

PETITION FOR DIRECT ANNEXATION BY UNANIMOUS APPROVAL

The undersigned being all of the owners of the real property in the territory located in the Town of Vandebroek, County of Outagamie, Wisconsin, lying contiguous to the City of Kaukauna, County of Outagamie, Wisconsin and legally described on the attached Exhibit A and depicted on the scale map attached hereto as Exhibit B, hereby petition the Honorable Mayor and the Common Council of the City of Kaukauna to annex such territory to the City of Kaukauna, pursuant to Wisconsin Statute section 66.0217(2). The purpose of this petition for direct annexation of the territory is to obtain public services for the territory from the City.

Population

The population in the territory that is the subject of this petition is 0.

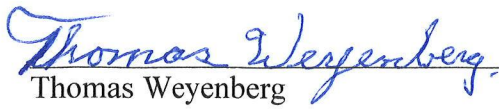
Owner

The owners of the real property are Thomas Weyenberg, Tara Hansen as Personal Representative of Estate of Sandra Butelewski, Maxine Newhouse, Glenda Kufner, Dulcie Sorenson, Kim Hauser, Tara Hansen and Jeremy J. Danke.

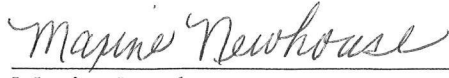
Zoning

The undersigned also petition the City to zone the property IND Industrial District consistent with Wisconsin Statute sections 66.0217(8)(a) and 62.23(7) upon annexation into the City.


[Signature Page Follows]

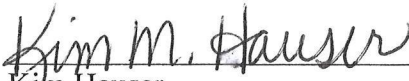

Thomas Weyenberg



Tara Hansen, Personal Representative of
Estate of Sandra Butelewski


Maxine Newhouse


Glenda Kufner


Dulcie Sorenson


Kim Hauser


Tara Hansen


Jeremy J. Danke

[SIGNATURE PAGE TO PETITION FOR DIRECT ANNEXATION BY UNANIMOUS APPROVAL]

EXHIBIT A

LEGAL DESCRIPTION OF TERRITORY TO BE ANNEXED

That part of Government Lot 1, less highway and less Jacket 10677 Image 22 Document No. 989863, in Section 14, Township 21 North, Range 18 East, in the Town of Vandebroek, Outagamie County, Wisconsin bounded and described as follows:

Commencing at the Northwest corner of the Northwest 1/4 of Section 14; thence N 89°45'22" E along the North line of the Northwest 1/4 of Section, 1366.35 feet to the Northwest corner of Government Lot 1 and the point of beginning; thence continuing along said North line, N 89°45'22" E 946.63 feet to Outagamie County Corner No. 42118110023 and the center of Evergreen Drive, a public R.O.W.; thence S 40°04'45" E. along the Southwesterly line of Lot 3 CSM 7831 1258.94 feet to the North corner of Lot 1 CSM 779; thence S 13°39'18" W, along the West line of Lot 1 CSM 779, 190.39 feet to the North line of U.S. HWY 41; thence continuing along the North line of U.S. HWY 41, Westerly 267.99 feet along the arc of a curve whose center lies to the North, whose radius is 5624.65 feet and whose chord bears S 86°46'16" W, 267.97 feet; thence continuing along said North line N 82°04'48" W. 1424.17 feet to the East R.O.W. line of Rosehill Road (C.T.H. "CC"); thence N 15°08'22" E, along said East line, 115.60 feet; thence N 00°01'00" W, continuing along said East line, 488.38 feet; thence N 07°01'18" W, continuing along said East line, 31.43 feet; thence N 00°00'02" W, continuing along said East line, 332.04 feet to the point of beginning.

Containing 1,496,347 square feet or 33.732 acres more or less.

