

The State of Wisconsin

Office of the Secretary of State

CITY 132

CITY OF MENASHA

COUNTY OF CALUMET

ANNEXATION ORDINANCE NUMBER 0-32-2001

FILED DECEMBER 26, 2001

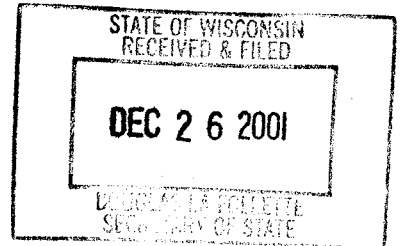


C132

City of Menasha • Office of the City Clerk

December 20, 2001

Annexations and Railroads
Division of Government Records
Office of the Secretary of State
P.O. Box 7848
Madison, WI 53707-7848



RE: Waverly LLC Annexation – City of Menasha

Gentlemen:

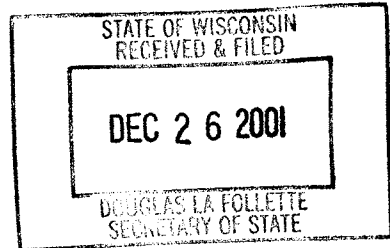
Enclosed please find a certified copy of the ordinance, certificate, and plat for the above.

This action was officially approved by the City of Menasha Common Council at a regular meeting on December 17, 2001. The ordinance will be published in the official City newspaper on December 28, 2001.

Sincerely,

Joan Smogoleski
Joan Smogoleski
City Clerk

Enc.



O - 32 - 2001

AN ORDINANCE RELATING TO THE ANNEXATION OF CERTAIN PROPERTY TO THE CITY OF MENASHA, WISCONSIN (Waverly LLC Annexation)

Introduced by Mayor Joseph F. Laux

The Common Council of the City of Menasha does ordain as follows:

SECTION 1: Territory Annexed. (Direct Annexation) In accordance with Sec. 66.021(2) Wis. Stats., and the Petition for Direct Annexation filed with the City Clerk on the 14th day of December, 2001, signed by the all of the owners of land in the territory, the following described territory in the Town of Harrison, Calumet County, Wisconsin, is annexed to the City of Menasha, Calumet County, Wisconsin.

Legal description:

Legal description on Petition for Direct Annexation which is attached and made a copy of this ordinance.

Number of persons residing on this property: 0.

SECTION 2: Effect of Annexation. From and after the date of this Ordinance, the territory described in Section 1 shall be a part of the City of Menasha for any and all purposes provided by law and all persons coming or residing within such territory shall be subject to all ordinances, rules and regulations governing the City of Menasha.

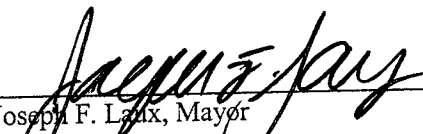
SECTION 3: Pending the recommendation of the Planning Commission, the temporary classifications and regulations for the zoning of the annexed area is designated C-2, General Commercial.

SECTION 4: Aldermanic District Designation. The territory described in Section 1 of this Ordinance is hereby made a part of Aldermanic District 8, Ward 11, subject to the ordinances, rules and regulations of the City governing wards and aldermanic districts.


SECTION 5: Severability. If any provision of this Ordinance is invalid or unconstitutional, or if the application of this Ordinance to any person or circumstance is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions or applications of this Ordinance which can be given effect without the invalid or unconstitutional provision or application.

SECTION 6: This Ordinance shall become effective upon its passage and publication as provided by law.

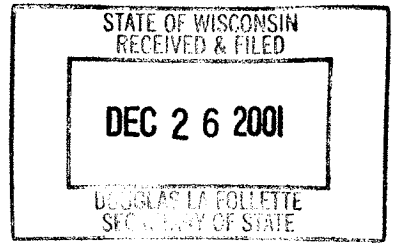
Passed and approved this 17th day of December, 2001.



