



City of Evansville

www.ci.evansville.wi.gov

ORD 8887

C-21

31 S Madison St  
PO Box 76  
Evansville WI 53536  
(608) 882-2266

State of Wisconsin )

SS.

MBR No. 12939

Rock County )

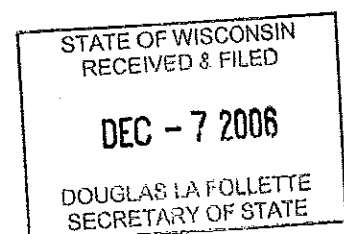
I, James Beilke, hereby certify that I am the duly appointed qualified City Clerk/Treasurer of the City of Evansville, Wisconsin, a municipal corporation, and as such official, I am the legal custodian of all papers and records of said City.

I further certify that I have compared the attached Ordinance #2006-34, Annexing Territory to the City of Evansville, Wisconsin (Landmark Services Cooperative, Mary K. Rupnow Trust, and Arnold F. Rupnow) with the original in my possession and that the same is a true, correct, and complete copy thereof.

I further certify that the Petition for Direct Annexation reflect no (0) residents in the area being annexed.

In Witness Whereof, I have hereunto set my hand and seal of said City at the City of Evansville, Wisconsin, this 11<sup>th</sup> day of November, 2006.

James Beilke  
James Beilke, Clerk/Treasurer



FIRST READING

CITY OF EVANSVILLE  
ORDINANCE # 2006-34

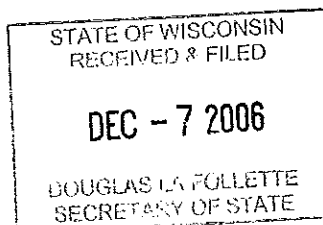
AN ORDINANCE ANNEXING TERRITORY TO THE  
CITY OF EVANSVILLE, WISCONSIN  
(Landmark Services Cooperative, Mary K. Rupnow Trust, and Arnold F. Rupnow Trust)

The Common Council of the City of Evansville, Rock County, Wisconsin, do ordain as follows:

SECTION 1. Territory Annexed. In accordance with Sec. 66.0217(3)(a) of the Wisconsin Statutes and the Petition of Property Owners for Direct Annexation filed with the City Clerk/Treasurer on September 25, 2006, and the findings of the Common Council that such annexation is in the best interest of the City and all necessary notices having been given and the Department of Administration not stating the proposed annexation to be against public interest, and the plan commission having reviewed and recommended for approval the temporary zoning district classifications, the following described territory located in the Town of Union, Rock County, Wisconsin, with boundaries contiguous to the City as shown on the attached scale map, is hereby annexed to the City of Evansville, Rock County, Wisconsin, to wit:

Part of the Northeast 1/4 and part of the Southeast 1/4 of Section 35, part of the Northwest 1/4, part of the Southwest 1/4 and part of the Southeast 1/4 of Section 36, all located in T4N, R10E, Town of Union, Rock County, Wisconsin, described as follows:

Commencing at the North 1/4 Corner of said Section 35; Thence S00 degrees 06'11"E along the West line of said Northeast 1/4, 491.50 feet to the point of beginning; Thence N89 degrees 53'27"E, 420.20 feet; Thence S06 degrees 32'08"W, 260.21 feet; Thence N89 degrees 52'04"E, 942.15 feet to the East right-of-way line of County Trunk Highway M; Thence S00 degrees 49'27"W, 590 feet, more or less, to the Northeasterly right-of-way line of the Union Pacific Railroad; Thence S68 degrees 01'50"E along said Northeasterly right-of-way line, 3660 feet, more or less, to the South line of said Northwest 1/4; Thence continuing along said Northeasterly right-of-way line, S68 degrees 01'05"E, 638 feet, more or less, to the centerline of Weary Road; Thence S01 degrees 02'15"W along said centerline, 331 feet, more or less; Thence N89 degrees 27'00"W, 4150.78 feet to the centerline of County Trunk Highway M; Thence along said centerline, N14 degrees 29'30"E, 155.58 feet; Thence N89 degrees 59'15"W, 33.91 feet to the Westerly right of way line of County Trunk Highway M; Thence along said Westerly right of way line, N13 degrees 20'43"E, 479 feet, more or less; Thence along the West right of way of County Trunk Highway M, N00 degrees 20'31"E, 1200 feet, more or less to the Southwesterly right-of-way line of the Union Pacific Railroad; Thence N69 degrees 05'29"W, 1348.98 feet to the West line of said Northeast 1/4; Thence N00 degrees 06'11"W along said West line, 431.39 feet to the point of beginning; Containing 121 acres, more or less.



