

# The State of Wisconsin

Office of the Secretary of State

## **VILLAGE 232**

VILLAGE OF PEWAUKEE

COUNTY OF WAUKESHA

ANNEXATION ORDINANCE NUMBER 2004-22

FILED DECEMBER 30, 2004

V-232

# United States of America VILLAGE OF PEWAUKEE



STATE OF WISCONSIN )  
( SS  
COUNTY OF WAUKESHA)

Office of Village Clerk-Treasurer  
Village of Pewaukee  
Waukesha County, Wisconsin

I, Susan Atherton, Village Clerk-Treasurer of the Village of Pewaukee, County of Waukesha, in the State of Wisconsin, the same being a municipal corporation organized and existing under the laws of the State of Wisconsin, and having a seal, do hereby certify that the annexed has been compared by me with the original Ordinance No. 2004-22 attaching a certain territory to the Village of Pewaukee which was previously detached from the City of Pewaukee.  
The affected population of the territory is 2.

adopted at the December 21, 2004 meeting of the Pewaukee Village Board and that the same is a true copy of the original and of the whole thereof as the same now remains on file and of record in my custody in said office of Village Clerk-Treasurer.



In testimony whereof I have hereunto set my hand and affixed the seal of said Village at the Village of Pewaukee in said County and State this 28th day of December 2004, 19    .

*Susan Atherton*  
Susan Atherton

Village Clerk-Treasurer  
Village of Pewaukee, Wisconsin

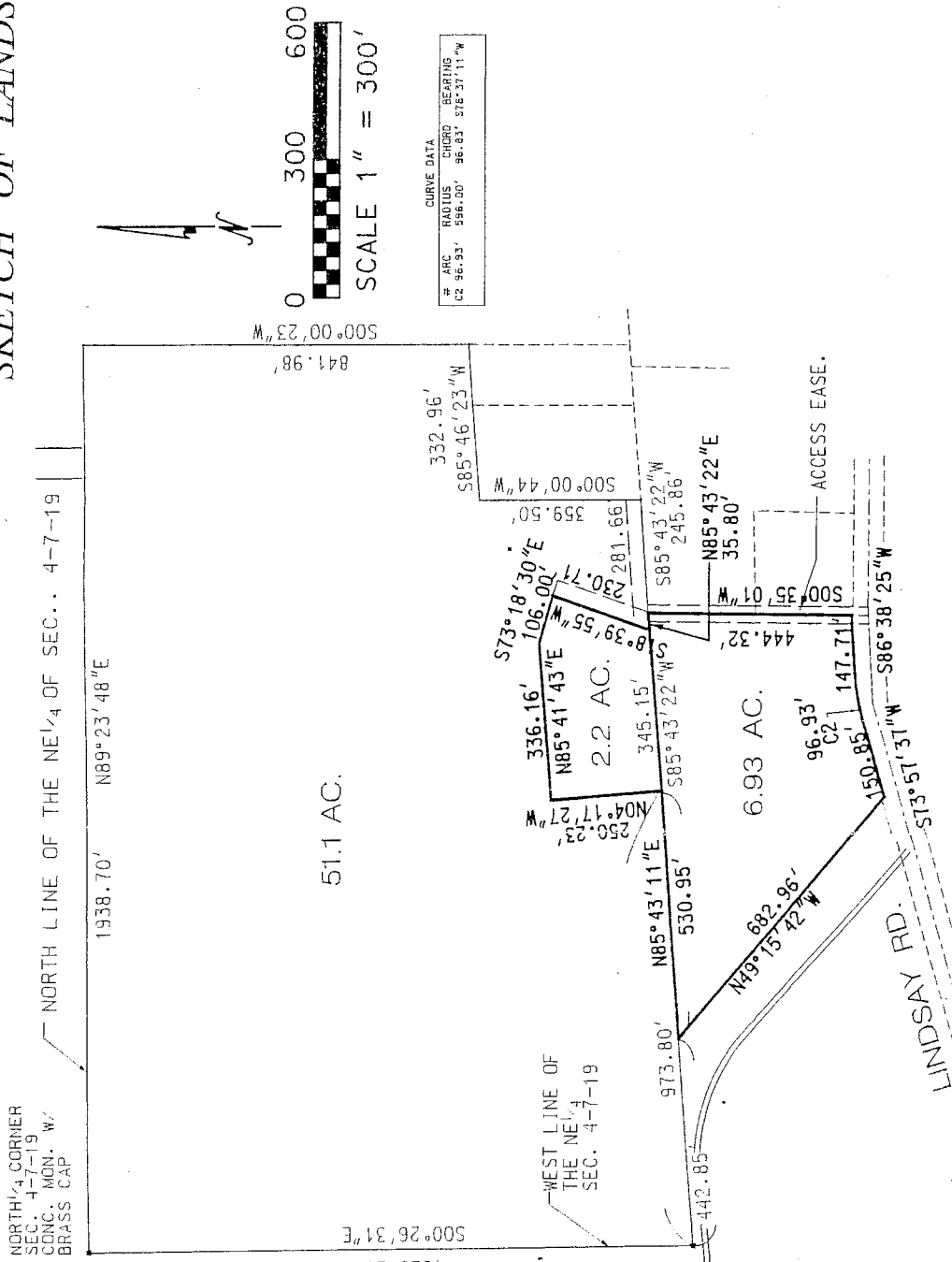
STATE OF WISCONSIN  
RECEIVED & FILED  
DEC 30 2004  
DOUGLAS LA FOLLETTE  
SECRETARY OF STATE

