

ORD 8606

ORDINANCE NO. 2006-03

12789
ORD-8606 Washington

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 19th day of January 2006, 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 Southeast 1/4 of Section 9, Township 12 North, Range 19 East, Township of Kewaskum, Washington County, Wisconsin, which is bounded and described as follows:

Commencing at the southeast corner of said Section 9; thence South 88°35'00" West, along the south line of said SE 1/4, 645.00 feet to a point in the centerline of Fond du Lac Avenue (USH "45") (Project F027-1(14)); thence North 32°35'00" West, along said centerline, 35.02 feet to the point of beginning of lands herein described; thence continuing North 32°35'00" West along said centerline, 18.38 feet; thence continuing along said centerline, North 30°31'00" West, 386.18 feet; thence North 66°23'00" East, 222.75 feet; thence South 30°31'00" East, 180.00 feet; thence North 66°23'00" East, 52.48 feet; thence South 29°55'00" East, 341.22 feet to a point 30.00 feet North of said south line of said SE 1/4; thence South 88°35'00" West, parallel with said south line, 307.86 feet to the point of beginning.

Said parcel contains 2.679 acres (116,698 square feet) more or less, exclusive of previously dedicated road. (Johnson 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 \$811.02 annually or \$4,055.10 over five (5) years. The petitioners shall pay to the Village in one payment, the amount required to satisfy this obligation (\$4,055.10) 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:

B-2 Community Business District zoning.

(b) The Plan Commission on January 31, 2006 recommended the permanent zoning classification of B-2 Community Business District.


SECTION 5. Ward Designation. (a) The territory described in section 1 of this ordinance that is located in Section 9 is hereby made a part of the 4th 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 petition submitted by Kewaskum Green and Gold, LLC indicated the population of the noted area in the 4th Ward is (0) zero and the number of electors is (0) zero.

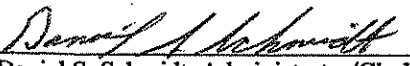


SECTION 5. Severability. If any provision of this ordinance is invalid or unconstitutional, or if the application of this ordinance to any person or circumstances is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions or applications of this ordinance 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 6th day of March 2006 and publication as provided by law.


Mathew A. Heiser, Village President

ATTEST:

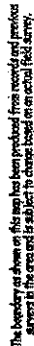

Daniel S. Schmidt, Administrator/Clerk

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

STATE OF WISCONSIN
RECEIVED & FILED

APR 11 2006

DOUGLAS LA FOLLETTE
SECRETARY OF STATE



Lands Described in:
Volume 176, Page 471,
Volume 183, Page 503,
Volume 202, Page 592,

Sold parcel contains 2,513 acres (93,771 square feet) more or less, exclusive of previously dedicated road.

Solid parcel contains 2.679 acres (116,698 square feet) more or less, exclusive of previously dedicated road.

