

ORD 8595
Updated

#12713

Washington

STATE OF WISCONSIN
RECEIVED & FILED

MAR 15 2006

DOUGLAS LA FOLLETTE
SECRETARY OF STATE

ORDINANCE NO. 2006-01

**AN ORDINANCE TO ANNEXING TERRITORY TO THE VILLAGE OF
KEWASKUM, WISCONSIN**

The Village Board of the Village of Kewaskum, Wisconsin, do ordain as follows:

SECTION 1. Pursuant to the provision of Section 66.0217(2), of the Wisconsin Statutes, and the petition for annexation filed with the Village Clerk on the 4th day of October 2005, the following parcels of land, lying adjacent to the Village of Kewaskum, is hereby detached from the Town of Kewaskum, Washington County, and attached to the Village of Kewaskum described as follows:

Being a part of the Southeast 1/4 of the Northeast 1/4, part of the Northeast 1/4 of the Southeast 1/4, ALL of the Southeast 1/4 of the Southeast 1/4 of Section 08, part of the Southwest 1/4 and the Southeast 1/4 of the Southwest 1/4 of Section 09, and ALL of the Northeast 1/4 and the Southeast 1/4 of the Northeast 1/4 of Section 17, all situated in Township 12 North, Range 19 East, Township of Kewaskum, Washington County, Wisconsin, described as follows:

Beginning at the East 1/4 corner of said Section 17; thence South 89°56'18" West, along the southerly line of said NE 1/4, of Section 17, 1335.79 feet to the southwest corner of said SE 1/4 of the NE 1/4 of Section 17; thence North 00°22'31" East, along the westerly line of the East 1/2 of said NE 1/4 of Section 17, 2660.94 feet to the NW corner of said NE 1/4 of the NE 1/4 of Section 17; thence North 01°07'39" West, along the westerly line of the East 1/2 of said SE 1/4 of Section 08, 2657.09 feet to the NW corner of said NE 1/4 of the SE 1/4 of Section 08; thence North 00°52'04" West, along the westerly line of said SE 1/4 of the NE 1/4 of Section 08, 1123.21 feet; thence South 88°23'57" East, 257.36 feet; thence South 85°40'57" East, 169.80 feet; thence South 79°39'57" East, 244.40 feet; thence North 85°12'33" East, 442.85 feet; thence North 89°42'03" East, 217.35 feet to the westerly line of Lot 4, Block 2, of the Assessor's Plat of the Village of Kewaskum; thence South 00°22'35" East, along said westerly line of Lot 4, 107.60 feet to the NW corner of Lot 3, Block 3, of the Assessor's Plat of the Village of Kewaskum; thence South 01°00'05" East, along said westerly line of Lot 3, 698.00 feet to the SW corner of said Lot 3; thence South 02°04'05" East, 280.09 feet to the East 1/4 corner of said Section 08; thence South 01°08'45" East, along the easterly line of said SE 1/4 of Section 08, 521.06 feet; thence South 89°34'28" West, 600.00 feet; thence South 01°08'45" East, parallel with said easterly line of the SE 1/4 of Section 08, 735.00 feet; thence North 89°34'28" East, 600.00 feet to said easterly line of the SE 1/4 of Section 08; thence South 01°08'45" East, along said easterly line of the SE 1/4 of Section 08, 1348.12 feet to the northerly line of C.T.H. "H", said point being 55.02 feet northerly of the SW corner of said Section 09; thence South 89°33'14" East, along said northerly line and parallel with the southerly line of said SW 1/4 of Section 09, 287.14 feet; thence South 00°26'46" West, 5.00 feet to a point 50.00 feet northerly of said southerly line of the SW 1/4 of Section 09; thence South 89°33'14" East, along said northerly line of C.T.H. "H", and parallel with said southerly line of the SW 1/4 of Section 09, 679.58 feet; thence North 00°47'14" West, 192.99 feet; thence South 89°33'14" East, parallel with said southerly line of the SW 1/4 of Section 09, 320.00 feet to the NE corner of Parcel 1 of Certified Survey Map #1613, as recorded within Certified Survey Maps of the Washington County Registry; thence South 00°47'14" East, 192.99 feet to said northerly line of C.T.H. "H"; thence South 89°33'14" East, along said northerly line of C.T.H. "H", and parallel with said southerly line of the SW 1/4 of Section 09, 37.72 feet; thence South 01°02'16" East, 10.00 feet to a point on said northerly line of C.T.H. "H"; thence South 89°33'14" East, along said northerly line of C.T.H. "H", and parallel with said southerly line of the SW 1/4 of Section 09, 136.14 feet; thence North 00°26'46" East, 227.20 feet; thence South 89°33'14" East, parallel with said southerly line of the SW 1/4 of Section 09, 165.00 feet; thence South 00°26'46" West, 267.20 feet to said southerly line of the SW 1/4 of Section 09; thence North 89°33'14" West, along said southerly line of the SW 1/4 of Section 09, 1624.31 feet to said SW corner of Section 09; thence South 00°18'16" West, along the easterly line of said NE 1/4 of Section 17, 2669.38 feet to the Point of Beginning.