STATE OF WISCONSIN  
RECEIVED & FILED

DEC 30 2004

DOUGLAS LA FOLLETTE  
SECRETARY OF STATE

SKETCH OF LANDS



NORTH 1/4 CORNER  
SEC. 4-7-19  
CONC. MON. W/  
BRASS CAP

NORTH LINE OF THE NE 1/4 OF SEC. 4-7-19

1938.70' N89°23'48"E

51.1 AC.

WEST LINE OF  
THE NE 1/4  
SEC. 4-7-19

ACCESS EASE.

LINDSAY RD.

LEGAL DESCRIPTION OF LAND TO BE DETACHED:  
BEING PART OF THE NE 1/4 AND NW 1/4 OF THE NE 1/4 OF SECTION 4, TOWN 7 NORTH, RANGE 19 EAST, VILLAGE OF PEWAUKEE, WAUKESHA COUNTY, WISCONSIN BEING MORE COMPLETELY DESCRIBED AS FOLLOWS:  
COMMENCING AT THE NORTH 1/4 CORNER OF SAID SECTION 4; THENCE WITH THE NORTH LINE OF THE NE 1/4 OF SAID SECTION 4 N89°23'48"E, A DISTANCE OF 1938.70' TO A POINT; THENCE S00°00'23"W, A DISTANCE OF 841.98' TO A POINT; THENCE S85°46'23"W, A DISTANCE OF 332.96' TO A POINT; THENCE S00°00'44"W, A DISTANCE OF 359.50' TO A POINT; THENCE S85°43'22"W, A DISTANCE OF 245.86' TO THE POINT OF BEGINNING; THENCE S00°35'01"W, A DISTANCE OF 44.32' TO THE NORTHERLY LINE OF LINDSAY ROAD; THENCE WITH SAID NORTHERLY LINE S86°38'25"W, A DISTANCE OF 147.71' TO A POINT ON A CURVE; THENCE WITH SAID CURVE TO THE LEFT A LENGTH OF 96.93', SAID CURVE HAVING A RADIUS OF 596.00', A CHORD THAT BEARS S78°37'11"W FOR A DISTANCE OF 96.83' TO A POINT; THENCE S73°57'37"W, A DISTANCE OF 150.85' TO A POINT; THENCE LEAVING SAID NORTHERLY LINE S86°38'25"W, A DISTANCE OF 149°15'42"W, A DISTANCE OF 682.96' TO A POINT; THENCE N85°43'11"E, A DISTANCE OF 530.95' TO A POINT; THENCE N04°11'27"W, A DISTANCE OF 250.23' TO A POINT; THENCE N85°41'43"E, A DISTANCE OF 336.16' TO A POINT; THENCE S73°18'30"E, A DISTANCE OF 106.00' TO A POINT; THENCE S18°59'55"W, A DISTANCE OF 230.71' TO A POINT; THENCE N85°43'22"E, A DISTANCE OF 35.80' TO THE POINT OF BEGINNING. SAID PARCEL CONTAINING 9.13 ACRES MORE OR LESS.