Joseph F. Laux, Mayor

ATTEST: 

Joan Smogoleski, City Clerk



PETITION FOR DIRECT ANNEXATION

Waverly Beach, L.L.C., the owner of all the land in area in the following territory of the Town of Harrison, Calumet County, Wisconsin, petitions the Honorable Mayor and Common Council of the City of Menasha to annex the territory described below and shown on the attached scale map to the City of Menasha, Calumet County, Wisconsin:

Legal description:

PARTS OF THE NORTHWEST 1/4 AND NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF FRACTIONAL SECTION 18, TOWN 20 NORTH, RANGE 18 EAST, TOWN OF HARRISON, CALUMET COUNTY, WISCONSIN DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 18;

THENCE SOUTH 01 DEGREE 27 MINUTES 21 SECONDS WEST, ALONG THE WEST LINE OF SAID NORTHWEST 1/4, A DISTANCE OF 300.00 FEET;

THENCE SOUTH 84 DEGREES 51 MINUTES 09 SECONDS EAST, 321.10 FEET TO THE POINT OF BEGINNING;

THENCE, CONTINUING SOUTH 84 DEGREES 51 MINUTES 09 SECONDS EAST, 1373.14 FEET;

THENCE SOUTH 01 DEGREE 27 MINUTES 21 SECONDS WEST, 591.76 FEET;

THENCE, ALONG THE NORTH RIGHT OF WAY LINE OF U.S.H. "10" AND S.T.H. "114", NORTH 84 DEGREES 34 MINUTES 51 SECONDS WEST, 50.87 FEET;

THENCE, CONTINUING ALONG SAID NORTH RIGHT OF WAY LINE, 563.20 FEET ALONG AN ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 5779.57 FEET WITH A CHORD WHICH BEARS NORTH 87 DEGREES 22 MINUTES 21.0 SECONDS WEST, 562.98 FEET;

THENCE, CONTINUING ALONG SAID NORTH RIGHT OF WAY LINE, SOUTH 89 DEGREES 50 MINUTES 09 SECONDS WEST, 985.23 FEET;

THENCE, ALONG THE EAST RIGHT OF WAY LINE OF SAID U.S.H. "10", NORTH 45 DEGREES 15 MINUTES 46 SECONDS WEST, 64.05 FEET;

THENCE, ALONG SAID EAST RIGHT OF WAY LINE, NORTH 01 DEGREE 35 MINUTES 18 SECONDS EAST, 162.87 FEET;

THENCE, ALONG SAID EAST RIGHT OF WAY LINE, NORTH 08 DEGREES 27 MINUTES 07 SECONDS EAST, 40.55 FEET;

THENCE NORTH 84 DEGREES 45 MINUTES 48 SECONDS EAST, 271.31 FEET;

THENCE NORTH 01 DEGREE 27 MINUTES 21 SECONDS EAST, 414.39 FEET TO THE POINT OF BEGINNING;

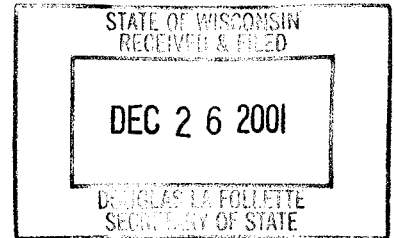
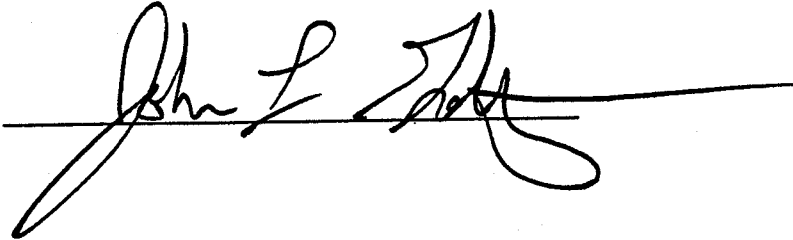
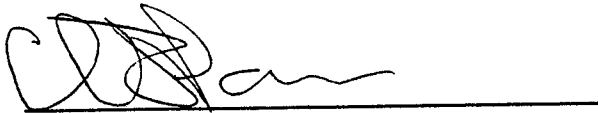
Said parcel contains 21.36 acres.

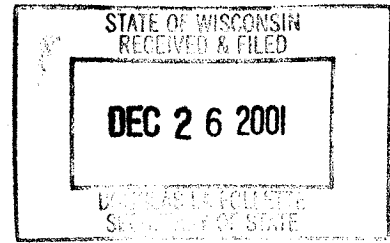
No persons reside at this property.

Waverly Beach, L.L.C. elects that this annexation shall take effect to the full extent consistent with outstanding priorities of other annexation, incorporation or consolidation proceedings, if any.

Dated this 19 day of December 2001.

Waverly Beach, L.L.C





CERTIFICATION OF CLERK

I, Joan Smogoleski, duly appointed City Clerk of the City of Menasha, Winnebago and Calumet Counties, Wisconsin, do hereby certify that the attached Ordinance (O-32-01—An Ordinance Relating to the Annexation of Certain Property to the City of Menasha, Wisconsin {Waverly LLC Annexation}), is a true and compared copy of an ordinance adopted by the Mayor and Common Council of said City at a regular meeting held December 17, 2001.

