Request for Annexation Review

Wisconsin Department of Administration

WI Dept. of Administration
Municipal Boundary Review
PO Box 1645, Madison WI 53701
608-264-6102
wimunicipalboundaryreview@wi.gov
https://doa.wi.gov/municipalboundaryreview

Online Submittal and Payment: Instead of this form go to https://appengine.egov.com/apps/wi/dir/annexation
This will speed up the process by eliminating the time it used to take to mail the check to us.

Petitioner Information
Name: AIM Commercial Real Estate LLC (Member James Fedie)
Phone: (715) 577-6586
Email: james@lauchiterealty.com
Contact Information if different than petitioner:
Representative's Name: Mark A. Erickson, Everyday Surveying & Engineering, LLC
Phone: 715-831-0654
E-mail: mark@esellc.co
1. Town(s) where property is located: Washington
2. Petitioned City or Village: Eau Claire
3. County where property is located: Eau Claire
4. Population of the territory to be annexed: 0

Include these required items with this form:

1802422609014400002

5. Area (in acres) of the territory to be annexed: 2.24

1. \(\subseteq \text{Legal Description meeting the requirements of } \frac{\text{s.66.0217 (1) (c)}}{\text{[see attached annexation guide]}} \)

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

- 2. Map meeting the requirements of <u>s. 66.0217 (1) (g)</u> [see attached annexation guide]
- 3. Signed Petition or Notice of Intent to Circulate [see attached annexation guide]
- 4.

 Check or money order covering review fee [see next page for fee calculation]

(November 2022)

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

\$600 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

\$950 TOTAL FEE DUE (Add the Filing Fee to the Review Fee)

Include check or money order, payable to: Department of Administration

DON'T attach the check with staples, tape, ...

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 fo	or Office	Use	Only
Date fee & form received: 3-3-25	(

Payer: Everyday Surveying & Engineering

Check Number: 3/43

Check Date: 2-2/-25

Amount: \$ 950

ANNEXATION SUBMITTAL GUIDE

<u>s. 66.0217 (5)</u> 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 an	nnexed.
[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 clai	legal description of the land to be annexed. The land must be described by im, quarter-section, section, town and range in which the land lies. The land must commencing from a monumented corner of the section or quarter-section, or the ral 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 ertified survey map.
The land may NOT be described only b	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 monument	
The map must include a graphic scale.	
The map must show and identify the ex	isting municipal boundary, in relation to the parcel being annexed.
[It is beneficial to include a North arrow, as	nd identify adjacent streets and parcels on the map.]
s. 66.0217 FILING The petition must be filed with the Cler is located.	k of the annexing City or Village and with the Clerk of the Town in which the land
If the annexation is by one-half approvarequired by <u>s. 66.0217 (4)</u> .	al, or by referendum, the petitioner must post notice of the proposed annexation as

LETTER OF TRANSMITTAL		
to:	from:	
Ms. Kristina Kuzman City Clerk 203 S. Farwell Street Eau Claire, WI 54702	Sender: Mark A. Erickson	
Annexation Request for AIM Commercial Real Estate LLC	FEB 2 1 2 City of Eau C	2025
information:		
□ report□ pay request□ drawing / plan□ change order□ □	at your request for your information / use for your review / comment for your action	ria: □ mail □ express mail □ drop off □ pickup
Please note: ☐ revisions ☐ additions ☐ deletions ☐ other		20.03.29.20.20.2
Items attached: description:	revision:	date: copies:
Annexation Request Form Petition for Annexation Annexation Map Annexation Boundary Legal Description Annexation Parcel Map Numbers Annexation Narrative DOA Fee Check for Annexation – \$950		
comments:		
This transmittal is for a "Request for Annexation Review questions regarding the attached document, or if you need		ellc.co if you have any

Petition for Direct Annexation by Unanimous Approval Pursuant to Section 66.0217(2), Wisconsin Statutes

I, the undersigned, constituting all of the owners of the real property in which zero (0) electors reside in the following described territory of the Town of Washington, Eau Claire County, Wisconsin, lying contiguous to the City of Eau Claire, Eau Claire County, Wisconsin, petition the City Council of said City of Eau Claire to annex the territory described below and shown upon the attached map, as permitted by Wis. Stat. § 66.0217(2), to the City of Eau Claire, Eau Claire County, Wisconsin.

