## 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	Office use only:
Name: MARY G. BREUNIG, ET AL.	
Address: 6210 SCHUMACHER ROAD	RECEIVED
WAUNAKEE, WI 53597	DEC 1 2 2019
Email:	Municipal Boundary Review Wisconsin Dept. of Admin.
Town where property is located: TOWN OF WESTPORT	Petitioners phone:
2. Petitioned City or Village: VILLAGE OF WAUNAKEE	
County where property is located: <b>DANE COUNTY</b> Population of the territory to be annexed:	Town clerk's phone: 608-849-4372
5. Area (in acres) of the territory to be annexed: 86.907 6. Tax parcel number(s) of territory to be annexed (if the territory is part or all of an existing parcel): 006/0809-043-8500-4, 006/0809-043-9000-7	City/Village clerk's phone: 608-850-2827

Contact Information if different than petitioner:

Representative's Name and Address:	Surveyor or Engineering Firm's Name & Address:
ROBERT PROCTER	DANIEL N. DAY
AXLEY BRYNELSON, LLP	D'ONOFRIO KOTTKE & ASSOCIATES
2 EAST MIFFLIN STREET, SUITE 200	7530 WESTWARD WAY
MADISON, WI 53703	MADISON, WI 53717
Phone: 608-283-6762	Phone: 608-833-7530
E-mail: RPROCTER@AXLEY.COM	E-mail: DDAY@DONOFRIO.CC

eq	uired 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:
	<ul> <li>Unanimous per s. 66.0217 (2), or,</li> </ul>
	OR

☐ Direct by one-half approval per <u>s. 66.0217 (3)</u>

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

\$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: (2 - 12 - 19)

Payee: Axley Bryne 1500

Check Number: 150072

12-9-19

Check Date: 12-1

Amount: **\$ 1350** 

### ANNEXATION SUBMITTAL GUIDE

<b>s.</b> 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 approvalSee 66.0217 (3) (a), if by one-half approvalSee 66.0217 (3) (b), if by referendum.					
State the population of the land to be ann	nexed.					
[It is beneficial to include Parcel ID or Tax (Village or City) in the petition.]	numbers, the parcel area, and identify the annexee (Town) and annexor					
reference to the government lot, private clair	legal description of the land to be annexed. The land must be described by m, quarter-section, section, town and range in which the land lies. The land must ommencing from a monumented corner of the section or quarter-section, or the al reservation, in which the land lies; OR					
	a lot or lots, or all of a block or blocks of a recorded subdivision plat or certified ce to the lot (s) and/or block (s) therein, along with the name of the plat or the crtified survey map.					
The land may NOT be described only by	y: -Aliquot part; -Reference to any other document (plat of survey, deed, etc.); -Exception or Inclusion; -Parcel ID or tax number.					
-A tie line from the parcel to the monumente						
The map must include a <b>graphic scale</b> .						
The map must show and identify the exi	sting municipal boundary, in relation to the parcel being annexed.					
[It is beneficial to include a North arrow, an	ad identify adjacent streets and parcels on the map.]					
s. 66.0217 FILING  The petition must be filed with the Clerk is located.	of the annexing City or Village and with the Clerk of the Town in which the land					
If the annexation is by one-half approval required by s. 66.0217 (4).	l, or by referendum, the petitioner must post notice of the proposed annexation as					
If the lands being annexed are within a C Department of Administration for review	County of 50,000 or greater population, the petition must also be filed with the					

[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.]

### PETITION FOR DIRECT ANNEXATION BY UNANIMOUS CONSENT (Wis. Stats. § 66.0217(2))

TO:

Village of Waunakee

Town of Westport

Attn: Village Clerk

Attn: Town Clerk

500 W. Main Street

Kennedy Administration Building

Waunakee, WI 53597

5387 Mary Lake Road Waunakee, WI 53597

The undersigned electors residing in the Territory and the owners of all of the real property in the Territory do hereby unanimously petition the Village of Waunakee for the purpose of annexing the Territory from the Town of Westport to the Village of Waunakee.

The "Territory" proposed for annexation from the Town of Westport to the Village of Waunakee is shown on the scale map attached as <u>Exhibit A</u>, and is more particularly described on the attached <u>Exhibit B</u>. The Territory is located in Dane County, Wisconsin.

The undersigned do hereby request that this annexation be approved and take effect in the manner provided for by law.

There is one elector residing in the Territory. The population of the Territory is one person.