#	ARC	RADIUS	CHORD	BEARINGS
C2	96.93'	596.00'	96.83'	S78°37'11"W

500°00'23"W  
841.98'

332.96'  
S85°46'23"W

359.50'  
S00°00'44"W

281.66'  
S85°43'22"W

250.23'  
N04°11'27"W

973.80'  
N85°43'11"E

530.95'

682.96'  
N49°15'42"W

442.85'

96.93'  
C2

147.71'

150.85'

444.32'

35.80'

245.86'

336.16'

373°18'30"E

106.00'

8°39'55"W

230.71'

500°35'01"W

500°33'01"W

500°00'23"W

500°00'44"W

500°00'23"W

500°00'23"W

500°00'23"W

500°00'23"W

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**ORDINANCE NO. 2004-22****ORDINANCE ATTACHING CERTAIN TERRITORY TO THE  
VILLAGE OF PEWAUKEE**

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**WHEREAS**, the City of Pewaukee received a petition for detachment of territory from the City of Pewaukee and attachment of said territory to the Village of Pewaukee, said petition having been filed in accordance with Section 66.0227(1) of the Wisconsin Statutes; and

**WHEREAS**, Section 66.0227(2) of the Wisconsin Statutes provides that an ordinance detaching territory may be enacted within sixty days after filing of such petition by vote of three-fourths of all members of the Common Council of the City, subject to acceptance, within sixty days, by ordinance adopted by a vote of three-fourths of all members of the Village Board; and

**WHEREAS**, the Common Council of the City of Pewaukee determined that, in order to facilitate the development of a subdivision within the Village limits and in furtherance of the best interests of the petitioner and the City, the petition for detachment should be granted; and

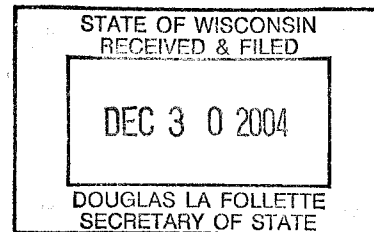
**WHEREAS**, the petition for detachment of said territory by the City of Pewaukee was granted by adoption of a detachment ordinance, subject to enactment of an ordinance accepting attachment of said territory by the Village of Pewaukee in conformance with Section 66.0227(2) of the Wisconsin Statutes. (The legal description of said territory is attached to this ordinance and incorporated herein and made a part hereof by reference as Exhibit 1); and

**WHEREAS**, the Village Board of the Village of Pewaukee has determined that, in order to facilitate orderly development and in furtherance of the best interests of the petitioner and the Village, the territory should be attached and to and made part of the Village.

**NOW, THEREFORE, BE IT ORDAINED** by the Village Board of the Village of Pewaukee as follows:

**SECTION I.**

That the detachment of said territory from the City of Pewaukee and the attachment of said territory to the Village of Pewaukee is hereby accepted, and said territory, the territory described in the legal description hereto and incorporated herein and made a part hereof by reference as Exhibit 1, is hereby attached to and make a part of the Village of Pewaukee by this ordinance, in conformance with Section 66.0227(2) of the Wisconsin Statutes.



**SECTION II.**

Pursuant to Wisconsin Statute Section 66.0227(4), the zoning regulations established by the City of Pewaukee for the territory being attached shall be enforced by the Village of Pewaukee until changed by action of the Village Board of the Village of Pewaukee or as otherwise provided by said statute. Said lands are currently zoned Rs-1 Single-Family Residential District and UC-Upland Conservancy District under the City of Pewaukee Zoning Ordinance.

**SECTION III.**

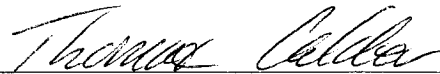
The several sections of this ordinance are declared to be severable. If any section or portion thereof shall be declared by a decision of a court of competent jurisdiction to be invalid, unlawful, or unenforceable, such decision shall apply only to the specific section or portion directly specified in the decision, and shall not affect the validity of other provisions, sections, or portions of the ordinance, and they shall remain in full force and effect. Any other ordinance containing terms that conflict with the provision of this ordinance is hereby repealed as to the terms that conflict.

**SECTION IV.**

This ordinance shall take effect immediately upon passage and posting and/or publication according to law.

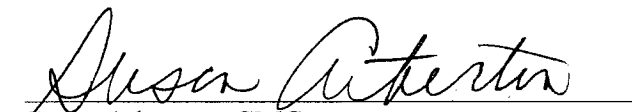
**PASSED AND ADOPTED** this 21<sup>st</sup> day of December 2004.

APPROVED:



Thomas Calder, Village of Pewaukee President

Countersigned:



Susan Atherton, CMC  
Clerk/Treasurer

