

The State of Wisconsin

Office of the Secretary of State

VILLAGE 360

VILLAGE OF WALDO

COUNTY OF SHEBOYGAN

ANNEXATION ORDINANCE NUMBER 2-2004

FILED APRIL 11, 2005

V-360

Village of Waldo
SHEBOYGAN COUNTY
WISCONSIN

OFFICE OF **CATHERINE PARRISH** CLERK
P.O. BOX 202, WALDO, WISCONSIN 53093
PHONE: 920/528-7534

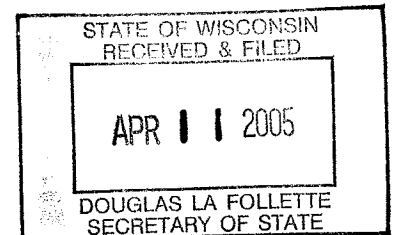
January 4, 2005

Douglas J LaFollette
Secretary of State
PO Box 7848
Madison, WI 53707-7848

Dear Sir:

The Village of Waldo has annexed a parcel from the Town of Lyndon. Enclosed you will find a copy of the Annexation Ordinance that was passed on December 21, 2004. Please excuse the lapse of time that has occurred since the approval of the ordinance.

Catherine L Parrish
Catherine L Parrish
Waldo Village Clerk



Cc: Sheboygan County Register of Deeds, Town of Lyndon, We Energies, Verizon North, and Waldo Water & Sewer Utility

ORDINANCE NO. 2204

2004

**AN ORDINANCE ANNEXING 70 ACRES OF LAND
FROM THE TOWN OF LYNDON TO THE VILLAGE OF WALDO**

WHEREAS, a Petition for Direct Annexation was filed with the Waldo Village Board on June 28, 2004, by Wilbert W. Haase and Carol A. Haase, the owners of the parcel; and

WHEREAS, the territory proposed for annexation lies in the Town of Lyndon, Sheboygan County, Wisconsin; is contiguous to the Village of Waldo; contains a population of zero (0) persons; and contains 70 acres, with a legal description of:

Part of the S ½ of the NW ¼ and part of the NE ½ of the SW ¼, Section 14, Town 14 North, Range 21 East, Town of Lyndon, Sheboygan County, Wisconsin, described as follows:

The South 70 acres of the following described parcel:

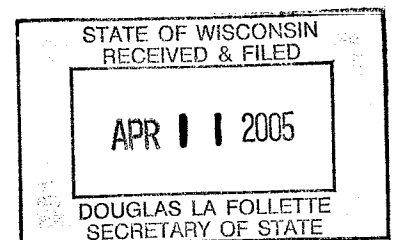
Commencing at the SW corner of said Section 14, thence N 00°28'36" W along the west line of the SW ¼ of said Section 14, 1769.835' to the point of beginning, thence continuing N 00°28'36" W along said west line 869.215' to the W ¼ corner of said Section 14, thence N 00°15'57" W along the west line of the NW ¼ of said Section 14, 2435.10', thence S 89°42'38" E (recorded as S 89°26'35" E) 482.00', thence N 00°15'57" W (recorded as North) 216.42' to the north line of the NW ¼ of said Section 14, thence 89°42'38" E along said north line 334.42' to the intersection of said north line with the west right-of-way line of Chicago, Milwaukee & St. Paul Railroad, thence S 33°54'55" E along said west line 1006.57' to a point of curvature, thence Southeasterly along said west line 1838.65' along an arc of a curve to the right with a radius of 2894.00', a chord bearing S 15°42'52" E, and a chord length of 1807.88' to a point of tangent, thence S 02°29'11" W along said west line 1398.54' to the south line of the N1/2 of the SW1/4 of said Section 14, thence N 89°48'26" W along said south line 1589.29', thence N 14°23'12" E (recorded as N 14°53' E) 390.37', thence N 76°08'36" W (recorded as N 75°40' W) 364.06' to the point of beginning.

and

WHEREAS, the petitioners, Wilber W. Haase and Carol A. Haase, and their developer, Brookside Development Inc., have agreed to enter into a Development Agreement with the Village of Waldo contingent upon Village Board approval of this ordinance; and

WHEREAS, all statutory prerequisites to enactment of this ordinance have been met, namely:

1. Filing of Petition for Direct Annexation with Village Clerk: done on June 28, 2004.



2. Petition signed by owner(s) of all real property in the territory proposed for annexation: completed.
3. Petition signed by all electors residing in the territory proposed for annexation: does not apply - no residents in the territory.
4. Scale map and legal description of territory filed with Village Clerk: included with filing of Petition on June 28, 2004.
5. Filing of copies of all of the above with the Town Clerk of the Town of Lyndon: completed.
6. Filing of copies of all of the above with the Department of Administration, State of Wisconsin: completed; received by Department of Administration on July 6, 2004, and approved on July 28, 2004.
7. Class 1 Publication of Notice of Proposed Annexation: not required - see sec. 66.0217(2), Wis. Stats.;

and

WHEREAS, the Trustees of the Village of Waldo having concluded that it is in the public interest of the Village of Waldo to enact this Ordinance:

NOW, THEREFORE, the Village Board of Waldo do ordain as follows:

Section 1. The territory referred to above is annexed to the Village of Waldo.

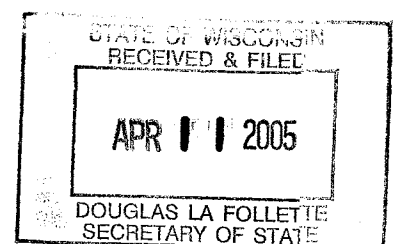
Section 2. Pursuant to sec. 66.0217(8), Wis. Stats., the zoning of the territory annexed shall continue to be the same as that previously designated by the Town of Lyndon, namely Agricultural, until the Village of Waldo Plan Commission recommends and the Village Board acts to establish the zoning for the parcel by amending the zoning ordinance under sec. 62.23(7)(d), Wis. Stats.

Section 3. Approval of this ordinance may be rescinded by the Village Board if Petitioners have not submitted to the Village Clerk, for Village Board approval, a proposed Certified Survey Map for the territory on or before February 14, 2005.

Section 4. Approval of this ordinance may be rescinded by the Village Board if the Village Board, Petitioners, and Developer have not entered into and signed a Development Agreement on or before June 13, 2005.

Section 5. Pursuant to sec. 66.0217(9), Wis. Stats., the Village Clerk shall: (a) file a certified copy of this Ordinance together with the certificate with the Wisconsin Secretary of State; (b) send one copy of this Ordinance to each company that provides utility service in the area annexed; and (c) record the ordinance with the Register of Deeds of Sheboygan County.

Section 6. This ordinance shall be effective upon enactment and signing by the President and Clerk.



Enacted this ^{21st} ~~10~~ day of December, 2004.

VILLAGE OF WALDO

countersigned:

By Norbert Hintz, Jr.
NORBERT HINTZ, JR., Village President

Catherine Parrish
CATHERINE PARRISH, Clerk

Date posted: 1/3/05

CERTIFICATE OF ENACTMENT

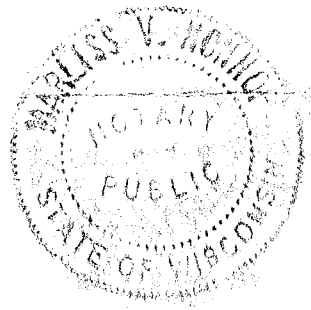
I hereby certify that the foregoing Ordinance was duly enacted by the Village Board of the Village of Waldo on the ^{21st} ~~10~~ day of December, 2004.

Catherine Parrish
CATHERINE PARRISH, Clerk
Catherine Parrish

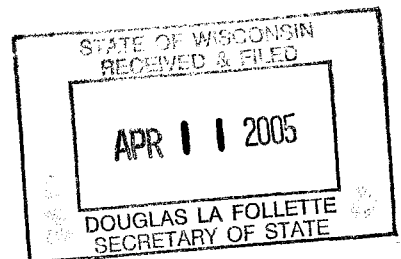
AUTHENTICATION OF SIGNATURE OF CLERK

State of Wisconsin) SS.
County of Sheboygan)