Containing 8,276,785 square feet / 190.009 acres of land, more or less. (Prost & Regal land etc.)

SECTION 2. Pursuant to Wisconsin Statute Section 66.0217(14), upon approval of the annexation ordinance, the Village is required to pay annually to the Town of Kewaskum for five (5) years, an amount equal to the amount of property taxes that the town levied on the annexed territory, as shown on the tax roll under Wis. Stat. Section 70.75, in the year in which annexation is final. This amount is estimated to be \$2,900.12 annually or \$14,500.60 over five (5) years. The petitioners shall pay to the Village in one payment, the amount required to satisfy this obligation (\$14,500.60) prior to the signing of this ordinance. Such payment being a condition to the enactment of this ordinance.

SECTION 3. Effect of Annexation. From and after the date of this Ordinance, the territory described in Section 1 shall be part of the Village of Kewaskum for any and all purposes provided by the law and all persons coming or residing within such territory shall be subject to all Ordinances, Rules and Regulations governing the Village of Kewaskum.

SECTION 4. Temporary Zoning Classification. (a) Upon recommendation of the plan commission, the territory annexed to the Village of Kewaskum by this ordinance is temporarily zoned as follows, pursuant to sec. 66.021(7)(a) of the Wisconsin Statutes:

RS-1 Single-Family Residence District, RS-2 Single-Family Residential District, RD-1 Two-Family Residential District, and RM-1 Multi-Family Residential District zoning. It is further noted that in all zoning designation there may be Floodplain, Shoreland, Wetland, and Conservancy areas.


(b) The Plan Commission on December 6, 2005 recommended the permanent zoning classification of RS-1 Single-Family Residential District, RS-2 Single-Family Residential District, RD-1 Two-Family Residential District, and RM-1 Multi-Family Residential District.

SECTION 5. Ward Designation. (a) The territory described in section 1 of this ordinance that is located in Section 8 and Section 9 is hereby made a part of the 2nd Ward of the Village of Kewaskum, and the territory described in section 1 of this ordinance that is located in Section 17 is hereby made part of the 6th Ward of the Village of Kewaskum and is subject to the ordinances, rules and regulations of the Village governing wards.

(b) Be it further noted as per the letter submitted by Sandra Stern, Town Clerk, Town of Kewaskum, Washington County, Wisconsin indicated the population of the noted area in the 6th Ward is (2) two and the number of electors is (2) two and the population of the noted area in the 2nd Ward of the is (9) nine and the number of electors is (8) eight.

SECTION 5. Severability. If any provision of this ordinance is invalid or unconstitutional, or if the application of this ordinance to any person or circumstances 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.

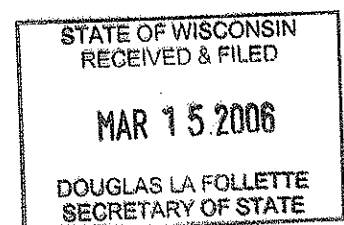
SECTION 6. Effective Date. This ordinance shall take effect upon passage the 23rd day of January 2006 and publication as provided by law.