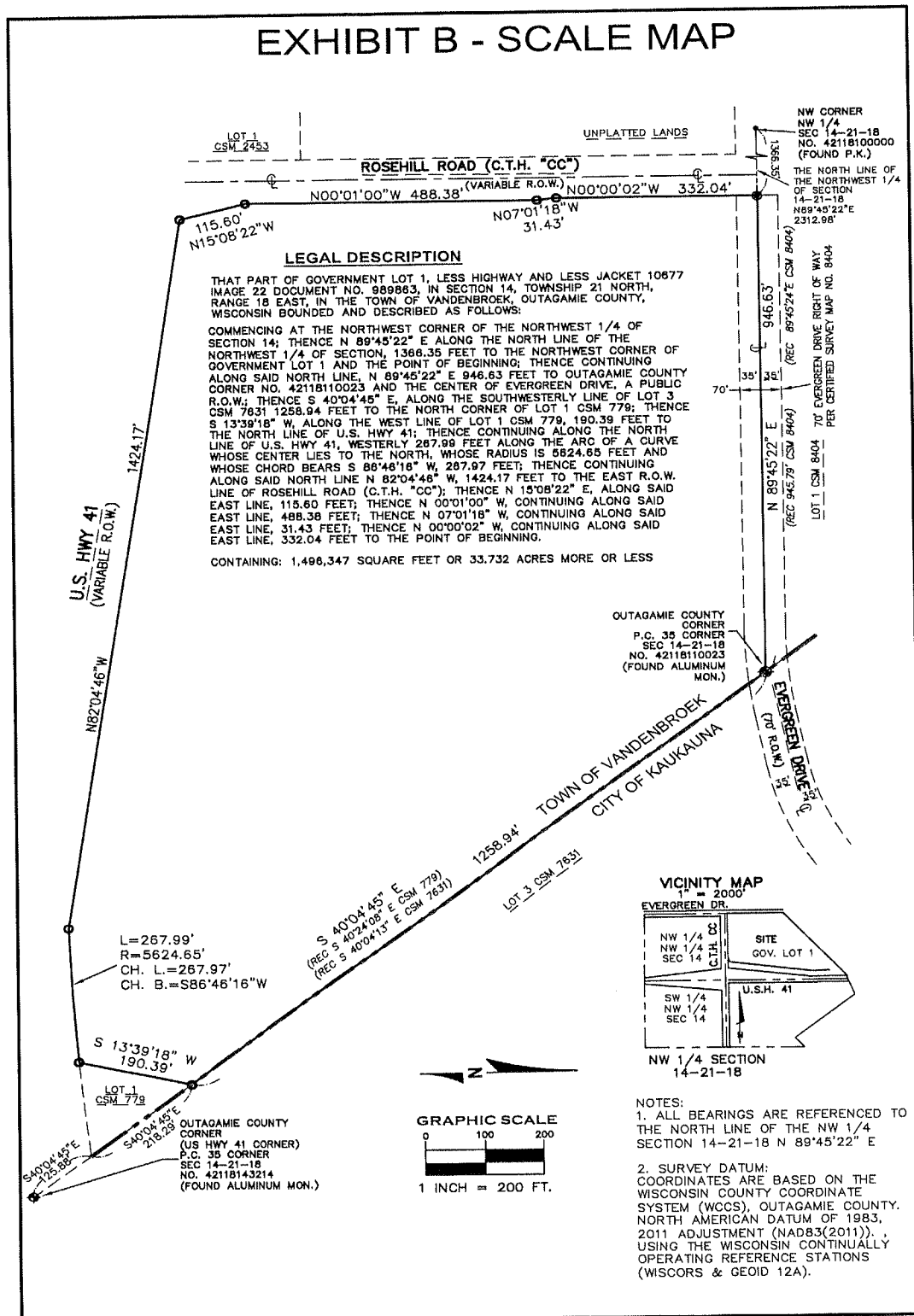
For informational purposes only:

Property Address: Situated on County Road CC, Vandebroek, WI 54130

Tax Key Number: 200027000

EXHIBIT B

SCALE MAP OF TERRITORY TO BE ANNEXED



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: **Weyenberg et al**

Petition Number: **14590**

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

2. Area (Acres): 34.28

3. Pick one: ☒ Property Tax Payments

OR

☐ Boundary Agreement

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

\$ 9.69

a. Title of boundary agreement _____

b. Year adopted _____

b. Total that will be paid to Town

(annual tax multiplied by 5 years): 48.45

c. Participating jurisdictions _____

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: _____ Total: 1627

5. Approximate **present land use** of territory:

Residential: _____ % Recreational: _____ % Commercial: _____ % Industrial: _____ %

Undeveloped: 100 %

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

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

Commercial

In the town?: Undeveloped

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:

Sanitary Sewers immediately
or, write in number of years. _____

City/Village Town

☐ ☐

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? General Ag _____

c. How will the land be zoned and used if annexed? _____

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: Cory Swedberg

Email: clerk@vandenbroekwi.gov

Phone: 920-850-1848

Date: 05/01/23

(March 2018)

Please **RETURN PROMPTLY** to:

wimunicipalboundaryreview@wi.gov

Municipal Boundary Review

PO Box 1645, Madison WI 53701

Fax: (608) 264-6104

PETITION # _____

REAL PROPERTY LISTERS ANNEXATION REVIEW

1. Territory to be annexed: 200027000	From Town of: TOWN OF BUCHANAN	To City/Village of: C OF KAUKAUNA
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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/A__ (3) Creates an island area in Township (completely surrounded by city)

