitioned City or Village: **CITY OF NEENAH**

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: **14.5160**

6. Tax parcel number(s) of territory to be annexed
(if the territory is part or all of an existing parcel):

Petitioners phone:

920-250-2907

Town clerk's phone:

920-725-0916

City/Village clerk's phone:

920-886-6100

Contact Information if different than petitioner:

Representative's Name and Address:

Surveyor or Engineering Firm's Name & Address:
JAMES R. SEHLOFF, PLS

1811 RACINE ROAD

MENASHA, WI 54952

Phone:

Phone: **920-560-6562**

E-mail:

E-mail: **JIM@DAVEL.PRO**

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.

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

\$800 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

\$1150 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: _____

Payee: _____

Check Number: _____

Check Date: _____

Amount: _____



January 2, 2019

WI Department of Administration
Plat Review
PO Box 1645
Madison, WI 53701

RE: Cardinal Plat – City of Neenah
Request for Annexation Review

Greetings:

Please find enclosed the Request for Annexation Review Application for the above project located in the City of Neenah, Winnebago County.

Also included is a check for \$1,150 to cover the cost of the review fees.

The electronic version was emailed today (1-2-19).

Upon your review, if you should have any questions or need additional information, please feel free to contact Jim Sehloff at 920-560-6562.

Sincerely,

Mary J. Relien
Office Administrator

Enclosure (a/s)

PETITION FOR DIRECT ANNEXATION
PURSUANT TO SECTION 66.0217(2), WISCONSIN STATUTES
WHERE ALL PROPERTY IS OWNED BY THE CITY OF NEENAH

We, the undersigned, constituting all of the owners of the real property in which no electors reside in the following territory of the Town of Neenah, Winnebago County, Wisconsin, lying contiguous to the City of Neenah petition the Honorable Mayor and Common Council of the City of Neenah to annex the territory described below and shown on the attached scaled maps to the City of Neenah, Winnebago County, Wisconsin.

Part of the Southeast 1/4 of the Fractional Northwest 1/4 of Section 06, Township 19 North, Range 17 East, City of Neenah, Winnebago County, Wisconsin, containing 632,318 Square Feet (14.5160 Acres) of land described as follows:

Commencing at the North 1/4 corner of Section 06; thence, along the East line of the fractional Northwest 1/4 of said Section 06, S00°38'26"E, 1526.18 feet to the point of beginning; thence continuing along said East line, S00°38'26"E, 642.45 feet to the North line of 2nd Addition to Natures Trail; thence, along said North line and the extension thereof, S88°52'07"W, 1310.40 feet to the Southwest corner of the Southeast 1/4 of said Fractional Northwest 1/4, as evidenced; thence, along the West line of said Southwest 1/4 of the Fractional Northwest 1/4 as evidenced, N00°26'24"W, 321.71 feet; thence N88°54'14"E, 650.35 feet; thence N00°25'25"W, 321.01 feet to the Southwest corner of Lot 1 CSM 6541; thence along South line of said Lot 1, N88°51'18"E, 657.70 feet to the point of beginning.

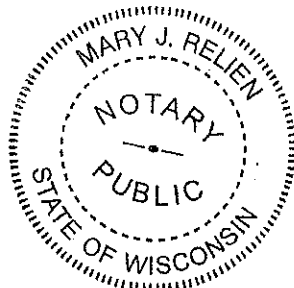
The current population of such territory is 0.

We the undersigned, elect that this annexation shall take effect to the full extent consistent with outstanding priorities of other annexations, incorporations, or consolidations proceedings, if any.

Signature of Petitioner	Date of Signing	Owner	Petition Address
<u>Betty A Brazil</u> NAME	<u>12-26-18</u>	Betty Brazil	E8116 State Rd 96 Fremont, WI 54940

STATE OF WISCONSIN)
)SS.
COUNTY OF WINNEBAGO)

This instrument was signed and sealed before me this 26 day of Dec, 2018.