Mathew A. Heiser, Village President

ATTEST:


Daniel S. Schmidt, Administrator/Clerk

Motion for Adoption by Trustee Kevin Scheunemann
Motion for Adoption seconded by Trustee Thomas Piwoni
Roll call vote was 7 "Aye" 0 "Nay" 0 "Absent"



ANNEXATION OF LANDS FROM THE TOWN OF KEWASKUM INTO THE VILLAGE OF KEWASKUM

ANNEXATION DESCRIPTION:

Being a part of the Southeast 1/4 of the Northeast 1/4, part of the Northeast 1/4 of the Southeast 1/4, ALL of the Southeast 1/4 of the Southeast 1/4 of Section 08, part of the Southwest 1/4 and the Southeast 1/4 of the Southwest 1/4 of Section 09, and ALL of the Northeast 1/4 and the Southeast 1/4 of the Northeast 1/4 of Section 17, all situated in Township 12 North, Range 19 East, Township of Kewaskum, Washington County, Wisconsin, described as follows:

Beginning at the East 1/4 corner of of said Section 17; thence South 89°56'18" West, along the southerly line of said NE 1/4, of Section 17, 1335.79 feet to the southwest corner of said SE 1/4 of the NE 1/4 of Section 17; thence North 00°22'31" East, along the westerly line of the East 1/2 of said NE 1/4 of Section 17, 2660.94 feet to the NW corner of said NE 1/4 of the NE 1/4 of Section 17; thence North 01°07'39" West, along the westerly line of the East 1/2 of said SE 1/4 of Section 08, 2657.09 feet to the NW corner of said NE 1/4 of the SE 1/4 of Section 08; thence North 00°52'04" West, along the westerly line of said SE 1/4 of the NE 1/4 of Section 08, 1123.21 feet; thence South 88°23'57" East, 257.36 feet; thence South 85°40'57" East, 169.80 feet; thence South 79°39'57" East, 244.40 feet; thence North 85°12'33" East, 442.85 feet; thence North 89°42'03" East, 217.35 feet to the westerly line of Lot 4, Block 2, of the Assessor's Plat of the Village of Kewaskum; thence South 00°22'35" East, along said westerly line of Lot 4, 107.60 feet to the NW corner of Lot 3, Block 3, of the Assessor's Plat of the Village of Kewaskum; thence South 01°00'05" East, along said westerly line of Lot 3, 698.00 feet to the SW corner of said Lot 3; thence South 02°04'05" East, 280.09 feet to the East 1/4 corner of said Section 08; thence South 01°08'45" East, along the easterly line of said SE 1/4 of Section 08, 521.06 feet; thence South 89°34'28" West, 600.00 feet; thence South 01°08'45" East, parallel with said easterly line of the SE 1/4 of Section 08, 735.00 feet; thence North 89°34'28" East, 600.00 feet to said easterly line of the SE 1/4 of Section 08; thence South 01°08'45" East, along said easterly line of the SE 1/4 of Section 08, 1348.12 feet to the northerly line of C.T.H. "H", said point being 55.02 feet northerly of the SW corner of said Section 09; thence South 89°33'14" East, along said northerly line and parallel with the southerly line of said SW 1/4 of Section 09, 287.14 feet; thence South 00°26'46" West, 5.00 feet to a point 50.00 feet northerly of said southerly line of the SW 1/4 of Section 09; thence South 89°33'14" East, along said northerly line of C.T.H. "H", and parallel with said southerly line of the SW 1/4 of Section 09, 679.58 feet; thence North 00°47'14" West, 192.99 feet; thence South 89°33'14" East, parallel with said southerly line of the SW 1/4 of Section 09, 320.00 feet to the NE corner of Parcel 1 of Certified Survey Map #1613, as recorded within Certified Survey Maps of the Washington County Registry; thence South 00°47'14" East, 192.99 feet to said northerly line of C.T.H. "H"; thence South 89°33'14" East, along said northerly line of C.T.H. "H", and parallel with said southerly line of the SW 1/4 of Section 09, 37.72 feet; thence South 01°02'16" East, 10.00 feet to a point on said northerly line of C.T.H. "H"; thence South 89°33'14" East, along said northerly line of C.T.H. "H", and parallel with said southerly line of the SW 1/4 of Section 09, 136.14 feet; thence North 00°26'46" East, 227.20 feet; thence South 89°33'14" East, parallel with said southerly line of the SW 1/4 of Section 09, 165.00 feet; thence South 00°26'46" West, 267.20 feet to said southerly line of the SW 1/4 of Section 09; thence North 89°33'14" West, along said southerly line of the SW 1/4 of Section 09, 1624.31 feet to said SW corner of Section 09; thence South 00°18'16" West, along the easterly line of said NE 1/4 of Section 17, 2669.38 feet to the Point of Beginning.

Containing 8,276,785 square feet / 190.009 acres of land, more or less.