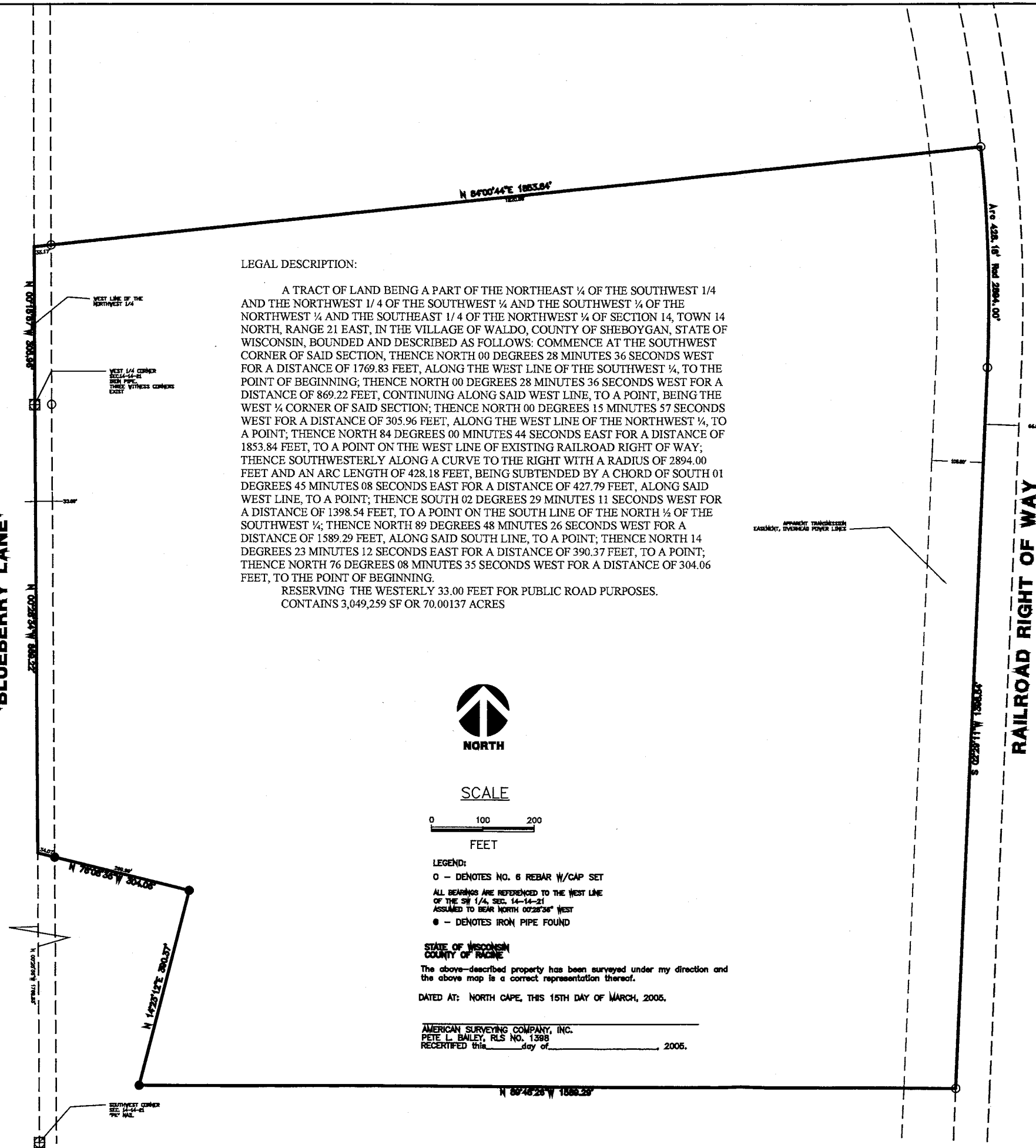
This instrument was signed and sworn to before me on 1/3, 2005
by Catherine Parrish, known to me to be the person signing the same.



Marliese Nothof
Notary Public, State of Wisconsin
My commission (is permanent) (expires 3/11/07)



'BLUEBERRY LANE'



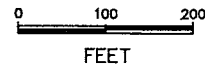
LEGAL DESCRIPTION:

A TRACT OF LAND BEING A PART OF THE NORTHEAST 1/4 OF THE SOUTHWEST 1/4 AND THE NORTHWEST 1/4 OF THE SOUTHWEST 1/4 AND THE SOUTHWEST 1/4 OF THE NORTHWEST 1/4 AND THE SOUTHWEST 1/4 OF SECTION 14, TOWN 14 NORTH, RANGE 21 EAST, IN THE VILLAGE OF WALDO, COUNTY OF SHEBOYGAN, STATE OF WISCONSIN, BOUNDED AND DESCRIBED AS FOLLOWS: COMMENCE AT THE SOUTHWEST CORNER OF SAID SECTION, THENCE NORTH 00 DEGREES 28 MINUTES 36 SECONDS WEST FOR A DISTANCE OF 1769.83 FEET, ALONG THE WEST LINE OF THE SOUTHWEST 1/4, TO THE POINT OF BEGINNING; THENCE NORTH 00 DEGREES 28 MINUTES 36 SECONDS WEST FOR A DISTANCE OF 869.22 FEET, CONTINUING ALONG SAID WEST LINE, TO A POINT, BEING THE WEST 1/4 CORNER OF SAID SECTION; THENCE NORTH 00 DEGREES 15 MINUTES 57 SECONDS WEST FOR A DISTANCE OF 305.96 FEET, ALONG THE WEST LINE OF THE NORTHWEST 1/4, TO A POINT; THENCE NORTH 84 DEGREES 00 MINUTES 44 SECONDS EAST FOR A DISTANCE OF 1853.84 FEET, TO A POINT ON THE WEST LINE OF EXISTING RAILROAD RIGHT OF WAY; THENCE SOUTHWESTERLY ALONG A CURVE TO THE RIGHT WITH A RADIUS OF 2894.00 FEET AND AN ARC LENGTH OF 428.18 FEET, BEING SUBTENDED BY A CHORD OF SOUTH 01 DEGREES 45 MINUTES 08 SECONDS EAST FOR A DISTANCE OF 427.79 FEET, ALONG SAID WEST LINE, TO A POINT; THENCE SOUTH 02 DEGREES 29 MINUTES 11 SECONDS WEST FOR A DISTANCE OF 1398.54 FEET, TO A POINT ON THE SOUTH LINE OF THE NORTH 1/4 OF THE SOUTHWEST 1/4; THENCE NORTH 89 DEGREES 48 MINUTES 26 SECONDS WEST FOR A DISTANCE OF 1589.29 FEET, ALONG SAID SOUTH LINE, TO A POINT; THENCE NORTH 14 DEGREES 23 MINUTES 12 SECONDS EAST FOR A DISTANCE OF 390.37 FEET, TO A POINT; THENCE NORTH 76 DEGREES 08 MINUTES 35 SECONDS WEST FOR A DISTANCE OF 304.06 FEET, TO THE POINT OF BEGINNING.

RESERVING THE WESTERLY 33.00 FEET FOR PUBLIC ROAD PURPOSES.
CONTAINS 3,049,259 SF OR 70.00137 ACRES



SCALE



LEGEND:

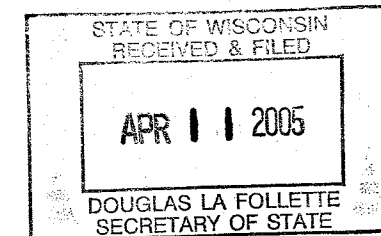
- - DENOTES NO. 6 REBAR W/CAP SET
 - - DENOTES IRON PIPE FOUND
- ALL BEARINGS ARE REFERENCED TO THE WEST LINE OF THE SW 1/4, SEC. 14-14-21 ASSUMED TO BEAR NORTH 00°28'36\"

STATE OF WISCONSIN
COUNTY OF RACINE

The above-described property has been surveyed under my direction and the above map is a correct representation thereof.

DATED AT: NORTH CAPE, THIS 15TH DAY OF MARCH, 2005.

AMERICAN SURVEYING COMPANY, INC.
PETE L. BAILEY, RLS NO. 1398
RECERTIFIED this _____ day of _____, 2005.