__N/A__ (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.

__N/A__ (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

__N__ (7) Legend

__Y__ (8) Total area/acreage of annexation

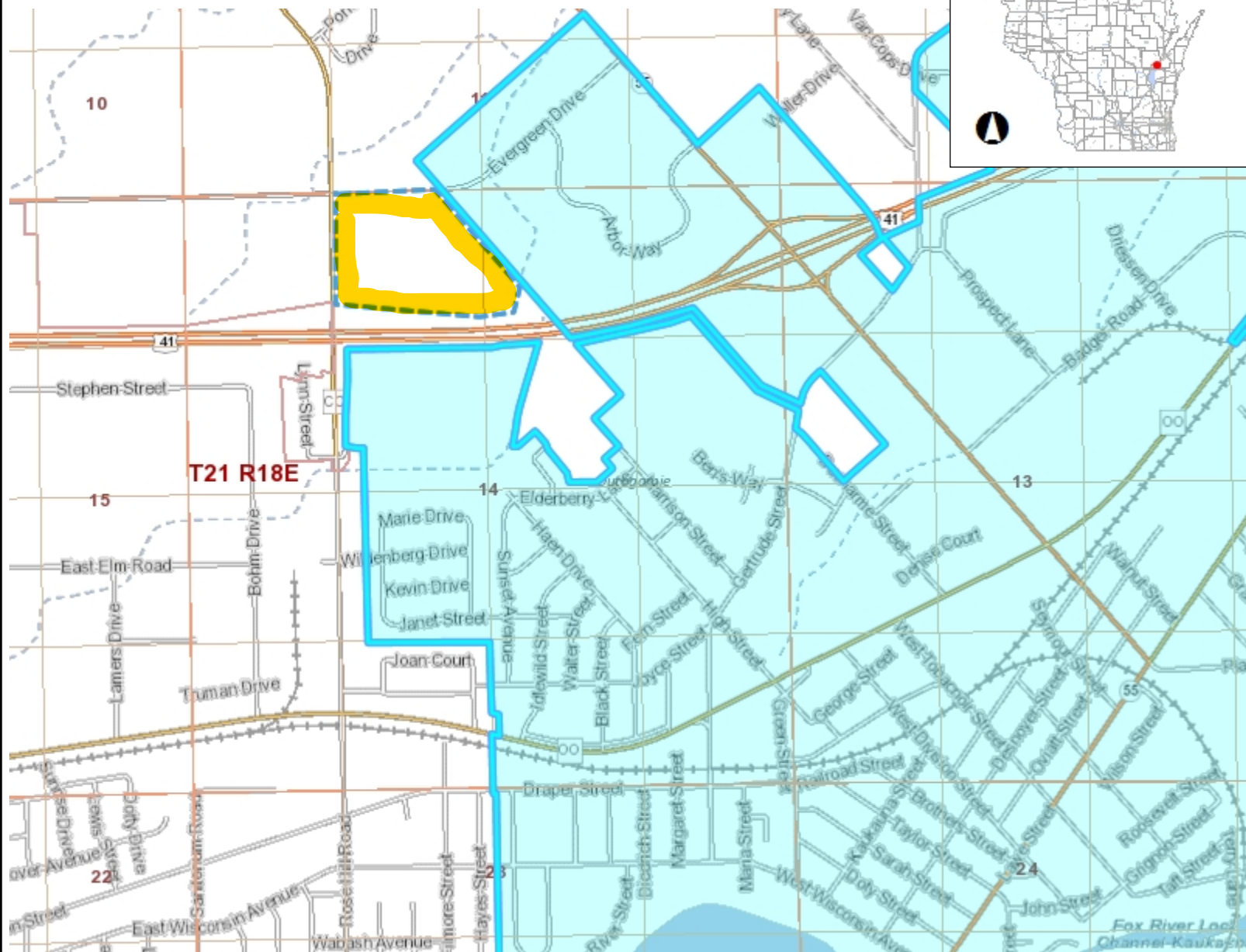
3. Other relevant information and comments:

Prepared by: TERRI A LISON _____
Title: REAL PROPERTY LISTER _____
Phone: 920-832-5665 _____
Date: 05/01/2023 _____

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



Surface Water Data Viewer Map



- 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 and Local Roads
 - County HWY
 - Local Road
 - Railroads
 - Tribal Lands
 - Rivers and Streams
 - Intermittent Streams
 - Lakes and Open water

0.5 0 0.25 0.5 Miles

NAD_1983_HARN_Wisconsin_TM

1: 15,840

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/>

Notes

Township N^o 21 N, Range N^o 18 East, 4th Mer.