I further certify that I have compared said copy with the original of same and have found it to be a true and correct copy thereof.

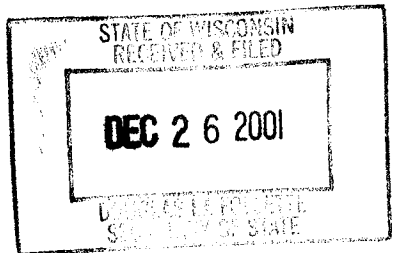
Dated at Menasha, Wisconsin this 20th day of December, 2001.

CITY OF MENASHA

A handwritten signature in cursive script that reads "Joan Smogoleski".

Joan Smogoleski
City Clerk

(City Seal)



City of Menasha • Office of the City Clerk

CERTIFICATE OF ANNEXATION

I, Joan Smogoleski, City Clerk of the City of Menasha, Winnebago and Calumet Counties, State of Wisconsin, **do hereby certify** that the following described property was annexed from the Town of Harrison, County of Calumet, to the City of Menasha, County of Calumet pursuant to Section 66.021(12) of the Wisconsin Statutes by an ordinance (Ordinance O-32-01) adopted by the Common Council of the City of Menasha at a regular meeting held December 17, 2001.

Parts of the Northwest ¼ and Northeast ¼ of the Northwest ¼ of Fractional Section 18, Town 20 North, Range 18 East, Town of Harrison, Calumet County, Wisconsin described as follows:

Commencing at the Northwest Corner of Said Section 18;

Thence South 01 Degree 27 Minutes 21 Seconds West, Along the West Line of Said Northwest ¼, A Distance of 300.00 Feet;

Thence South 84 Degrees 51 Minutes 09 Seconds East, 321.10 Feet To the Point of Beginning.

Thence, Continuing South 84 Degrees 51 Minutes 09 Seconds East, 1373.14 Feet;

Thence South 01 Degree 27 Minutes 21 Seconds West, 591.76 Feet;

Thence, Along the North Right of Way Line of U.S.H. "10" and S.T.H. "114", North 84 Degrees 34 Minutes 51 Seconds West, 50.87 Feet;

Thence, Continuing Along Said North Right of Way Line, 563.20 Feet Along An Arc of A Curve to the Left Having A Radius of 5779.57 Feet With A Chord Which Bears North 87 Degrees 22 Minutes 21.0 Seconds West, 562.98 Feet;

Thence, Continuing Along Said North Right of Way Line, South 89 Degrees 50 Minutes 09 Seconds West, 985.23 Feet;

Thence, Along the East Right of Way Line of Said U.S.H. "10" North 45 Degrees 15 Minutes 46 Seconds West, 64.05 Feet;

Thence, Along Said East Right of Way Line, North 01 Degree 35 Minutes 18 Seconds East, 162.87 Feet;

Thence, Along Said East Right of Way Line, North 08 Degrees 27 Minutes
07 Seconds East, 40.55 Feet;


Thence North 84 Degrees 45 Minutes 48 Seconds East, 271.31 Feet;

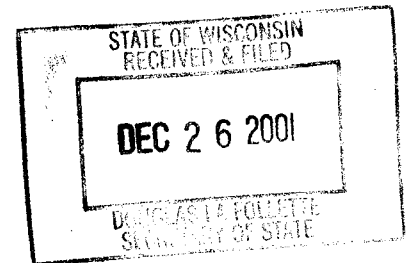
Thence North 01 Degree 27 Minutes 21 Seconds East, 414.39 Feet to the
Point of Beginning.

Said parcel contains approximately 21.36 acres.

I further certify that the plat attached hereto is a true and correct plat of the territory
annexed and that the boundaries of the Eighth Aldermanic District, Ward 11, have been
extended to include the above description and at the time of the original annexation there
were zero (0) residents in population in said territory.

Dated at Menasha, Wisconsin this 20th day of December, 2001.