ANNEXATION LEGAL DESCRIPTION

Part of the Northwest of the Southeast, the Northeast of the Southeast, the Southeast of the Southeast, and the Southeast of the Southeast of Section 1, Township 26 North, Range 9 West, Town of Washington, Eau Claire County, Wisconsin.

Commencing at the East Quarter Corner of said Section 1;

Thence S50°04'59"W, 1697.62 feet to the South line of Lot 2 of Certified Survey Map 3446 Recorded in Volume 19 of Certified Survey Maps on Page 226 as Document Number 1172217 and the **Point of Beginning**;

Thence S42°53'45"E, 276.25 feet along said South line;

Thence S26°29'50"W, 302.69 feet to the North right-of-way of State Highway 53;

Thence N44°04'25"W, 179.78 feet along said right-of-way to the west line of the Southeast

Quarter of the Southeast Quarter of said Section 1;

Thence S1°13'05"W, 12.31 feet along said West line;

Thence N44°04'25"W, 199.27 feet along said right-of-way;

Thence N33°18'31"E, 99.51 feet to the South line of said Certified Survey Map;

Thence N50°13'32"E, 203.36 feet along said South line of Certified Survey Map and to the **Point of beginning**.

Parcel contains 97,716 square feet or 2.24 acres, more or less.

There are zero (0) persons residing in the territory.

The purpose of this annexation is to facilitate future residential development of the above-described territory.

I, the undersigned, elect that this annexation shall take effect to the fullest extent permitted by law.

Date 02-21-25

AIM Commercial Real Estate

(Member James Fedie) 909 Timber View Drive

Altoona, WI 54720

AIM Commercial Real Estate I	Parcel Information				
Parcel ID	PIN	Alternative No.	Name	Property Address	Acres
1802422609014400002	1802422609014400002	024112107000	AIM Commercial Real Estate	5079 US Highway 53	2.24

Annexation Legal Description

Part of the Northwest of the Southeast, the Northeast of the Southeast, the Southeast of the Southeast, and the Southeast of the Southeast of Section 1, Township 26 North, Range 9 West, Town of Washington, Eau Claire County, Wisconsin.

Commencing at the East Quarter Corner of said Section 1;

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Thence N33°18'31"E, 99.51 feet to the South line of said Certified Survey Map;

Thence N50°13'32"E, 203.36 feet along said South line of Certified Survey Map and to the **Point of beginning**.

Parcel contains 97,716 square feet or 2.24 acres, more or less.

S50°04'59"W 1697.62" NE/SE ununununy SE/SE SW/SE UNPLATTED LANDS

ANNEXATION MAP

Part of the Northwest of the Southeast, the Northeast of the Southeast, the Southwest of the Southeast, and the Southeast of the Southeast of Section 1, Township 26 North, Range 9 West, Town of Washington, Eau Claire County,

NORTH VICINITY MAP NOT TO SCALE

LEGAL DESCRIPTION:

LEGEND

PUBLIC LAND SURVEY MONUMENT

Part of the Northwest of the Southeast, the Northwest of the Southeast, the Southeast of the Southeast of the Southeast of Section 1. Township 26 North, Range 9 West, Town of Washington, Enu Claire County, Wisconsin.

Communicing the Ear Quarter Course of said Section 1:

Theres \$559'015'9'W, 1997.26 East to the South line of Lot of 2 Geriffed Survey. Map 3446 Recorded in Volume 19 of Certified Survey. Map 3446 Recorded in Volume 19 of Certified Survey. Map 3446 Recorded in Volume 19 of Certified Survey. Map 3446 Recorded in Volume 19 of Certified Survey. Map 3446 Recorded in Volume 19 of Certified Survey. Map 346 Recorded in Map 346 Recorded in Volume 19 of East Recorded Information 19 of Certified Survey. Map 346 Recorded Information 19 of State Highway 53:

Theres \$249'99'99'W, 1997.87 feet along said right-of-way to the west line of the Southeast Quarter of ast Section 11.

Theres \$119.05'W, 1997.87 feet along said right-of-way:

Theres \$139'19'91', 79.51 feet along said right-of-way:

Theres \$139'19'91', 79.51 feet along said South line of Certified Survey Map.

Theres \$159'19'91', 79.51 feet along said South line of Certified Survey Map and to the Peint of beginning.

Parcel contains 97,716 square feet or 2.24 acres, more or less.