This Petition for Annexation is filed pursuant to Wis. Stats. § 66.0217(2).

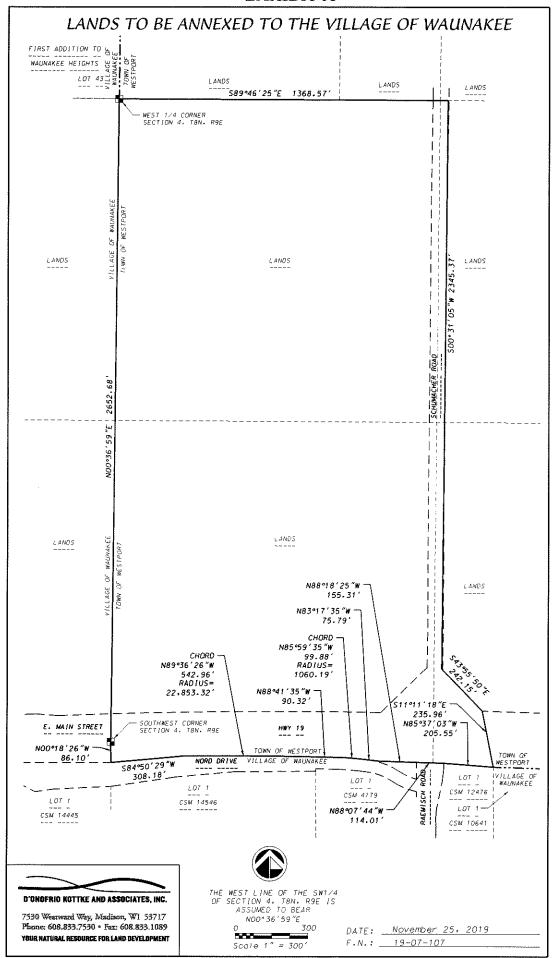
[SIGNATURES NEXT PAGE]

#### BEING ALL OF THE ELECTORS AND OWNERS

DEING ALL OF THE LL	LCIONS AND OWNERS
MARY G. BREUNIG, individually  By Mary G. Breunig  Mary G. Breunig	THE KURT J. BREUNIG AND PEGGY A HILL-BREUNIG REVOCABLE TRUST DATED SEPTEMBER 7, 2007  By: Mary G. Breunig, Trustee  Date: 12-5-19  MARY G. BREUNIG INDIVIDUAL REVOCABLE TRUST DATED APRIL 6, 2016  By: Mary G. Breunig, Trustee  Date: 12-5-19

Wisconsin Department of Administration

cc:



#### EXHIBIT B

#### LANDS TO BE ANNEXED TO THE VILLAGE OF WAUNAKEE

The NW1/4 of the SW1/4, SW1/4 of the SW1/4, part of the SE1/4 of the SW1/4 and part of the NE1/4 of the SW1/4 of Section 4 and part of the NW1/4 of the NW1/4 and part of NE1/4 of the NW1/4 of Section 9, all in T8N, R9E, Town of Westport, Dane County, Wisconsin to-wit: Beginning at the Southwest corner of said Section 4; thence N00°36'59"E, 2652.68 feet to the West 1/4 corner of said Section 4; thence S89°46'25"E, 1368.57 feet along North line of said SW1/4 to the Northeast corner of said NW1/4 of the SW1/4; thence S00°31'05"W, 2345.37 feet to a point on the Northerly right-ofway line of Highway 19; thence \$43°55'50"E, 242.15 feet along said Northerly right-of-way line to an angle point in said Northerly right-of-way line; thence S11°11'18"E, 235.96 feet to the a point on the South rightof-way line of said Highway 19, also being the Northeast corner of Lot 1, Certified Survey Map No. 12476; thence N85°3"'03"'W', 205.55 feet along the North line of said Lot 1 and said South right-of-way line; thence N88°0"'44"W, 114.00 feet along said South right-of-way line; thence N88°18'25"W, 155.31 feet along said South right-of-way line; thence N83°17'35'W, 75.79 feet along said South right-of-way line to a point of curve; thence Westerly along said South right-of-way line on a curve to the left which has a radius of 1060.19 feet and a chord which bears N85°59'35"W, 99.88 feet; thence N88°41'35"W, 90.32 feet along said South right-of-way line to a point of curve; thence Westerly along said South right-of-way line on a curve to the left which has a radius of 22,853.32 feet and a chord which bears N89°36'26"W, 542.96 feet; thence S84°50'29"W, 308.18 feet to a point of the West line of the NW1/4 of said Section 9; thence N00°18'26"W, 86.10 feet along said West line to the point of beginning. Containing 3,785,656 square feet (86.907 acres).