Joan Smogoleski, City Clerk

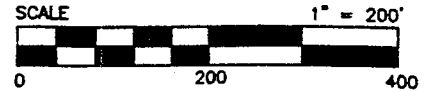


REFERENCE DRAWING

PROPOSED ANNEXATION TO THE CITY OF MENASHA

22A WAVERLY BEACH SHELL LLC 21.36 ACRES

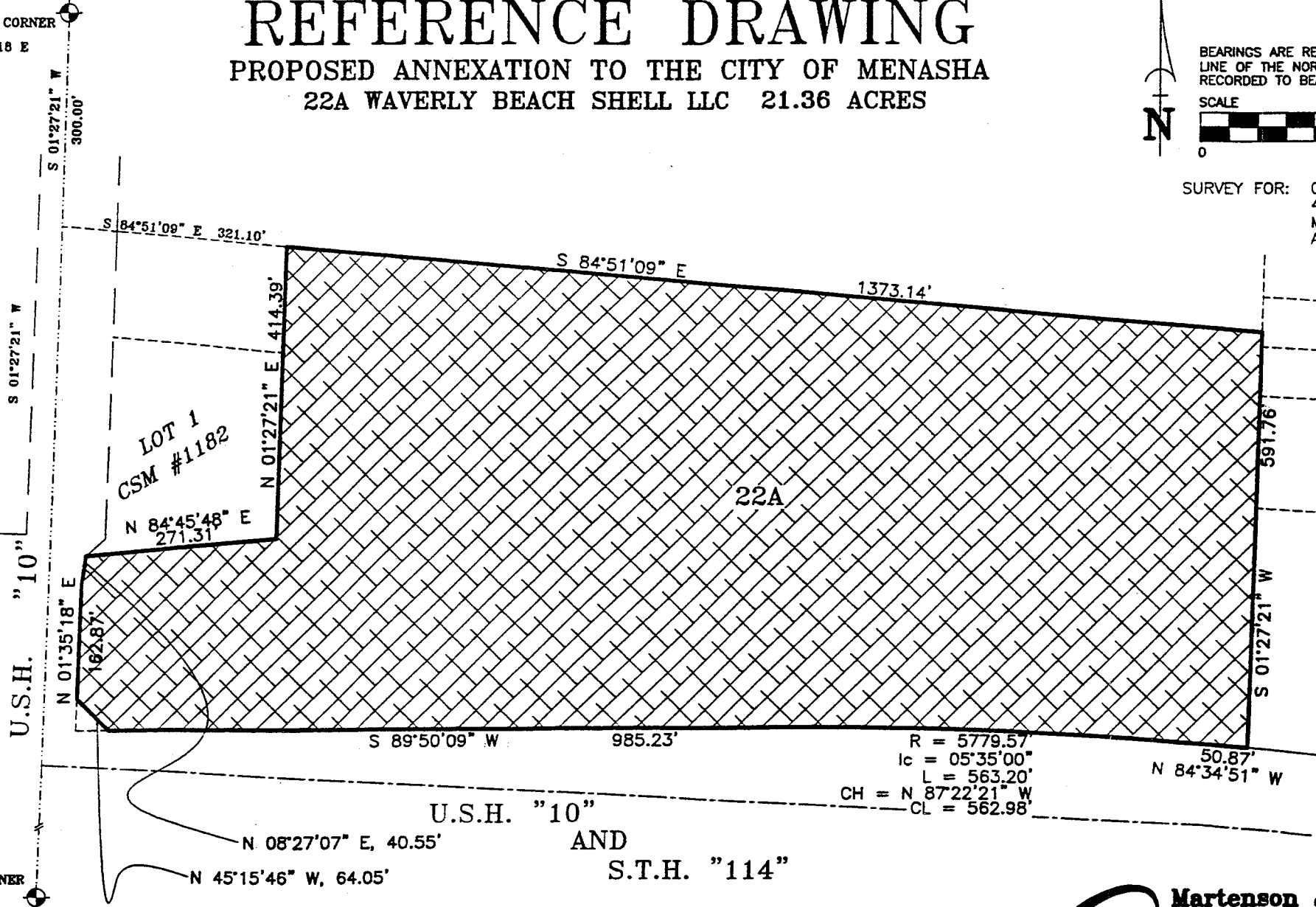
BEARINGS ARE REFERENCED TO THE WEST
LINE OF THE NORTHWEST 1/4, SECTION 18,
RECORDED TO BEAR S 01°27'21" W



SURVEY FOR: CITY OF MENASHA
410 MAIN STREET
MENASHA, WI 54952
ATTN: MARK RADTKE

STATE OF WISCONSIN
RECEIVED & FILED
DEC 26 2001
DEPT. OF REVENUE
REGISTRY OF DEEDS

NORTHWEST CORNER
SECTION 18
T 20 N, R 18 E



MEANDER CORNER
FOR WEST 1/4 CORNER
SECTION 18
T 20 N, R 18 E



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