SECTION 2. Population of Territory. The population of the territory is zero.

SECTION 3. Payments to Town of Union. Pursuant to Sec. 66.0217(14)(a) of the Wisconsin Statutes, the City of Evansville agrees to pay annually to the Town of Union, for five (5) years, an amount equal to the amount of property taxes levied by the Town of Union on the annexed territory, as shown by the tax roll, in the year in which the annexation is final. As a condition of approving the annexation, Landmark Services Cooperative agrees to pay to the City such amounts consistent with its pre-annexation agreement with the City.

SECTION 4. Effect of Annexation. From and after the date of this Ordinance, the territory described in Section 1 shall be part of the City of Evansville for any and all purposes provided by law and all persons coming or residing within such territory shall be subject to all ordinances, rules and regulations governing the City of Evansville and shall be exempt from further taxation and assessment by the Town of Union.

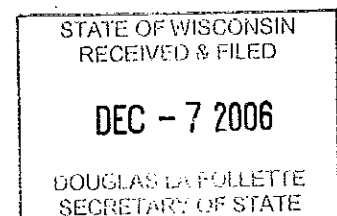
SECTION 5. Zoning Classification. Upon recommendation of the plan commission, the territory annexed to the City is temporarily zoned as Agricultural District One (A-1) and Heavy Industrial District (I-2) as depicted on the attached map. It is understood that the zoning designation for the territory classified as Agricultural District One (A-1) is a temporary designation until such time as a new zoning designation is made consistent with the City's comprehensive plan.

SECTION 6. Dedication of Right-of-way. As a condition of approving the annexation, the Mary K. Rupnow Trust and the Arnold F. Rupnow Trust shall within three (3) months of publication of this ordinance convey to the City of Evansville that portion of property being annexed that lies within the existing right-of-way of County Highway M. Further, as a condition of approving the annexation, Landmark Services Cooperative shall within three (3) months of publication of this ordinance convey to the City of Evansville that portion of its property being annexed that lies within the existing right-of-way of County Highway M.

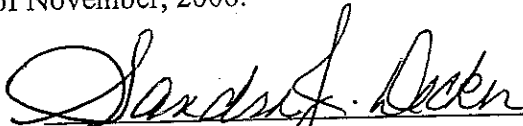
SECTION 7. Election District Designation. The territory annexed by this Ordinance is hereby made part of Ward 8, Aldermanic District 4 subject to the ordinances and rules and regulations regarding such wards and districts.

SECTION 8. Severability. If any provision of this Ordinance is invalid or unconstitutional, or if the application of the 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.

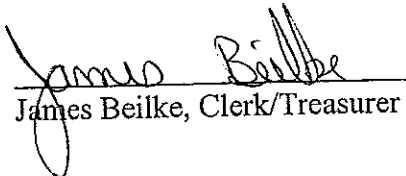
SECTION 9. Effective Date. This Ordinance shall take effect upon its passage and publication as provided by law.



Passed and adopted this 14th day of November, 2006.

 (SEAL)  
Sandra J. Decker, Mayor

ATTEST:

 (SEAL)  
James Beilke, Clerk/Treasurer

Introduced: 10/10/06  
Notices published: 10/25/06 11/1/06  
Public hearing held: 11/6/06  
Adopted: 11/14/06  
Published: 11/22/06 (within 10 days of adoption)

