

The State of Wisconsin

Office of the Secretary of State

CITY 79

CITY OF SHEBOYGAN FALLS

COUNTY OF SHEBOYGAN

ANNEXATION ORDINANCE NUMBER 1

FILED MAY 17, 2006

ATTORNEYS
AT LAW **Hopp**
Neumann
Humke L L P

C-79

May 15, 2006

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Annexation and Railroads
Division of Government Records
Office of the Secretary of State
STATE OF WISCONSIN
P. O. Box 7848
Madison, WI 53707-7848

Re: Annexation of Territory from the Town of Sheboygan
Falls to the City of Sheboygan Falls (MBR No. 12838)

Dear Sir or Madam:

Pursuant to Wisconsin Statute § 66.0217(9)(a) (2003-2004), enclosed for filing on behalf of the City of Sheboygan Falls is An Ordinance Annexing Territory from the Town of Sheboygan Falls to the City of Sheboygan Falls, together with the original Certification by the City of Sheboygan Falls Director of City Services/Clerk Treasurer.

Should you have any questions, please feel free to contact the undersigned.

Very truly yours,

HOPP NEUMANN HUMKE LLP

H. C. HUMKE
WILLIAM R. POWELL
WILLIAM W. MOIR III
ELDON L. BOHROFEN
CARL K. BUESING
MARY LYNNE DONOHUE
MICHAEL J. BAUER
J. PHIL MUELLER
HERBERT C. HUMKE III
PAUL A. DIRKSE
—
JACKIE MOYER, C.P.A.

ROLAND M. NEUMANN
Of Counsel

ALEXANDER HOPP
Retired

By 
Michael J. Bauer
Writer's E-mail: mike@hopplaw.com

MJB/mrp
Enclosure

c: Mr. Joel Tauschek

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STATE OF WISCONSIN
RECEIVED & FILED
MAY 17 2006
DOUGLAS LA FOLLETTE
SECRETARY OF STATE

CERTIFICATION

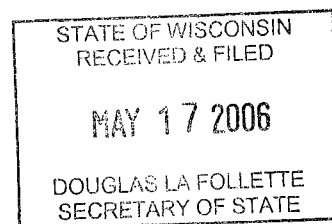
I, Joel J. Tauschek, Director of City Services for the City of Sheboygan Falls, Sheboygan County, Wisconsin, hereby certify that the attached Ordinance Annexing Territory from the Town of Sheboygan Falls to the City of Sheboygan Falls is a true and correct copy of the original Ordinance adopted by the Common Council and approved by the Mayor of the City of Sheboygan Falls on May 9, , 2006.

I, Joel Tauschek, certify further that there are zero (0) residents of the annexed territory.

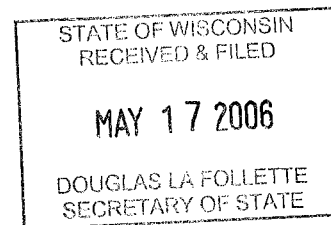
Dated this 9th day of May, 2006.



JOEL J. TAUSCHEK, Director of City
Services/Clerk/Treasurer



**An Ordinance Annexing Territory from
the Town of Sheboygan Falls
to the City of Sheboygan Falls
(MBR No. 12838)**



ORDINANCE NO. 1

2006/2007

COPY

WHEREAS, a Petition for unanimous direct annexation of the following territory in the Town of Sheboygan Falls, Sheboygan County, Wisconsin, more particularly described by the legal description and scale map attached hereto as Exhibits A and B respectively, to the City of Sheboygan Falls, was filed with the Director of City Services, Clerk/Treasurer on March 24, 2006; and

WHEREAS, the Director of City Services, Clerk/Treasurer has investigated the Petition and has advised that the Petition is in compliance with Wisconsin Statute § 66.0217(2) (2003-2004), in that all of the electors residing within such territory and the owners of all of the real property in such territory have signed the Petition; that such Petition was properly filed with the Director of City Services, Clerk/Treasurer together with a scale map and a legal description of the property showing the boundaries of the property to be annexed and its relationship to the City; that copies were timely filed with the Town Clerk of the Town of Sheboygan Falls; and that copies thereof were mailed to the Wisconsin Department of Administration; and

**Attorney Michael J. Bauer
HOPP NEUMANN HUMKE LLP
607 North Eighth Street, Suite 400
Sheboygan, WI 53081**

Parcel Identification Nos. 59026388540,
59026388580 and 59026391051

WHEREAS, prior to its action on the herein Ordinance, this Common Council has reviewed the advice of the Department of Administration finding that the annexation is not against the public interest.

