

The State of Wisconsin

Office of the Secretary of State

CITY 6

CITY OF WEST BEND

COUNTY OF WASHINGTON

ANNEXATION ORDINANCE NUMBER 2446

FILED OCTOBER 28, 2002



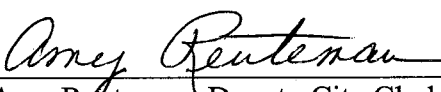
C-6

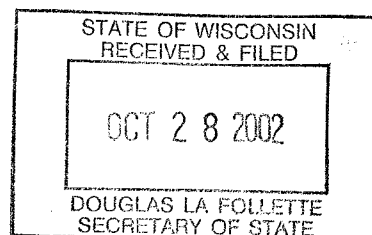
CERTIFICATION

I, Amy Reuteman, Deputy City Clerk of the City of West Bend, Wisconsin, do hereby certify that the attached is a true and correct copy of Ordinance No. 2446, Attaching Property Within the G-2 Portion of the Boundary Agreement Area Under the Cooperative Boundary Plan between the City of West Bend and the Town of West Bend (Hackbarth, Debroux, & Zingler - 3 Lots at Rusco Dr. & "G"), introduced at a meeting of the Common Council held on the 26th day of August, 2002 approved and recorded in the minutes of said meeting.

In testimony thereof, I hereunto set my hand and the seal of the City of West Bend, Wisconsin this 30th day of September, 2002.

SEAL


Amy Reuteman, Deputy City Clerk



Location Address: 1115 South Main Street • West Bend, WI 53095
Mailing Address: P.O. Box 1975 • West Bend, Wisconsin, 53095-9975

**ORDINANCE NO. 2446
2002 – 2003 COMMON COUNCIL**

**ATTACHING PROPERTY WITHIN THE G-2 PORTION OF
THE BOUNDARY AGREEMENT AREA
UNDER THE COOPERATIVE BOUNDARY PLAN BETWEEN
THE CITY OF WEST BEND AND THE TOWN OF WEST BEND
(HACKBARTH, DEBROUX & ZINGLER – 3 LOTS AT RUSCO DR. & "G")**

RECITALS:

WHEREAS, the Town of West Bend and the City of West Bend entered into a Cooperative Boundary Plan on October 29, 2001, pursuant to Section 66.0307, Wis. Stats., and;

WHEREAS, the Wisconsin Department of Administration approved the Cooperative Boundary Plan on May 23, 2002, which is the Plan's effective date, and;

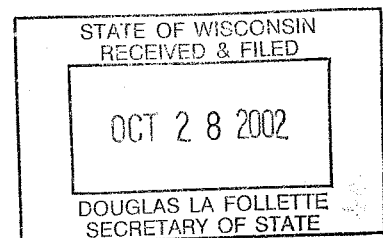
WHEREAS, the Cooperative Boundary Plan provides in Section 4, a process by which property owners within the G-2, A, B, C or D areas of the Boundary Adjustment Area may detach from the Town of West Bend and attach to the City of West Bend before the boundary is finalized on December 31, 2011, and;

WHEREAS, the City of West Bend Clerk received a petition from the owners of the properties located at:

2534 Rusco Dr.
West Bend, WI 53095
Tax Key No. T13 0490 900

2522 Rusco Dr.
West Bend, WI 53095
Tax Key No T13 0490 800

5337 Cty Hwy G
West Bend, WI 53095
Tax Key No. T13 0491



petitioning for attachment to the City of West Bend as shown on the attached petition and map, and;

WHEREAS, the City of West Bend Clerk reviewed the petition and the property description and verified that the subject property is within the portion of the Boundary Adjustment Area eligible for detachment during the duration of the Plan, and;

WHEREAS, the Common Council of the City of West Bend has submitted the petition for attachment to the City Plan Commission for its review, consideration and recommendation.

WHEREAS, the Plan Commission of the City of West Bend recommended RS-1 Single-Family Residential as temporary zoning.

ORDINANCE:

THEREFORE, the Common Council of the City of West Bend, Washington County, Wisconsin, do ORDAIN as follows:

1. The land subject to the petition for attachment meets all applicable requirements and conditions required under the Cooperative Plan, and hereby attaches the parcel to the City of West Bend.
2. The territory hereby attached is added to the 4th Aldermanic District.
3. The territory hereby attached is added to the 8th Ward.
4. The attached territory is assigned temporary RS-1 Single-Family Residential District zoning as recommended by the Planning Commission
5. The City Clerk is to forward a certified copy of this Ordinance to the Town of West Bend Clerk forthwith.