Mary J. Relien
Notary Public

Winnebago County, Wisconsin

My Commission Expires: 6-26-21

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: **Brazil**

Petition Number: **14184**

1. Territory to be annexed: From **TOWN OF NEENAH** To **CITY OF NEENAH**

2. Area (Acres): **14.516**

3. Pick one: ☐ Property Tax Payments

OR ☒ Boundary Agreement

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

\$ _____

a. Title of boundary agreement City of Neenah/Town of Neenah
Boundary Agreement

b. Total that will be paid to Town

(annual tax multiplied by 5 years): _____

b. Year adopted 2003

c. Participating jurisdictions City of Neenah/Town of Neenah

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: 100 % Recreational: _____% Commercial: _____% 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?

Residential (South) Residential (East)

In the town?: Residential (North), Agriculture (West)

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: _____

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

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? A-2, General Agriculture District

c. How will the land be zoned and used if annexed? R-1, Single-Family Residence District

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:

Prepared by: ☐ Town ☒ City ☐ Village

Name: Brad Schmidt

Email: Bschmidt@ci.cincinnati.wi.us

Phone: (920) 886-6126

Date: 1.9.19

Please **RETURN PROMPTLY** to:

wimunicipalboundaryreview@wi.gov

Municipal Boundary Review

PO Box 1645, Madison WI 53701

Fax: (608) 264-6104

(March 2018)

Annexation Exhibit

Part of the Southeast 1/4 of the Fractional Northwest 1/4 of Section 06, Township 19 North, Range 17 East, City of Neenah, Winnebago County, Wisconsin

North 1/4 Corner
Section 06, T19N, R17E
Railroad Spike Found

Four



Bearings are referenced to the East line of the Fractional Northeast 1/4, Section 06, T19N, R17E, assumed to bear S00°38'26"E, base on the Winnebago County Coordinate System.

Unplatted Lands
N 88°54'14" E 650.35'
Unplatted Lands

N 00°25'25" W 321.01'

Lot 1 CSM 6541
N 88°51'18" E 657.70'

East line of Lot 3 CSM 5044. The location of this line matched section break down for a fractional section.

N 00°26'24" W 321.71'

West line of the Southeast 1/4 of the Fraction Northwest 1/4 as evidenced by Monuments, surveys and existing fence lines

South line of the Southeast 1/4 of the Fraction Northwest 1/4 as evidenced by Monuments, surveys and existing fence lines
Town of Neenah
City of Neenah

Unplatted Lands

South line of the Southeast 1/4 of the Fraction Northwest 1/4 matched section break down for a fractional section.

Outlot 7
2nd Addition to Nature Trail
Lot 188
Lot 187
Hedgecreek Condominium No 186
Hedgecreek Condominium No 185
Hedgecreek Condominium No 184
Hedgecreek Condominium No 183

S 88°52'07" W 1310.40'

AREA
632,318 SF
14.5160 ac

East line of the Fractional Northwest 1/4
S00°38'26"E 2832.00'
(S01°04'02"E 2832.20')

S00°38'26"E 1526.18'

Lot 1 Lot 2 Lot 3 Lot 4
Eaglecrest Estates Eaglecrest Estates

Lot 80 Lot 79
Eaglecrest Estates

Lot 82 Lot 81
(N01°04'02"E) 663.37' (663.28')
S00°38'26"E

S 88°53'23" W 2626.60'

West 1/4 Corner
Section 06, T19N, R17E
Aluminum Monument Found

Center of Section
Section 06, T19N, R17E
Aluminum Monument Found



11/26/2018 3:49 PM J:\Projects\4851\well\dwg\Civil 3D\4851Annex.dwg Printed by: jim

File: 4851Annex.dwg
Date: 11/26/2018
Drafted By: jim
Sheet: Exhibit

Annexation Description

TOWNSHIP

Part of the Southeast 1/4 of the Fractional Northwest 1/4 of Section 06, Township 19 North, Range 17 East, City of Neenah, Winnebago County, Wisconsin, containing 632,318 Square Feet (14.5160 Acres) of land described as follows:

Commencing at the North 1/4 corner of Section 06; thence, along the East line of the fractional Northwest 1/4 of said Section 06, S00°38'26"E, 1526.18 feet to the point of beginning; thence continuing along said East line, S00°38'26"E, 642.45 feet to the North line of 2nd Addition to Natures Trail; thence, along said North line and the extension thereof, S88°52'07"W, 1310.40 feet to the Southwest corner of the Southeast 1/4 of said Fractional Northwest 1/4, as evidenced; thence, along the West line of said Southwest 1/4 of the Fractional Northwest 1/4 as evidenced, N00°26'24"W, 321.71 feet; thence N88°54'14"E, 650.35 feet; thence N00°25'25"W, 321.01 feet to the Southwest corner of Lot 1 CSM 6541; thence along South line of said Lot 1, N88°51'18"E, 657.70 feet to the point of beginning.