EVERYDAY SURVEYING & ENGINEERING 711 S HILLCREST PARKWAY ALTOONA, WI 54720 PH: (715) 831-0654 • EMAIL: INFO@ESELLC.CO





PLSS Corners

Service Other

ANNEXATION PETITION NARRATIVE

Lands currently within the Town of Washington, Eau Claire County, Wisconsin.

Purpose:

The petitioners desire to annex 1 parcel of their ownership to the City of Eau Claire to allow future mixed used commercial and residential development to have sanitary sewer and water main services when the City makes the services available.

This will be direct annexation by unanimous approval.

The total area of the parcel of land requested to be annexed is 2.24 acres and currently has zero (0) residents. Eau Claire County has a total population of 105,710 as of 2020.

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

This annexation is contiguous to the City of Eau Claire and a logical extension of compact development fronting along Interstate I-94. The location is immediately adjacent to multifamily development in the City. Extension of City water and sewer are available and planned to continue west. Future Lorch Avenue right-of-way and bike path extensions to the west have been reserved on recorded certificate of survey maps. The City is able to serve this site with City services very effectively, and therefore the private property owner's annexation desire for urban development is a sound request. The property is within the City's urban Sewer Service Area boundary.

The Department advisory review is based upon the statutory definition of "public interest" s. 66.0217(6), Wis. Stats. That definition includes two factors: 1. "Whether the governmental services, including zoning, to be supplied to the territory could <u>clearly</u> be better supplied by the town..." and 2. the "shape of the proposed annexation and homogeneity of the territory with the annexing... city". s. 66.0217(6)(c), Wis. Stats.

In this case the town offers limited local governmental services, no law enforcement, no proximate park, trail, sidewalk network, or comparable pedestrian system, and no public water or sanitary sewer services. The property is immediately adjoining the City which offers all of these municipal services along with a full time fire and paramedic service. Zoning and anticipated use of this private property unanimously petitioned by the owner to exercise property rights within the City of Eau Claire is consistent with the City's Comprehensive Plan, a joint planning agreement entered into by the City and Town that "anticipates" land within the Sewer Service Area to annex and obtain municipal services, and it is likely to provide the diverse, inclusive housing and job growth needed in the Eau Claire community and in our state.

Also of note, a petition for incorporation for a part of the Town of Washington was dismissed by the court prior to the City's receipt of the annexation petition (see Eau Claire County case number 24CV498). Petitioners in that case filed a notice of withdrawal of the petition of incorporation on 2/3/2025, and the court entered dismissal of the petition for incorporation on 2/21/2025. Although the City received the petition for annexation on the same day as the dismissed petition for incorporation, 2/21/2025, the petition for annexation was in fact received by the City after the court had already entered dismissal of the petition for incorporation earlier that day.

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: AIM Commercial	Real Estate		Per	tition Number: 14741
1. Territory to be annexed:	From TOWN OF WASHINGT	TON	To CITY OF EAU CLAIR	=
2. Area (Acres): <u>+/-2-24</u>				
3. Pick one: ☐ Property Tax	Payments	OR 🗆 E	Boundary Agreement	
a. Annual town property tax o	n territory to be annexed:	a. Title	of boundary agreement _	
\$		b. Yea	r adopted	
b. Total that will be paid to To	own	c. Part	icipating jurisdictions	
(annual tax multiplied by 5	years):	d. Stat	utory authority (pick one)	
c. Paid by: ☐ Petitioner ☐	City □ Village		s.66.0307 🗆 s.66.0225	□ s.66.0301
□ Other:				
4. Resident Population:	Electors: Total:	-0		
5. Approximate present land	use of territory:	Value Co.		
Residential: 70 %	Recreational:%	Commercial: _	% Industrial:	%
Undeveloped: 30 %				
6. If territory is undeveloped,	what is the anticipated use?	Sidesaria de Salaria		
Residential:% Recreational:% Commercial:% Industrial:%			%	
Other:%				
Comments:				
7. Has a □ preliminary or □ f	final plat been submitted to the	e Plan Commis	sion: □ Yes ⊠ No	
Plat Name:				·····
	use adjacent to this territory	in the city or v	illage?	
Commercial / Resi	dential			
In the town?: <u>(pwww</u>	rdul			
9. What are the basic service needs that precipitated the request for annexation?				
☑ Sanitary sewer	☑ Water supply ☑	Storm sewe	rs	
Police/Fire protection	⊠ EMS ⊠	Zoning		
Other				