PETITION #		

## REAL PROPERTY LISTERS ANNEXATION REVIEW

1. Territory to be ann 86.907 acres	exed:	From Town of:   Westport	To City/Village of:   Waunakee
	s: (N) No: (NA) Not an	plicable; (NC) Not checked	, wantakee
, ,		plicable, (IVC) IVOI checked	
<b>Location and Po</b>	<u>sition</u>		
Y(1) Location des	scription by government lo	ot, recorded private claim, ¼ - ¼ se	ction, section, township, range and county
Y_ (2) Contiguous v	vith existing village/city b	oundaries	
N (3) Creates an is	land area in Township (co	ompletely surrounded by city)	
N_ (4) Creates an is	sland area in City (comple	tely surrounded by town)	
Petition and Ma	p Information		
_Y(1) Identify own	er(s) of annexed land		
_Y(2) Identify parc	eel ID numbers included in	n annexation.	
N(3) Identify pard	el ID numbers being split	by annexation	
Y_ (4) North arrow			
_Y(5) Graphic Sca	le		
Y (6) Streets and I	Highways shown and iden	tified	
N_ (7) Legend			
_Y (8) Total area/ad	creage of annexation		
The annexation include			which will split the tax parcels for owners to the ner Road.
Title: Phone:	Jim Czaplicki _Land Records Rev. A _(608) 267-3529 _12/16/19	nalyst Municipal Bour PO Box 1645 Madison WI 53' (608) 264-6102	•

## **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: Breunig et al			Pet	tition Number: 14279
1. Territory to be annexed:	From TOWN OF WESTPORT	Γ	To VILLAGE OF WAUNA	AKEE
2. Area (Acres): 77 ±				
3. Pick one: 区 Property Tax	Payments	OR 🗆 E	Boundary Agreement	
a. Annual town property tax of	n territory to be annexed:	a. Title	of boundary agreement _	
\$_907.22		b. Yea	r adopted	
b. Total that will be paid to To	wn	c. Parti	icipating jurisdictions	
(annual tax multiplied by 5	years): 4536.10	d. Stati	utory authority (pick one)	
c. Paid by: ☐ Petitioner ☐	City Village	□s	s.66.0307 🗆 s.66.0225	□ s.66.0301
□ Other:				
4. Resident Population:	Electors: Total:	i		
5. Approximate present land	use of territory:			
Residential:%	Recreational:% C	Commercial: _	% Industrial:	%
Undeveloped: 99%				
6. If territory is undeveloped, v	what is the anticipated use?			
Residential:%	Recreational:% C	Commercial: _	% Industrial:	%
Other:%				
Comments:	****			<del></del>
7. Has a □ preliminary or □ fi	nal plat been submitted to the	Plan Commis	sion: ☐ Yes ☐ No	
Plat Name:				
8. What is the nature of land	use adjacent to this territory i	n the city or vi	llage?	
				<del></del> ,
In the town?:Grave	8:4 4 A5			
9. What are the basic service	needs that precipitated the re	equest for ann	exation?	
□ Sanitary sewer	☐ Water supply ☐	Storm sewer	S	
□ Police/Fire protection	□ EMS □	Zoning		
Other			_	

10. Is the city/village or town capable of providing needed utility s	ervices?					
City/Village □ Yes □ No Town □	Yes 🖊	No				
If yes, approximate timetable for providing service: Cit	ty/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 term expenditures (i.e. treatment plant expansion, new lift stations, in ☐ Yes ☐ No	nterceptor sev	vers, wells, water storage facilities)?				
If yes, identify the nature of the anticipated improvements and t	their probable	costs:				
11. Planning & Zoning:						
a. Do you have a comprehensive plan for the City/Village/Town						
Is this annexation consistent with your comprehensive plan? ✓ Yes ☐ No						
b. How is the annexation territory now zoned?						
c. How will the land be zoned and used if annexed?						
12. Elections: ☐ New ward or ☐ Existing ward? Will the annexat more information, please contact the Wisconsin Election Commiss annexation checklist here: <a href="http://elections.wi.gov/forms/el-100">http://elections.wi.gov/forms/el-100</a>	tion create a n sion at (608) 2	ew ward or join an existing ward? For 266-8005, elections@wi.gov or see their				
13. Other relevant information and comments bearing upon the pu	ublic interest in	the annexation:				
Prepared by: ✓ Town ☐ City ☐ Village	Please RE	TURN PROMPTLY to:				
Name: Nobert Anderson	wimunicipa	boundaryreview@wi.gov				
Email: banderson 2 to unof vestgerting	Municipal Bo	undary Review				
Phone: 608 849 4372	PO Box 164	5, Madison WI 53701				
Date: 12 / 16 / 19	Fax: (608) 20	64-6104				
(March 2018)						