Passed by a vote of at least two-thirds (2/3) of the entire Common Council and approved the 26th day of August, 2002.

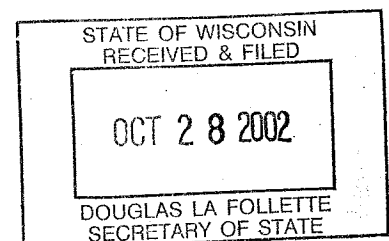
Introduced by Alderperson Glenn Goodearle, on the 26th day of August, 2002.

Michael R. Miller, Mayor
City of West Bend

Attest: Barbara Barringer, City Clerk

Published the 4th day of September, 2002.

Approved as to legality: Mary Binkowski, City Attorney



**TOWN OF WEST BEND - CITY OF WEST BEND
PETITION FOR DETACHMENT AND ATTACHMENT
OF PROPERTY WITHIN THE G-2, A, B, C & D AREAS OF
BOUNDARY ADJUSTMENT AREA**

TO: The Town Board of the Town of West Bend, Washington County, Wisconsin, and
the Common Council of the City of West Bend, Washington County, Wisconsin

We, the undersigned, being the owners of the land described within this petition, hereby petition the Town of West Bend for detachment and the City of West Bend for attachment of the real estate described on the attached Exhibit A presently located within the Town of West Bend, the street addresses and tax key numbers of which are as follows:

Roger D. & Bonita J. Hackbarth
2534 Rusco Dr
West Bend, WI 53095
Tax Key No. T13 0490 900

Clarence G. Debroux
2522 Rusco Dr
West Bend, WI 53095
Tax Key No. T13 0490 800

Leila L. Zingler
5337 Cty Hwy G
West Bend, WI 53095
Tax Key No. T13 0491

pursuant to the approved Cooperative Boundary Agreement dated October 29, 2001 and effective May 23, 2002.

The total area of the land to be detached is 3.73 acres, more or less.

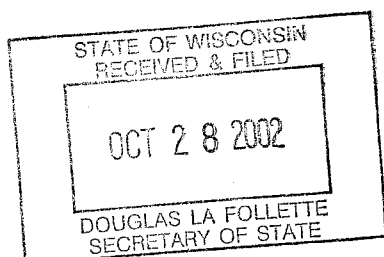
The number of people residing on the land to be detached is six (6).

A legal description and scale map of the property is attached to this petition. Additional documents attached include the following, if any:

Dated July 1, 2002

Roger D. Hackbarth
Roger D. Hackbarth
262-338-8689

Bonita J. Hackbarth
Bonita J. Hackbarth
262-338-8689



Dated July 1, 2002

Clarence G. Debroux
Clarence G. Debroux
262-334-3001

Dated July 1st, 2002

Leila L. Zingler
Leila L. Zingler
262-334-9532

EXHIBIT A

DESCRIPTION OF LANDS TO BE ANNEXED:

That part of the SE 1/4 of the SE 1/4 of Section 25, Town 11 North, Range 19 East, Town of West Bend, Washington County, Wisconsin, which is bounded and described as follows:

Commencing at the SE corner of said section; thence S 88°47'48" W along the south line of said SE 1/4, 176.00 feet to the place of beginning of lands herein described; thence continuing S 88°47'48" W along said south line, 368.27 feet to a point on the easterly right-of-way line of the Fox Valley & Western Limited Railroad; thence N 03°59'40" E along said right-of-way, 372.78 feet; thence N 88°47'48" E and parallel with said south line of said SE 1/4, 244.00 feet; thence N 01°35'20" W and parallel with the east line of said SE 1/4, 123.75 feet; thence N 88°47'48" E and parallel with said south line of said SE 1/4, 264.00 feet to a point on said east line; thence S 01°35'20" E along said east line, 123.75 feet; thence S 88°47'48" W and parallel with said south line of said SE 1/4, 176.00 feet; thence S 01°35'20" E and parallel with said east line, 371.26 feet to a point on said south line of said SE 1/4 and the place of beginning.

Containing 3.73 acres (162,658 square feet) more or less.