East



Davel Engineering &
Environmental, Inc.
Civil Engineers and
Land Surveyors

1811 Racine Street
Menasha, Wisconsin
Ph. 920-991-1866, Fax 920-830-9595

File: 4851Annex.dwg
Date: 11/28/2018
Drafted By: Jim
Sheet: Legal



SCOTT WALKER
GOVERNOR
ELLEN NOWAK
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>

January 07, 2019

PETITION FILE NO. 14184

PATRICIA STURN, CLERK
CITY OF NEENAH
PO BOX 426
NEENAH, WI 54957-0426

ELLEN SKERKE, CLERK
TOWN OF NEENAH
1600 BREEZEWOOD LN
NEENAH, WI 54956

Subject: BRAZIL 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 NEENAH to the CITY OF NEENAH (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 January 28, 2019. 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

Real Property Lister Annexation Review

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>

Petition Number: 14184

1. Territory to be annexed:	From Town of: Neenah	To City/Village of: Neenah
-----------------------------	----------------------	----------------------------

2. Is the annexation location described by government lot, recorded private claim, ¼ section, section, township & range?
☒ Yes ☐ No

3. Is the annexation contiguous with the existing city/village boundaries?
☒ Yes ☐ No

4. Will the annexation create an island area in the town (completely surrounded by the city/village)?
☐ Yes ☒ No

5. Will the annexation create an island area in the city/village (completely surrounded by the town)?
☐ Yes ☒ No

6. Does the owner(s) of record match the owner(s) listed on the petition?
☒ Yes ☐ No

7. Other relevant information and comments about the annexation:

- The petition is missing the tax parcel number of the territory to be annexed: 0100085
- The legal description and map contain scrivener's errors as noted on the following pages.

Prepared by:

Name: Diane Culver

Email: dculver@co.winnebago.wi.us

Phone: (920) 232-3335

Date: 1-10-2019

Please **RETURN PROMPTLY** to:

wimunicipalboundaryreview@wi.gov

Municipal Boundary Review

PO Box 1645, Madison WI 53701

Fax: (608) 264-6104

Annexation Description

Part of the Southeast ^{Town} 1/4 of the Fractional Northwest 1/4 of Section 06, Township 19 North, Range 17 East, City of Neenah, Winnebago County, Wisconsin, containing 632,318 Square Feet (14.5160 Acres) of land described as follows:

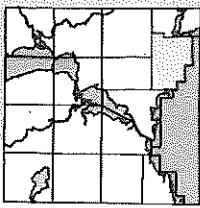
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**Davel Engineering &
Environmental, Inc.**
Civil Engineers and
Land Surveyors

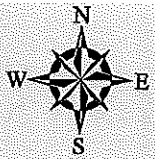
1811 Racine Street
Menasha, Wisconsin
Ph. 920-891-1866, Fax 920-830-9595