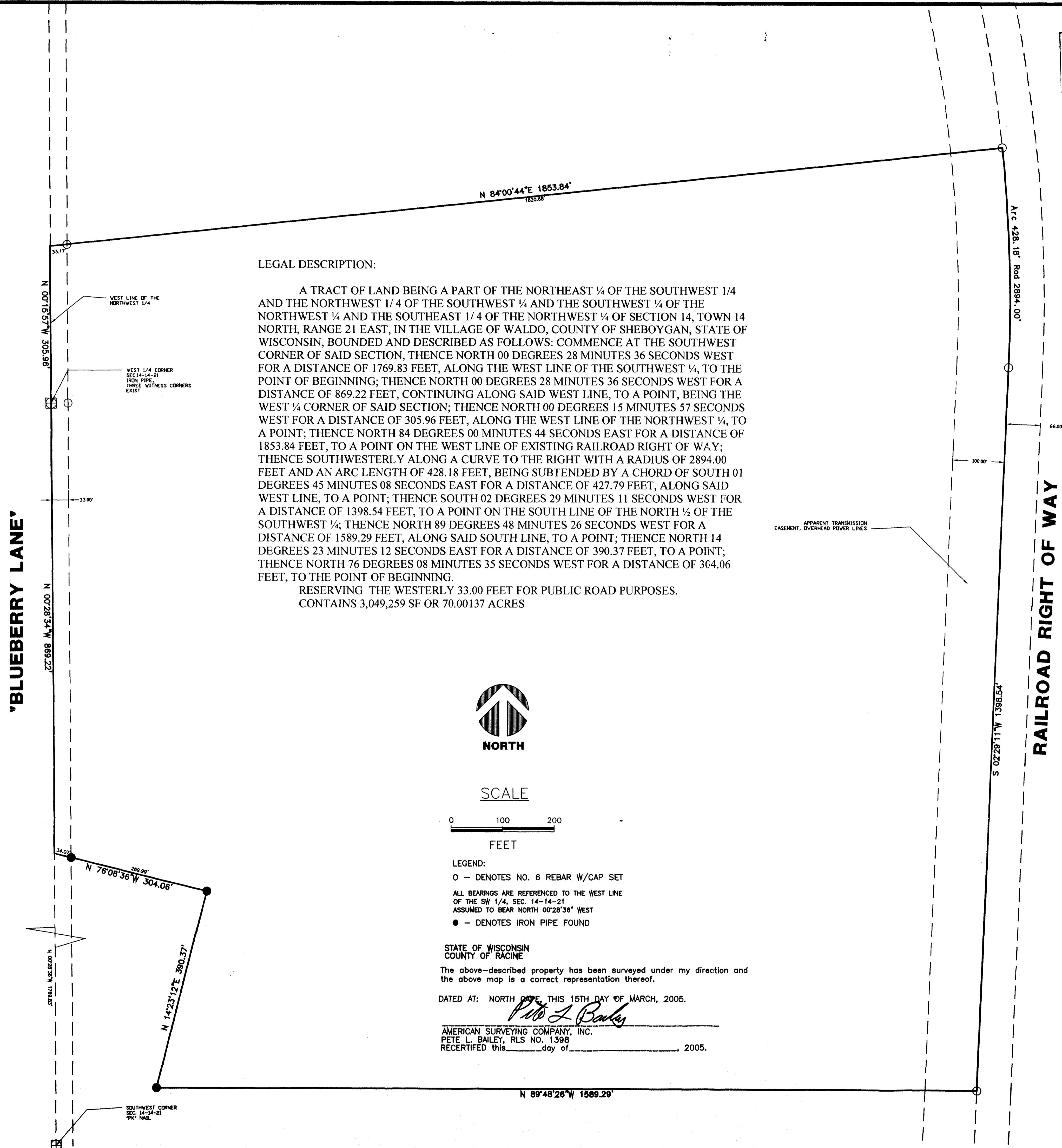
AMERICAN SURVEYING COMPANY, INC.
12207 C.T.H. "K" FRANKSVILLE, WISCONSIN 53126
TEL: (262) 855-4774 FAX: (262) 855-2379
beauforbailey@hotmail.com

DRAWN BY:	PLB	REVISIONS:	DATE
CHECKED BY: <td>PLB <td></td> <td></td> </td>	PLB <td></td> <td></td>		
PLOT SCALE:	1 = 100		
DATE:	03/15/2005		
JOB NO.:	2004-309		
DWG. FILE:	JN205021	CLIENT NO.	03262A

VILLAGE OF WALDO
PROJECT:
PLAT OF SURVEY/BOUNDARY SURVEY
PREPARED FOR: BROOKSIDE DEVELOPMENT

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of
1

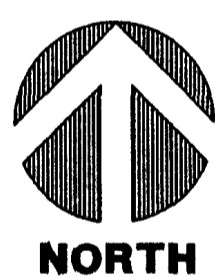
STATE OF WISCONSIN
RECEIVED & FILED
APR 11 2005



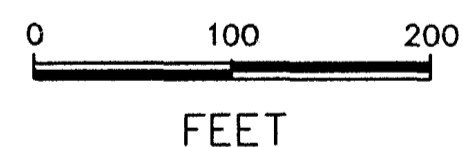
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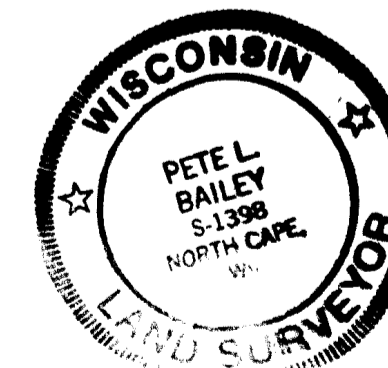
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COUNTY OF RACINE

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Pete L. Bailey
AMERICAN SURVEYING COMPANY, INC.
PETE L. BAILEY, RLS NO. 1398
RECERTIFIED this _____ day of _____, 2005.



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