# Annexation Review Questionnaire

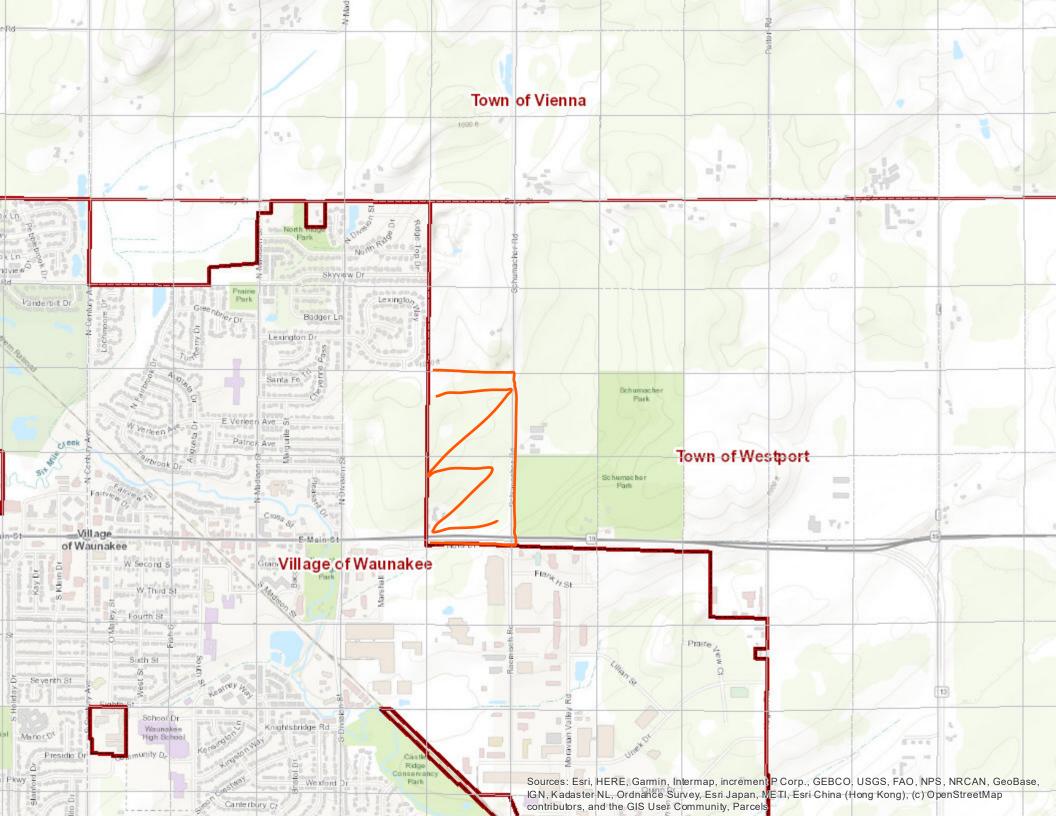
## **Wisconsin Department of Administration**

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: Breunig et al	Petition Number: 14279
Territory to be annexed: From TOWN OF WESTPORT	To VILLAGE OF WAUNAKEE
2. Area (Acres): XV. ADT	
3. Pick one: ☐ Property Tax Payments	DR Boundary Agreement COUNTAINS STIPL
a. Annual town property tax on territory to be annexed:	a. Title of boundary agreement & I NTERONORUM
\$	b. Year adopted 1990 COOPERATION AGE
b. Total that will be paid to Town	c. Participating jurisdictions WNWNKEC WEST
(annual tax multiplied by 5 years):	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: Total:	
5. Approximate <b>present land use</b> of territory:	8
Residential:% Recreational:% Con	
Undeveloped: 100 % - VNMEVELOPEM UNK	10/ H-1
6. If territory is undeveloped, what is the anticipated use?	
Residential: 12 % Recreational: 22 % Con	nmercial:% Industrial:%
Other:%	
Comments:	
7. Has a preliminary or □ final plat been submitted to the Pla	an Commission: Yes D No
Plat Name: HERITOR HILLS	**
8. What is the nature of land use adjacent to this territory in the	
COMMERCIAL INDUSTRIAL COL	THI & KESINGHTINI (WOST)
In the town?:	
9. What are the basic service needs that precipitated the requ	uest for annexation?
Sanitary sewer 💢 Water supply 💢 S	torm sewers
Police/ <del>Fire protection D</del> EMS D Z	oning
Other	