File: 4851Annex.dwg
Date: 11/28/2018
Drafted By: Jim
Sheet: Legal

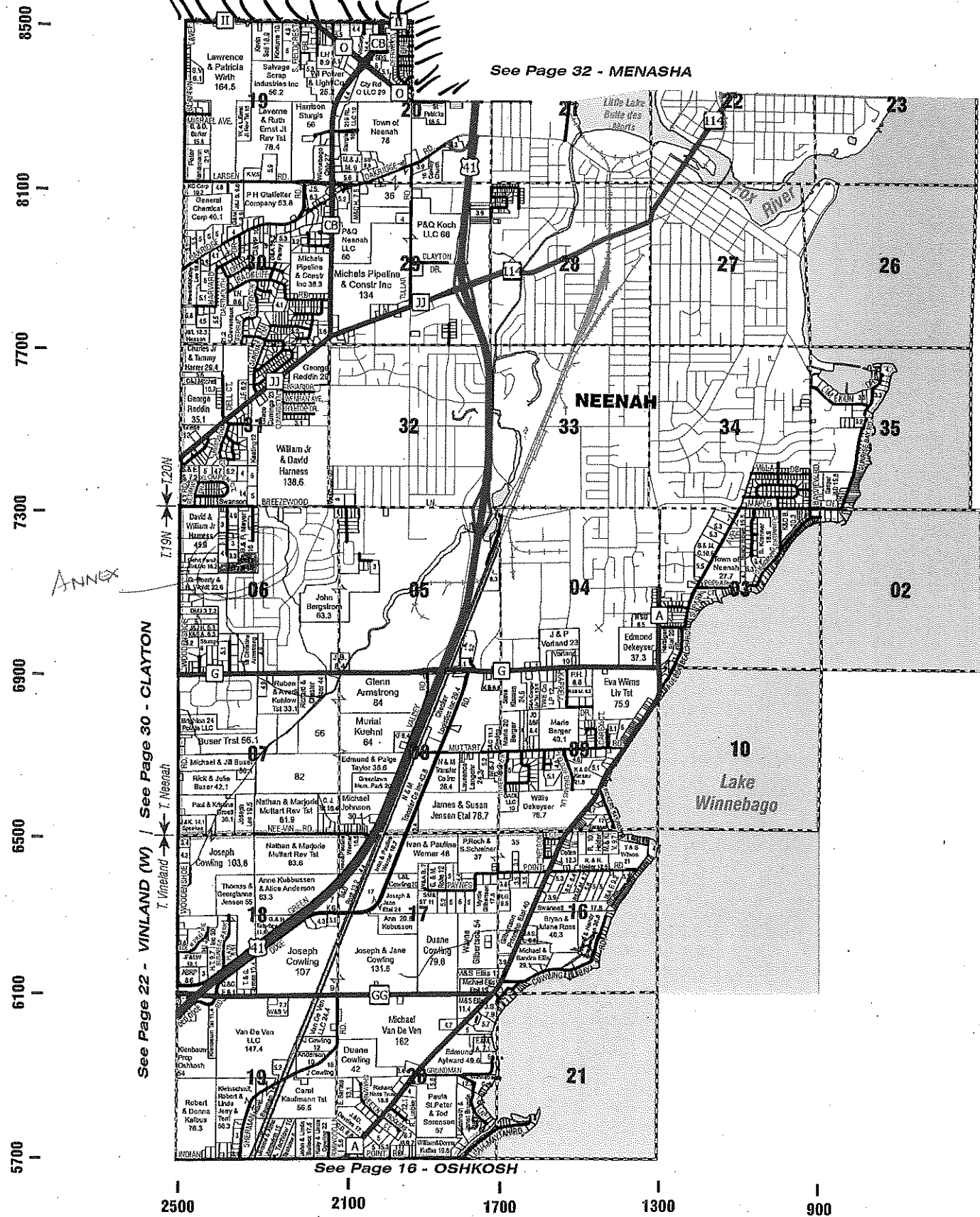


NEENAH and VINLAND (E)

