

C-144

CITY OF KENOSHA  
625 - 52nd Street, Room 105  
Kenosha, Wisconsin 53140-3480  
Phone (262)653-4020  
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cityclerk@kenosha.org  
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Michael K. Higgins  
City Clerk - Treasurer

Debra L. Salas  
Deputy City Clerk-Treasurer

ORD  
[Redacted] 9236

November 27, 2007

Annexations and Railroads  
Division of Government Records  
Office of the Secretary of State  
P.O. Box 7848  
Madison, Wisconsin 53707-7848

**RE: Attachment and Temporary Zoning District Classification of Land in the Town of Somers (South of Burlington Road east of 120th Avenue, 80-4-222-193-0305, 80-4-222-193-0300, 80-4-222-302-0100, 80-4-222-302-0210, 80-4-222-303-0100, 80-4-222-303-0200, 80-4-222-303-0225, 80-4-222-303-0250, 80-4-222-303-0275)**

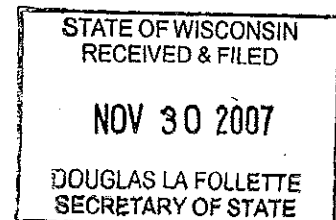
The City of Kenosha Common Council on November 19, 2007, adopted Ordinance No. 67-07, "Attachment and Temporary Zoning District Classification Ordinance" under Section 66.0307 City of Kenosha/Town of Somers State Approved Cooperative Plan.

Enclosed is a copy of said ordinance, including map and legal description of the territory, Certificate of Attachment and Population relative to the above attachment.

Sincerely,

CITY OF KENOSHA

Debra L. Salas  
Deputy City Clerk




RE: Attachment and Temporary Zoning District Classification of Land in the Town of Somers (South of Burlington Road east of 120th Avenue, 80-4-222-193-0305, 80-4-222-193-0300, 80-4-222-302-0100, 80-4-222-302-0210, 80-4-222-303-0100, 80-4-222-303-0200, 80-4-222-303-0225, 80-4-222-303-0250, 80-4-222-303-0275)

**CERTIFICATE OF ATTACHMENT, SECTION 66.0307**  
**WISCONSIN STATUTES**

I, Debra L. Salas, Deputy City Clerk of the City of Kenosha, Wisconsin do hereby certify that on the 19th day of November, 2007, the Kenosha Common Council by Ordinance duly adopted, and did attach to the City of Kenosha, territory in the Town of Somers, KENOSHA COUNTY, WISCONSIN.

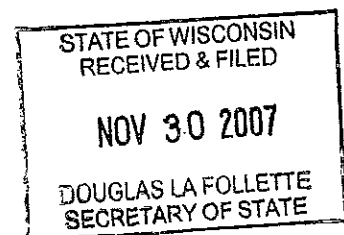
I further certify that attached thereto and made a part hereof is a true and correct copy of the legal description and plat of the territory so attached.

Dated this 27th day of November, 2007.



Debra L. Salas  
Deputy City Clerk

SEAL



RE: Attachment of territory in the Town of Somers (South of Burlington Road east of 120th Avenue, 80-4-222-193-0305, 80-4-222-193-0300, 80-4-222-302-0100, 80-4-222-302-0210, 80-4-222-303-0100, 80-4-222-303-0200, 80-4-222-303-0225, 80-4-222-303-0250, 80-4-222-303-0275)

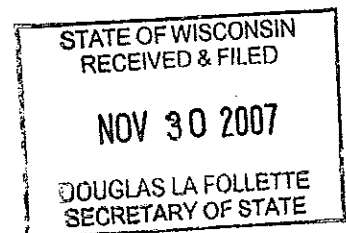
**CERTIFICATE OF POPULATION**

I, Debra L. Salas, Deputy City Clerk of the City of Kenosha, County of Kenosha, State of Wisconsin, do hereby certify that the population of the area so attached to the City of Kenosha with the passage of Kenosha Ordinance 67-07 is Zero (-0-).



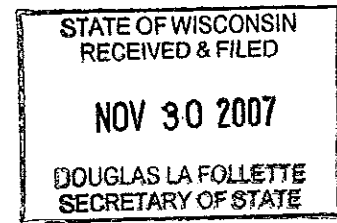
Debra L. Salas  
Deputy City Clerk

SEAL



ATTACHMENT AND TEMPORARY ZONING DISTRICT CLASSIFICATION ORDINANCE  
Under Section 66.0307, Wisconsin Statutes,  
City of Kenosha/Town of Somers  
State Approved Cooperative Plan

Parcel Nos. 80-4-222-193-0305;  
80-4-222-193-0300; 80-4-222-302-0100;  
80-4-222-302-0210; 80-4-222-303-0100;  
80-4-222-303-0200; 80-4-222-303-0225;  
80-4-222-303-0250; and, 80-4-222-303-0275,  
Town of Somers  
[VK Somers, L.L.C. - Property Owners]