**TOWN OF WEST BEND - CITY OF WEST BEND
PETITION FOR DETACHMENT AND ATTACHMENT
OF PROPERTY WITHIN THE G-2, A, B, C & D AREAS OF
BOUNDARY ADJUSTMENT AREA**

TO: The Town Board of the Town of West Bend, Washington County, Wisconsin, and
the Common Council of the City of West Bend, Washington County, Wisconsin

We, the undersigned, being the owners of the land described within this petition, hereby petition the Town of West Bend for detachment and the City of West Bend for attachment of the real estate described on the attached Exhibit A presently located within the Town of West Bend, the street addresses and tax key numbers of which are as follows:

Roger D. & Bonita J. Hackbarth
2534 Rusco Dr
West Bend, WI 53095
Tax Key No. T13 0490 900

Clarence G. Debroux
2522 Rusco Dr
West Bend, WI 53095
Tax Key No. T13 0490 800

Leila L. Zingler
5337 Cty Hwy G
West Bend, WI 53095
Tax Key No. T13 0491

pursuant to the approved Cooperative Boundary Agreement dated October 29, 2001 and effective May 23, 2002.

The total area of the land to be detached is 3.73 acres, more or less.

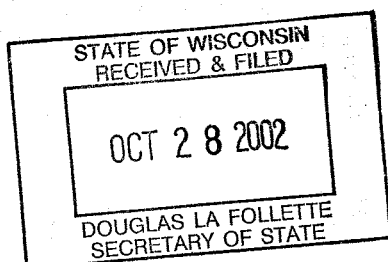
The number of people residing on the land to be detached is six (6).

A legal description and scale map of the property is attached to this petition. Additional documents attached include the following, if any:

Dated July 1, 2002

Roger D Hackbarth
Roger D. Hackbarth
262-338-8689

Bonita J Hackbarth
Bonita J. Hackbarth
262-338-8689



Annexation Map

That part of the SE 1/4 of the SE 1/4 of Section 25, Town 11 North, Range 19 East, Town of West Bend, Washington County, Wisconsin.

BEARINGS ARE REFERENCED TO THE WISCONSIN COORDINATE GRID SYSTEM, SOUTH ZONE. THE SOUTH LINE OF THE SE 1/4 OF SECTION 25-11-19 HAS A PUBLISHED BEARING OF N 88°47'48" E.

--- INDICATES CORPORATE LIMITS

0 25 50 100

SCALE IN FEET: 1" = 50'

DESCRIPTION OF LANDS TO BE ANNEXED:

That part of the SE 1/4 of the SE 1/4 of Section 25, Town 11 North, Range 19 East, Town of West Bend, Washington County, Wisconsin, which is bounded and described as follows:

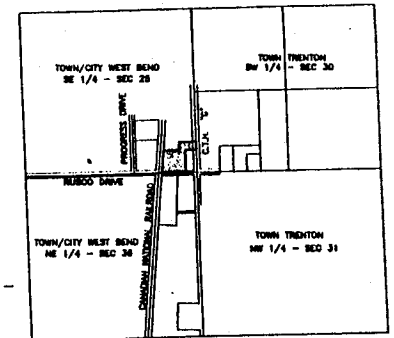
Commencing at the SE corner of said section; thence S 88°47'48" W along the south line of said SE 1/4, 176.00 feet to the place of beginning of lands herein described; thence continuing S 88°47'48" W along said south line, 368.27 feet to a point on the easterly right-of-way line of the Fox Valley & Western Limited Railroad; thence N 03°59'40" E along said right-of-way, 372.78 feet; thence N 88°47'48" E and parallel with said south line of said SE 1/4, 244.00 feet; thence N 01°35'20" W and parallel with the east line of said SE 1/4, 123.75 feet; thence N 88°47'48" E and parallel with said south line of said SE 1/4, 264.00 feet to a point on said east line; thence S 01°35'20" E along said east line, 123.75 feet; thence S 88°47'48" W and parallel with said south line of said SE 1/4, 176.00 feet; thence S 01°35'20" E and parallel with said east line, 371.28 feet to a point on said south line of said SE 1/4 and the place of beginning.

Containing 3.73 acres (162,658 square feet) more or less.

JOHN E. BOHN
6343 SCENE DRIVE EAST
WEST BEND, WI 53095
VOL 1285/PG 666
TAX KEY # T11-0756

LOCATION MAP

SCALE IN FEET: 1" = 1500'



SE CORNER
SECTION 25-11-19
CONC. MON. W/ BRASS CAP
2,488,897.75
STATE PLANE COORDINATES

JAMES R. & NANCY MERKEL
3085 SHERMAN ROAD
JACKSON, WI 53037
DOCUMENT NO. 800853
TAX KEY # T11-0768

STATE OF WISCONSIN
RECEIVED & FILED

OCT 28 2002

DOUGLAS LA FOLLETTE
SECRETARY OF STATE