NOW, THEREFORE, the Common Council of the City of Sheboygan Falls does ordain as follows:

Section 1. **Adequacy of Petition**. That the above Petition for the unanimous direct annexation of the property described was signed by all of the electors residing in the territory and the owners of all of the real property in the territory; and therefore, it is a sufficient and legal Petition conforming to the requirements of Wisconsin Statute § 66.0217(2) (2003-2004).

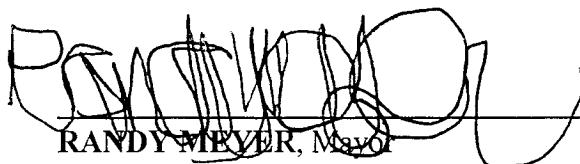
Section 2. **Annexation of Territory**. The territory described is hereby annexed to the City of Sheboygan Falls and shall be included on the City of Sheboygan Falls Official Zoning Map and classified under the Zoning Code in the Agricultural District (A) as provided by Section 17.24 of the Zoning Code of the City of Sheboygan Falls, and the Director of City Services, Clerk/Treasurer is hereby instructed to file immediately with the Secretary of State a certified copy of the Ordinance, Certificate and Plat, and to send one copy to the Department of Administration, Wisconsin Public Service Corporation, WE Energies, Charter Communications, SBC, and Alliant Energy. The Director shall also record the Ordinance with the Sheboygan County Register of Deeds and file a signed copy of the Ordinance with the Clerk of the Sheboygan Falls School District, all in accordance with Wisconsin Statute § 66.0217 (2003-2004).

Section 3. **Ward/Aldermanic District.** The territory described is hereby made a part of the 2nd Ward, 1st Aldermanic District of the City of Sheboygan Falls.

Section 4. **Agreement to Pay Property Taxes.** Pursuant to Wis. Stat. § 66.0217(14)(2003-2004), the City of Sheboygan Falls does hereby agree to pay annually to the Town of Sheboygan Falls, for five (5) years, an amount equal to the amount of property taxes that the Town of Sheboygan Falls levied on the herein described annexed territory, as shown by the Tax roll under Wis. Stat. § 70.65, in the year in which the annexation is final.

Section 5. **Effective Date.** All ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict, and this Ordinance shall be in effect from and after its passage.

Enacted this 9th day of May, 2006.


RANDY MEYER, Mayor


Date Approved: May 9, 2006

Introduced by:

Terry VanEngen

CERTIFICATE OF ENACTMENT

I hereby certify that the foregoing Ordinance was duly enacted by the Common Council and approved by the Mayor of the City of Sheboygan Falls on the 9th day of May, 2006.


JOEL J. TAUSCHEK, Director of City Services/
Clerk/Treasurer

STATE OF WISCONSIN
RECEIVED & FILED
MAY 17 2006
DOUGLAS LA FOLLETTE
SECRETARY OF STATE

LAND DESCRIPTION FOR ANNEXATION

Bimmel & Bemis Parcels

Sections 27 and 34,

From Town of Sheboygan Falls to City of Sheboygan Falls

A part of the SE 1/4 of the NW 1/4 of Section 27,
part of the NE 1/4 of the SW 1/4 of Section 27,
part of the SE 1/4 of the SW 1/4 of Section 27,
part of the NE 1/4 of the NW 1/4 of Section 34, and
part of the NW 1/4 of the NW 1/4 of Section 34,
all in Township 15 North, Range 22 East, Town of Sheboygan Falls, Sheboygan County,
Wisconsin, being more particularly described as:

Commencing at the North 1/4 corner of said Section 34; thence N88°-55'-26"W, along the north line of the NW 1/4 of Section 34, 57.00 feet to a point which is 12.00 feet west of the west right-of-way line of C.T.H. "TT" said point being the Point of Beginning of this description; thence continuing N88°-55'-26"W, along said north line of the NW 1/4 of Section 34, 569.49 feet; thence S00°-23'-23"W, 450.12 feet; thence N88°-55'-26"W, 1440.48 feet; thence S00°-28'-45"W, 736.00 feet to the northerly right-of-way line of the Union Pacific Railroad; thence N82°-27'-28"W, along said northerly railroad right-of-way line, 596.61 feet to the west line of the NW 1/4 of said Section 34; thence N00°-29'-11"E, along said west line, 1118.92 feet to the Northwest corner of said Section 34; thence S88°-55'-26"E, along the north line of the NW 1/4 of said Section 34, 1329.13 feet to the Southwest corner of the East 1/2 of the SW 1/4 of said Section 27; thence N00°-07'-10"E, along the west line of said East 1/2 of the SW 1/4 of Section 27, 2637.40 feet to the Southwest corner of the SE 1/4 of the NW 1/4 of said Section 27; thence N00°-07'-35"E, along the west line of said SE 1/4 of the NW 1/4 of Section 27, 147.33 feet to the southwesterly right-of-way line of C.T.H. "C"; thence S74°-37'-33"E, along said southwesterly right-of-way line, 250.83 feet to an angle point in said right-of-way line; thence S72°-35'-51"E, along said southwesterly right-of-way line, 295.90 feet; thence S00°-14'-10"W, 475.89 feet; thence S89°-45'-50"E, 269.71 feet; thence N00°-14'-10"E, 392.57 feet to the southwesterly right-of-way line of said C.T.H. "C"; thence S72°-35'-51"E, 346.71 feet; thence S00°-13'-49"W, 205.70 feet; thence S89°-17'-21"E, 141.57 feet to a line which is 12.00 feet west of and parallel with the west right-of-way line of C.T.H. "TT"; thence S00°-13'-49"W, 120.48 feet; thence S05°-28'-49"E, 100.50 feet; thence S00°-13'-49"W, 498.21 feet; thence S11°-32'-25"W, 101.98 feet; thence S00°-13'-49"W, 301.49 feet; thence S02°-37'-56"E, 100.12 feet; thence S00°-13'-49"W, 300.60 feet; thence S08°-18'-02"E, 101.12 feet; thence S00°-13'-49"W, 637.23 feet to the Point of Beginning and the end of this description.

Containing 103.067 acres of land.

Description by: Ken Wolf, R.L.S. #1421, Earth Tech, Inc.
February 14, 2006, revised May 8, 2006

Parcel Tax Key Numbers:

59026388540 – Steven & Carol Bimmel
59026388580 – Steven & Carol Bimmel
59026391051 – Bemis Manufacturing Co.

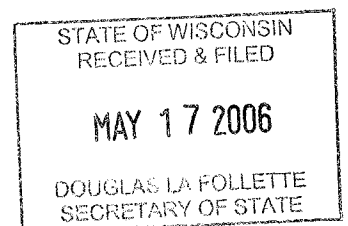


EXHIBIT A

ANNEXATION MAP

SECTIONS 27 & 34, T.15N., R.22E.
SHEBOYGAN COUNTY, WISCONSIN

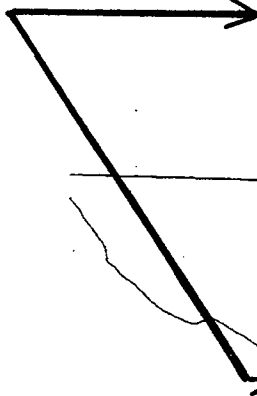
W. 1/4 COR.
SEC. 27

CENTER OF
SEC. 27

LINE TABLE

NUMBER	BEARING	DISTANCE
L-1	S74°37'33"E	250.83'
L-2	S72°35'51"E	295.90'
L-3	S72°35'51"E	346.71'
L-4	S00°13'49"W	205.70'
L-5	S89°17'21"E	141.57'
L-6	S00°13'49"W	120.48'
L-7	S05°28'49"E	100.50'
L-8	S00°13'49"W	498.21'
L-9	S11°32'25"W	101.98'
L-10	S00°13'49"W	301.49'
L-11	S02°37'56"E	100.12'
L-12	S00°13'49"W	300.60'
L-13	S08°18'02"E	101.12'
L-14	S00°13'49"W	637.23'

City of
Sheboygan Falls
Corporate Limits



THIS
ANNEXATION

STATE OF WISCONSIN
RECEIVED & FILED

MAY 17 2006

DOUGLAS LA FOLLETTE
SECRETARY OF STATE

City of Sheboygan
Falls Corporate
Limits



N.W. COR.
SEC. 34

N. 1/4 COR.
SEC. 34

S88°55'26"E, 1329.13'

N88°55'26"W, 569.49'

City of Sheboygan Falls
Corporate Limits

N88°55'26"W, 1440.48'

N00°29'11"E, 1118.92'

N82°27'28"W, 596.61'

S00°28'45"W, 736.00'

S00°23'23"W, 450.12'

UNION PACIFIC R.R.

0' 250' 500' 1000'

EarthTech

A Tyco International Ltd. Company

4135 TECHNOLOGY PKWY
SHEBOYGAN, WI 920-458-8711

EXHIBIT B