<u> </u>			
10. Is the city/village or town capable of providing needed utility services?			
City/Village 🏗 Yes □ No Town □	IYes 1∕D No		
If yes, approximate timetable for providing service: C	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 te	ritory proposed for appeaation require capital		
expenditures (i.e. treatment plant expansion, new lift stations,			
☐ Yes ☐ No	,		
If yes, identify the nature of the anticipated improvements and	their probable costs:		
11. Planning & Zoning:	trieli probable costs.		
a. Do you have a comprehensive plan for the City/Village/Tow	1		
Is this annexation consistent with your comprehensive plan	? DAYes □ 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 annexa	ntion create a new ward or join an existing ward? For		
more information, please contact the Wisconsin Election Commission checklist here: http://elections.wi.gov/forms/el-100			
amount of the first of the firs			
13. Other relevant information and comments bearing upon the	oublic interest in the annexation:		
See Afachmet			
Prepared by: ☐ Town ☒ City ☐ Village	Please RETURN PROMPTLY to:		
	wimunicipalboundaryreview@wi.gov		
NAME AND ADDRESS OF THE PARTY O	Municipal Boundary Review		
Chartere en och inchi	· •		
	PO Box 1645, Madison WI 53701		
Date: 3/12/2025	Fax: (608) 264-6104		
(March 2018)			

Annexation Review Questionnaire

Wisconsin Department of Administration

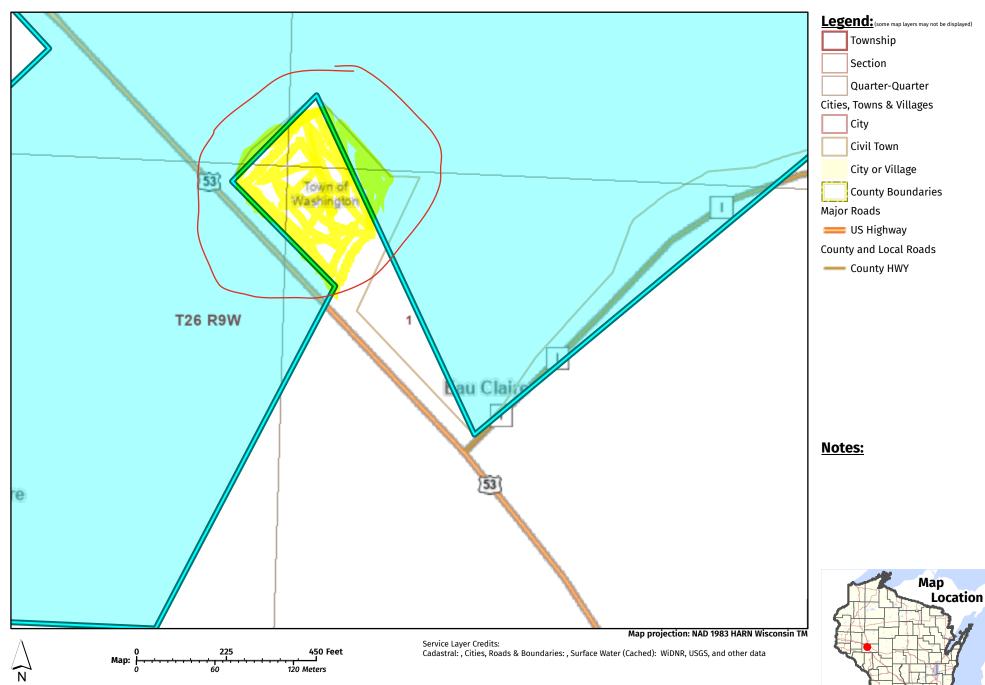
WI Dept. of Administration
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Madison WI 53701
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http://doa.wi.gov/municipalboundaryreview