*Sponsors: This is a citizen-initiated ordinance.*

*Drafted on 10/4/06 by Tim Schwecke, AICP, City Planner*

STATE OF WISCONSIN  
RECEIVED & FILED

DEC - 7 2006

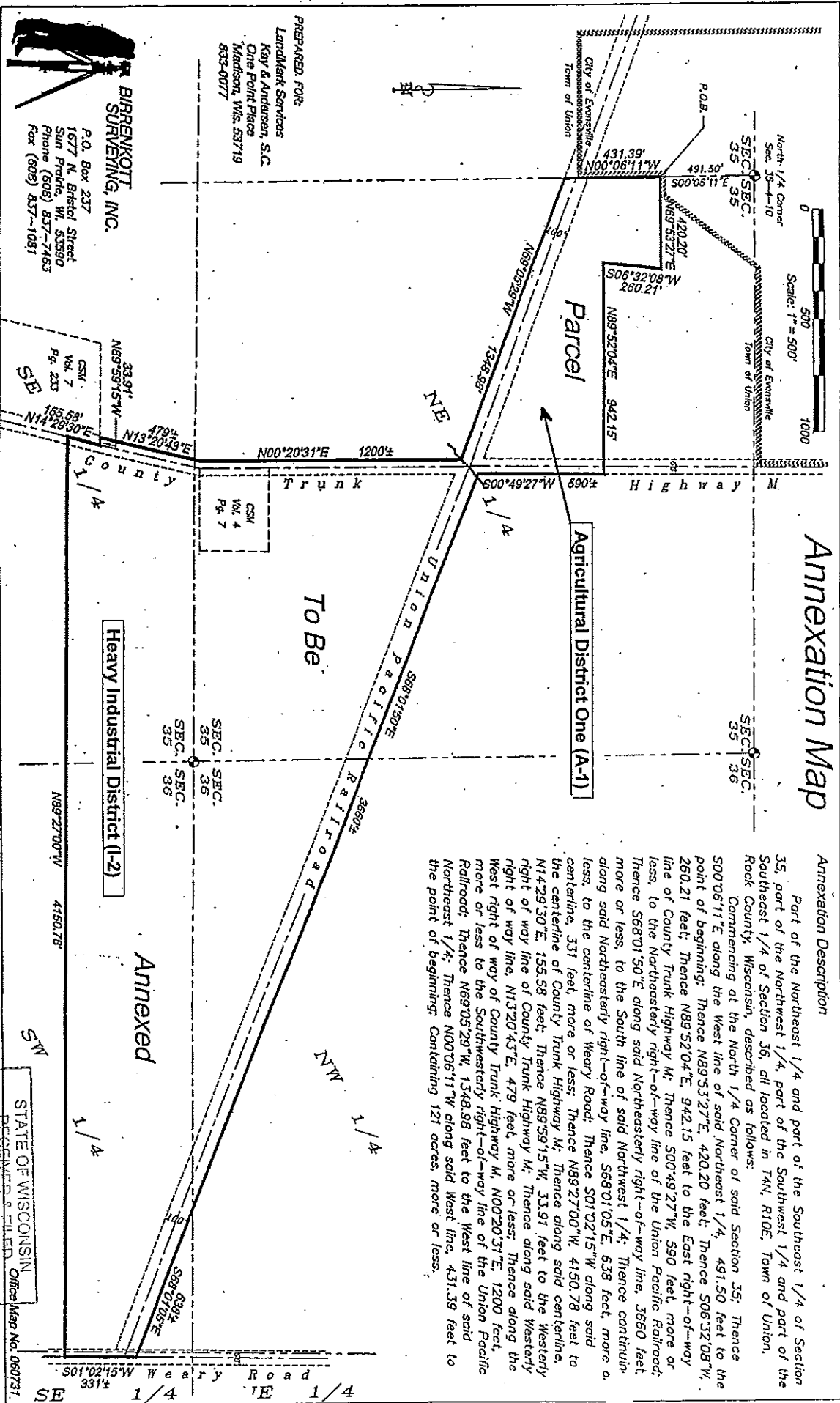
DOUGLAS LA FOLLETTE  
SECRETARY OF STATE

# Annexation Map

## Annexation Description

Part of the Northeast 1/4 and part of the Southeast 1/4 of Section 35, part of the Northwest 1/4, part of the Southwest 1/4 and part of the Southeast 1/4 of Section 36, all located in T4N, R10E, Town of Union, Rock County, Wisconsin, described as follows:

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PREPARED FOR:  
LandMark Services  
Ray & Andersen, S.C.  
One Point Place  
Madison, WI. 53719  
608-4077

BIRRENKOTT  
SURVEYING, INC.  
P.O. Box 237  
1677 N. Bristol Street  
Sun Prairie, WI. 53580  
Phone (608) 837-7463  
Fax (608) 837-1081

DEC - 7 2006

DOUGLAS LA FOLLETTE  
SECRETARY OF STATE

STATE OF WISCONSIN  
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Office Map No. 060731