10. Is the city/village	ge or	town	сар	able of prov	viding n	eeded uti	ility se	ervices?		
City/Village	À	Yes	ı	□ No		Town		Yes		No
If yes, appro	ximat	e time	etab	le for provi	ding ser	vice:	City	//Village		Town
, 00, 0, 0, 0, 0				Sewers imn			×	J-		
				number o		-	<i>T</i> ^			_
		O1, W1		Triamber 6	i youro.		-	_		
		Water	r Su	pply immed	liately		$\not$			
		or, wr	ite ii	n number o	f years.		-	— <u>.</u>		
expenditures (i.	e. tre No	atmer	nt pla	ant expansi	on, nev	v lift statio	ons, ir	ntercepto	or se	d for annexation require capital wers, wells, water storage facilities)?
11. Planning & Zor		uro o	7 (1)	antioipato	u iiipio					
a. Do you have	•	npreh	ens	ive plan for	the Cit	v/Village/	Town	?	Ϋ́	es 🗆 No
Is this annex									Ž.	es 🗆 No
b. How is the ar							. rut	· Ho	11	CONV be sell to core ODE POUD to
c. How will the l		_								BAIRL SHOUR SPAUDIDE COLONIA
12. Elections:   more information, annexation checkl	pleas	e con	ntact	the Wiscon	nsin Ele	ction Con	nmiss	ion creat sion at (6 PROG	(80	new ward or join an existing ward? For 266-8005, <u>elections@wi.gov</u> or see their
13. Other relevant	infor	matio	n an	d commen	ts beari	ng upon t	he pu	ıblic inter	rest	in the annexation:
Prepared by:	Tow	n [	] Ci	ty 🛱 Vill	age			Please	RE	TURN PROMPTLY to:
Name:	NIT	IIN	8	JUST,				wimuni	cipa	alboundaryreview@wi.gov
Email: 0	72	·WJ	3	6 MW1	MOVI	9.992	0m	Municip	al B	oundary Review
Phone: ()	78-	85	0-	282	1		_	PO Box	164	5, Madison WI 53701
Date: 121	11	2/10	7					Fax: (60	08) 2	264-6104
(March 2018	)									







TONY EVERS
GOVERNOR
JOEL BRENNAN
SECRETARY

**Municipal Boundary Review** PO Box 1645, Madison WI 53701

Voice (608) 264-6102 Fax (608) 264-6104 Email: <a href="mailto:wimunicipalboundaryreview@wi.gov">wimunicipalboundaryreview@wi.gov</a> Web: <a href="mailto:http://doa.wi.gov/municipalboundaryreview">http://doa.wi.gov/municipalboundaryreview</a>

January 03, 2020

PETITION FILE NO. 14279

CAITLIN STENE, CLERK VILLAGE OF WAUNAKEE PO BOX 100 WAUNAKEE, WI 53597-0100 THOMAS G. WILSON, CLERK TOWN OF WESTPORT 5387 MARY LAKE RD WAUNAKEE, WI 53597-9128

Subject: BREUNIG ET AL ANNEXATION

The proposed annexation submitted to our office on December 12, 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 **VILLAGE OF WAUNAKEE**, which is able to provide needed municipal services.

Note: Please verify that the legal description call to the NE corner of the NW 1/4 of the SW 1/4 is correct, as the description states that lands being annexed are part of the NE 1/4 of the SW 1/4.

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 14279 with your ordinance.** Ordinance filing checklist available at <a href="http://mds.wi.gov/">http://mds.wi.gov/</a>, click on "Help on How to Submit Municipal Records". Email scanned copy of required materials (color scan maps with color) to <a href="make-quality-mds-wi.gov">mds@wi.gov</a> 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: <a href="http://mds.wi.gov/View/Petition?ID=2353">http://mds.wi.gov/View/Petition?ID=2353</a>
Please call me at (608) 264-6102, should you have any questions concerning this annexation review.

Sincerely,

Erich Schmidtke, Municipal Boundary Review

cc: petitioner