Petitioner: AIM Commercial Real Estate	Petition Number: 14741		
1. Territory to be annexed: From TOWN OF WASHINGTON	To CITY OF EAU CLAIRE		
2. Area (Acres): 2.31			
	DR ☐ Boundary Agreement		
a. Annual town property tax on territory to be annexed:	a. Title of boundary agreement		
\$ 362.28	b. Year adopted		
	c. Participating jurisdictions		
b. Total that will be paid to Town			
(annual tax multiplied by 5 years): 1,8/1.40	d. Statutory authority (pick one)		
c. Paid by: ☐ Petitioner	☐ s.66.0307 ☐ s.66.0225 ☐ s.66.0301		
☐ Other:			
4. Resident Population: Electors:Ø Total:	8		
5. Approximate present land use of territory:			
Residential:% Cor	nmercial:% Industrial:%		
Undeveloped:%			
6. If territory is undeveloped, what is the anticipated use?			
Residential:% Recreational:% Commercial:% Industrial:%			
Other:%			
Comments:			
7. Has a □ preliminary or □ final plat been submitted to the Pl	an Commission: □ Yes □ No		
Plat Name:			
8. What is the nature of land use adjacent to this territory in the Commercial	the city or village?		
In the town?: Commercial			
9. What are the basic service needs that precipitated the req	uest for annexation?		
☑ Sanitary sewer	Storm sewers		
☐ Police/Fire protection ☐ EMS ☐ 2	Zoning		
Other			

	· · · · · · · · · · · · · · · · · · ·		
10. Is the city/village or town capable of providing needed utility services?			
City/Village X 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	3 0		
or, write in number of years.			
Will provision of sanitary sewers and/or water supply to the to	erritory proposed for annexation require capital		
expenditures (i.e. treatment plant expansion, new lift stations	s, interceptor sewers, wells, water storage facilities)?		
☐ Yes ☐ No			
If yes, identify the nature of the anticipated improvements an	nd their probable costs:		
11. Planning & Zoning:			
a. Do you have a comprehensive plan for the City/Village/To	own? ជ Yes □ No		
Is this annexation consistent with your comprehensive pla			
15 tills attrickation condictors many jest compressions			
b. How is the annexation territory now zoned?Comme	ercial		
D. How is the annexation territory now 2016d.	TVIVA		
we will be the search and the proceed?			
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-10	<u>00</u>		
13. Other relevant information and comments bearing upon the public interest in the annexation:			
Parcel currently has onsite well + septic capabilities			
,			
	Diagon PETURN PROMPTI V to:		
Prepared by:	Please RETURN PROMPTLY to:		
Name: Aleta Kauffman	wimunicipalboundaryreview@wi.gov		
Email: Kauffman o town of washington who	Municipal Boundary Review		
Phone: 7 ₁ 5-834-3257	PO Box 1645, Madison WI 53701		
Date: 3/6/2025	Fax: (608) 264-6104		
(March 2018)			

(March 2018)





Township Nº 26 N; Range Nº 9 West 4th Mer. Meanders of Posts Courses Chalk. Posts Courses Chalk. Posts Courses Chalk. 2839.87 A 43.70 A43.05 A42.40 2 A42.40 242.44 A 43.17 A43.90 A44.63 2 A44.49 A43.50 A42.00 A42.00 A42.00 A42.00 A42.00 A42.00 A42.00 A42.00 A630.06 A. 160. Sec.12. 2607.20 A. 160. Sec.13. Sec. 17 Sec.16. Sec. 15. A. 160. Sec.23. 2600.30 A. 160. A. 160. Sec.25. Sec. 26. A606.30 A. 160. A. 160. Sec. 35. Sec.36. Sec.32. Sec. 33. A. 160. £38.83 Total number of Acres. 22,930. 24

nount of Surveys When Surveyed When pd for and che in the Sur! Gen Is acc. The above Map, of Township NO) 26 North of Runge NO) 9 West of the 4the Principal Meridian Wisconsin is strictly conformable to the field notes of the survey thereof on file in this Office, which have been examined and approved. Surveys Designated By Whom Surveyed Date of Contract Amount of Surveys When Surveyed Seo. Ord Karrick July 18th 1848 Township lines Henry Maddin Septr 8 th 1849 59 . 66 . 28 October 1849 Subdivisions

Surveyor General's Office, Dubuque may 8th 1850.



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

March 24, 2025

PETITION FILE NO. 14741

KRISTINA KUZMA, CLERK CITY OF EAU CLAIRE PO BOX 5148 EAU CLAIRE, WI 54702-5148 JANELLE HENNING, CLERK TOWN OF WASHINGTON 5750 OLD TOWN HALL ROAD EAU CLAIRE, WI 54701-8948

Subject: AIM COMMERCIAL REAL ESTATE ANNEXATION

The proposed annexation submitted to our office on March 03, 2025, 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 Eau Claire, which is able to provide needed municipal services.

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 14741 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=2815
Please call me at (608) 264-6102, should you have any questions concerning this annexation review.

Sincerely,

Erich Schmidtke, Municipal Boundary Review

cc: petitioner