Meanders of Fox River.							
Posts	Courses	Ch ^s Lk ^s	Posts	Courses	Ch ^s Lk ^s	Posts	Courses
Left bank, down stream.							
1	N 73° E	3.50		S 55° E	4.00		
	S 68° E	6.00	23	N 74° E	3.00		
	S 88° E	4.50		N 26° E	1.95		
	N 88° E	7.50		N 26° E	2.05		
	N 72° E	6.50		N 9° E	5.50		
	N 49° E	2.00		N 3° E	10.50		
	N 44° E	7.50		N 54° E	5.00		
	N 33° E	4.50	6	S 57° E	3.30		
	N 22° E	4.50					
2	N 32° E	4.00		S 84° E	5.00		
	N 38° E	4.50		N 58° E	4.50		
	N 39° E	9.00		N 55° E	11.50		
	N 83° E	1.50		N 70° E	5.00		
	N 30° E	4.00		N 51° E	6.00		
	N 8° E	4.50		N 47° E	8.00		
	N 34° E	3.50		N 42° E	7.00		
	N 50° E	9.00		N 49° E	11.50		
	N 68° E	5.00		N 62° E	12.50		
	N 81° E	6.00		N 52° E	4.50		
	S 66° E	8.00		N 62° E	6.50		
3	S 59° E	4.50		N 87° E	3.50		
				S 63° E	7.00		
			7	S 75° E	2.61		
	S 72° E	4.89					
	S 73° E	4.50		S 67° E	4.50		
	S 83° E	9.50		S 54° E	7.50		
	N 35° E	8.00		S 64° E	6.50		
	N 61° E	3.00	8	S 59° E	8.94		
	N 83° E	6.00					
	S 74° E	9.50					
	N 78° E	7.00					
	N 56° E	5.00					
	N 52° E	9.50					
	N 70° E	6.50					
	N 86° E	3.00					
	N 73° E	9.50					
4	S 56° E	3.50					
	S 73° E	8.50					
	N 72° E	7.00					
	N 45° E	10.00					
	N 78° E	4.00					
	S 74° E	5.50					
	S 64° E	2.50					
	N 82° E	3.50					
	S 47° E	14.00					
	S 34° E	6.21					
	S 68° E	5.50					
	S 44° E	5.50					
	S 22° E	6.50					
	S 70° E	7.00					
	N 86° E	4.50					
5	S 64° E	8.00					
	S 63° E	12.00					
	S 61° E	4.00					
	N 71° E	7.50					
	N 80° E	8.50					
	S 82° E	3.00					
	S 68° E	6.00					
	N 78° E	3.50					
	N 76° E	4.00					
	S 89° E	6.00					
	S 69° E	6.00					
	S 28° E	6.50					
24	S 24° E	5.50					

Total number of Acres 11,343.74					
Surveys Designated.	By Whom Surveyed.	Date of Contract.	Amount of Surveys. M. Ch ^s Lk ^s	When Surveyed.	When Charged in the Sur ^r Gen ^l 's acc ^t
Township lines.	A. G. Ellis	May 13, 1843	13. 77. 32	June 1843	1 st Qr. 1844
Subdivisions.	John Baunister	August 10 th 1843	38. 72. 54	4 th Qr. 1843	4 th Qr. 1844

The above Map of Township N^o 21 North, of Range N^o 18 East of the 4th Principal Meridian, Wisconsin Territory is strictly conformable to the field notes of the survey thereupon filed in this Office, which have been examined and approved.

Surveyor General's Office, *Geo. H. Jones* Sur^r Gen^l.
 Dubuque July 29th 1847.



TONY EVERS

GOVERNOR

KATHY BLUMENFELD

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>

May 17, 2023

PETITION FILE NO. 14590

SALLY KENNEY, CLERK
CITY OF KAUKAUNA
PO BOX 890
KAUKAUNA, WI 54130-0890

CORY SWEDBERG, CLERK
TOWN OF VANDENBROEK
W2030 COUNTY ROAD JJ
KAUKAUNA, WI 54130-9419

Subject: WEYENBERG ET AL ANNEXATION

The proposed annexation submitted to our office on April 28, 2023, 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 Kaukauna, which is able to provide needed municipal services.

Note: it appears this annexation may create a functional island of town territory. Creation of town islands by annexation is prohibited by s. 66.0221, Wis. Stats.

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 14590 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=2664>

Please call me at (608) 264-6102, should you have any questions concerning this annexation review.

Sincerely,

Erich Schmidtke, Municipal Boundary Review

cc: petitioner