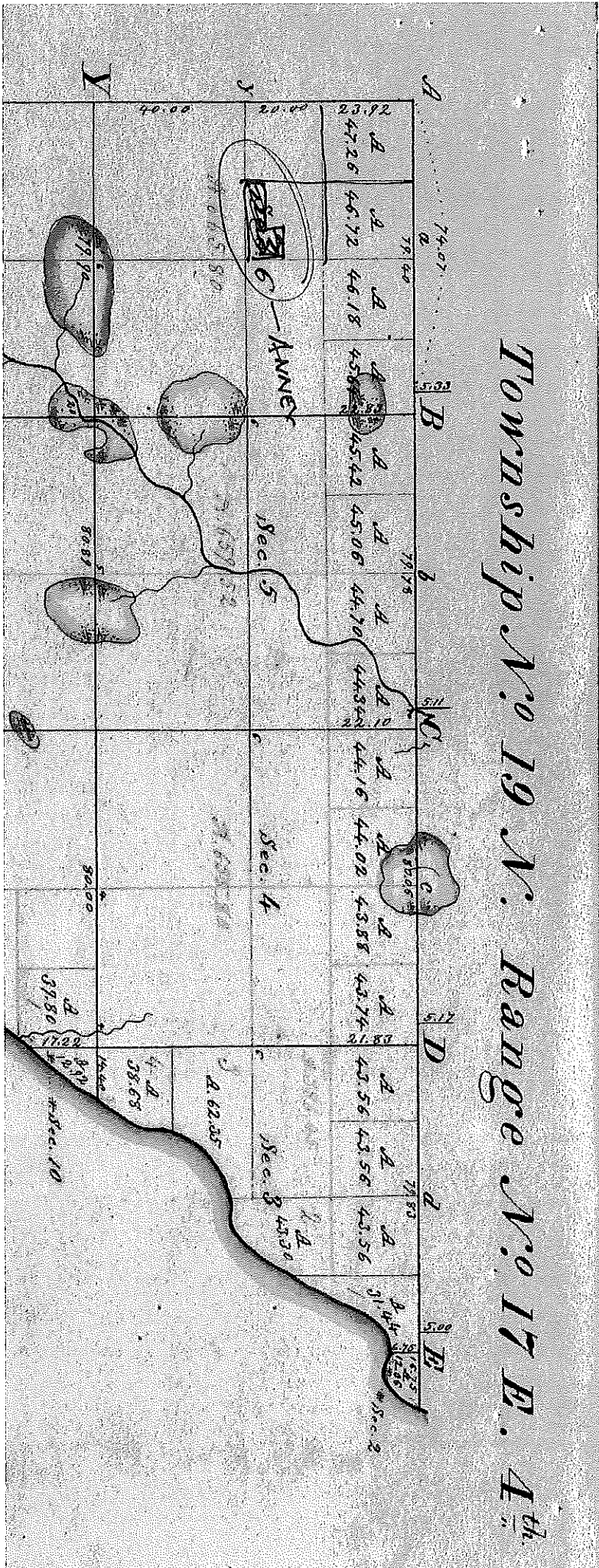
T.19N.-20N. - R.17E.



Village Fox Crossing



Township No 19 N. Range No 17 E. 4th





14184



0.3 0 0.13 0.3 Miles

NAD_1983_HARN_Wisconsin_TM

1: 7,920

DISCLAIMER: The information shown on these maps has been obtained from various sources, and are of varying age, reliability and resolution. These maps are not intended to be used for navigation, nor are these maps an authoritative source of information about legal land ownership or public access. No warranty, expressed or implied, is made regarding accuracy, applicability for a particular use, completeness, or legality of the information depicted on this map. For more information, see the DNR Legal Notices web page: <http://dnr.wi.gov/legal/>

Legend

- ☐ Township
- ☐ Section
- ☐ Quarter-Quarter
- ☐ County Boundary
- ☐ Cities, Towns & Villages
- ☐ City
- ☐ Village
- ☐ Civil Town
- ☐ Municipality
- ☐ State Boundaries
- ☐ County Boundaries
- ☐ Major Roads
 - Interstate Highway
 - State Highway
 - US Highway
 - County HWY
 - Local Road
- ☐ Railroads
- ☐ Tribal Lands
- ☐ Rivers and Streams
- ☐ Intermittent Streams
- ☐ Lakes and Open water
- ☐ Index to EN_Image_Basemap_Leaf Off

Notes



TONY EVERS
GOVERNOR
JOEL BRENNAN
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>

January 28, 2019

PETITION FILE NO. 14184

PATRICIA STURN, CLERK
CITY OF NEENAH
PO BOX 426
NEENAH, WI 54957-0426

ELLEN SKERKE, CLERK
TOWN OF NEENAH
1600 BREEZEWOOD LN
NEENAH, WI 54956

Subject: BRAZIL ANNEXATION

The proposed annexation submitted to our office on January 07, 2019, 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 **CITY OF NEENAH**, which is able to provide needed municipal services.

Note: City of Neenah should be changed to Town of Neenah in the location description; reference to the West line of the Southwest 1/4 should be changed to West line of the Southeast 1/4 in the metes and bounds description.

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 14184 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.

The petition file is available for viewing at: <http://mds.wi.gov/View/Petition?ID=2258>
Please call me at (608) 264-6102, should you have any questions concerning this annexation review.

Sincerely,

Erich Schmidtke, Municipal Boundary Review

cc: petitioner