ORDINANCE NO. 67 - 07

BY: THE MAYOR

Attaching to the City of Kenosha, Wisconsin, territory in the Town of Somers, Kenosha County, Wisconsin, and providing temporary zoning district classifications under Section 66.0307, Wisconsin Statutes, City of Kenosha/Town of Somers State Approved Cooperative Plan:

The Common Council of the City of Kenosha, Wisconsin, do ordain as follows:

**Section One: Territory Attached.** In accordance with City of Kenosha/Town of Somers Cooperative Plan under Section 66.0307 of the Wisconsin Statutes, approved by the Wisconsin Department of Administration, Intergovernmental Relations, Municipal Boundary Review, on August 8, 2005, the territory in the Town of Somers, Kenosha County, Wisconsin, with an associated population of zero (0), described on the attached legal description, Attachment "A", and map, Attachment "B", is hereby attached to the City of Kenosha, Wisconsin, as hereinafter provided.

**Section Two: Effect of Attachment.** From and after November 24, 2007, the date of attachment, the territory described in Section One shall be a part of the City of Kenosha 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 Kenosha.

**Section Three: Temporary Zoning District Classifications.** The territory described in Section One, upon attachment, shall have the temporary zoning district classifications shown on Attachment "C", which zones the territory under the most restrictive classification of the City Zoning Ordinance. This temporary zoning district classification shall be and remain in effect for each parcel of land described therein until this Temporary Zoning District Classification Ordinance is amended as

prescribed in Section 62.23(7)(d), Wisconsin Statutes.

**Section Four: District and Ward Designation.** The territory described in Section One is hereby made a part of the 70th Ward of the 16th District of the City of Kenosha, subject to the Ordinances, rules and regulations of the City governing Wards and Districts. The County Board of Supervisors for Kenosha County is requested to have the attached area included in the same District and Ward for the County Supervisory seat as for the City Aldermanic seat.

**Section Five: 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 Six: Effective Date.** This Ordinance, the Attachment, and the Temporary Zoning District Classifications shall take effect upon passage, publication and November 24, 2007, as provided by law.

ATTEST:  Deputy City Clerk  
Debra L. Salas

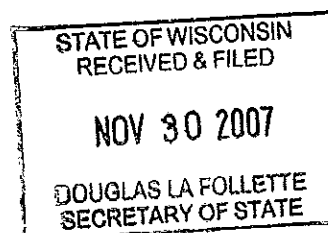
APPROVED:  Mayor  
John M. Antaramian

Date: November 20, 2007

Passed: November 19, 2007

Published: November 30, 2007

Drafted By:  
PATRICK J. SHEEHAN,  
City Attorney



CITY OF KENOSHA  
DISTRICT MAP  
ATTACHMENT ORDINANCE

Attachment "A"

SUPPLEMENT NO. AT11-07 ACCOMPANYING ORD. NO. \_\_\_\_\_

VK SOMERS, LLC PETITION  
ATTACHMENT DESCRIPTION

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DOUGLAS LA FOLLETTE  
SECRETARY OF STATE

Part of the Southwest Quarter of Section 19, and part of the Northeast Quarter, part of the Northwest Quarter and part of the Southwest Quarter of Section 30, in Town 2 North, Range 22 East of the Fourth Principal Meridian, lying and being in Somers Township, Kenosha County, Wisconsin and being more particularly described as follows:

Beginning at the southeast corner of the Southwest Quarter of said Section 30; thence South 88°53'14" West along the south line of said Quarter Section, and in part along the present corporate limits of the City of Kenosha, 2,192.53 feet to the southwest corner of the Southwest Quarter of said Section 30; thence North 1°42'13" West along the west line of said Quarter Section, 2,648.21 feet to the southwest corner of the Northwest Quarter of said Section 30; thence North 1°34'08" West along the west line of said Quarter Section, 2,641.67 feet to the southwest corner of the Southwest Quarter of said Section 19; thence North 1°42'50" West along the west line of said Quarter Section, 1,025.18 feet; thence North 88°30'55" East parallel to the south line of said Quarter Section, 435.52 feet to the east right-of-way line of Interstate Highway "94", and to the northwest corner of Kenosha County Tax Parcel 80-4-222-193-0305, being a parcel of land shown on a November 26, 2002 ALTA/ACSM Land Title Survey by Wisconsin Registered Land Surveyor James G. Schneider; thence North 56°48'52" East, 37.69 feet (recorded on said survey as being North 56°49'30" East, 37.76 feet); thence South 64°12'57" East, 260.00 feet (recorded on said survey as being South 64°03'20" East, 260.00 feet) to the northeast corner of said parcel of land, being here also the south right-of-way line of County Trunk Highway "S"; thence continuing South 64°12'57" East, along the south right-of-way line of County Trunk Highway "S", 129.13 feet; thence southeasterly along said south right-of-way line, being here the arc of a circular curve which is concave northeasterly, 501.23 feet; said curve having a central angle of 9°51'32", a radius of 2,912.93 feet and a chord which bears South 69°08'43" East a distance of 500.61 feet to the east line of Kenosha County Tax Parcel 80-4-222-193-0300; thence South 1°41'07" East along said east line, 676.42 feet, being here also the east line of a parcel of land shown as parcel "A" on a revised September 7, 2005 survey by Wisconsin Registered Land Surveyor Glen A. Marescalco; thence North 88°30'55" East along the north line of the Northwest Quarter of said Section 30, a distance of 273.66 feet to a point which is 613.50 feet west of the northeast corner of said Quarter Section; thence South 1°43'46" East, parallel to the east line of said Quarter Section, 330.00 feet; thence North 88°30'55" East, parallel to the north line of said Quarter Section, 613.50 feet to the east line of said Quarter Section; thence South 1°43'46" East, along said east line, 886.87 feet; thence North 87°25'10" East, along a northeast line of the parcel of land shown as parcel "B" on said September 7, 2005 Glen A. Marescalco survey, 777.12 feet more or less, to the center of a branch of the Des Plaines River, also described as the Kilbourn Road Ditch or the Kilbourn Ditch Creek; thence southerly along the centerline of

- CONTINUED ON PAGE 4 OF 4 -

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DOUGLAS LA FOLLETTE  
SECRETARY OF STATEATTACHMENT DESCRIPTION CONTINUED

said waterway, 1,446 feet more or less, to the north right-of-way line of County Trunk Highway "N", also known here as 38th Street; thence west along said north right-of-way line, 438.51 feet to the east line of Kenosha County Tax Parcel 80-4-222-301-0300; thence north along the east line of said Kenosha County Tax Parcel 80-4-222-301-0300, a distance of 256.84 feet; thence west along the north line of Kenosha County Tax Parcels 80-4-222-301-0300, 80-4-222-302-0110, 80-4-222-302-0120 and 80-4-222-302-0130, a distance of 585.00 feet; thence south along the west line of said Kenosha County Tax Parcel 80-4-222-302-0130, a distance of 256.42 feet to the north right-of-way line of said County Trunk Highway "N"; thence South 86°59'35" West along said north right-of-way line, 908.53 feet; thence South 88°41'27" West along said north right-of-way line, being here parallel to, and 33.00 feet north of the north line of the Southwest Quarter of said Section 30, a distance of 0.57 feet to the northerly extension of the west line of Parcel "A" of Certified Survey Map 620; thence south along the northerly extension of the west line of said Parcel "A", 33.01 feet to the north line of said Quarter Section; thence continuing south along the west line of said Parcel "A", 435.60 feet; thence east along the south line of Parcels "A" and "B" of Certified Survey Map 620, a distance of 341.00 feet; thence north along the east line of said Parcel "B", 65.73 feet to the westerly extension of the south line of Kenosha County Tax Parcel 80-4-222-303-0170, said tax parcel being described and recorded in Volume 1183, Page 49 Document 732312 with the Kenosha County Register of Deeds Office; thence east parallel to the centerline of County Trunk Highway "N", 80.80 feet, more or less, to the west line of Kenosha County Tax Parcel 80-4-222-303-0160, said tax parcel being described and recorded in Volume 1415, Pages 759-60 Document 852893 with said registry; thence South 2°12'05" East parallel to the east line of the Southwest Quarter of said Section 30, a distance of 55.60 feet to the south line of said Tax Parcel 80-4-222-303-0160; thence east parallel to the centerline of County Trunk Highway "N", 100.00 feet; thence North 2°12'05" West parallel to the east line of said Quarter Section, 402.60 feet to the south right-of-way line of County Trunk Highway "N"; thence east along said south right-of-way line, 375.00 feet to the west line of Kenosha County Tax Parcel 80-4-222-303-0130, said tax parcel being described in a Warranty Deed recorded as Document 987764 on April 3, 1995 with said registry; thence South 2°12'05" East parallel to the east line of said Quarter Section 402.60 feet to the south line of said Tax Parcel 80-4-222-303-0130; thence east parallel to the centerline of County Trunk Highway "N", 300.00 feet to the east line of Kenosha County Tax Parcel 80-4-222-303-0110, said tax parcel being described in a Quit Claim Deed recorded as Document 889761 on March 24, 1992 with said registry; thence North 2°12'05" West parallel to the east line of said Quarter Section 402.60 feet to the south right-of-way line of County Trunk Highway "N"; thence east along said south right-of-way line, 122.52 feet to the east line of the Northwest Quarter of said Section 30; thence South 1°43'46" East along said east line, 1.4 feet, more or less, to the northeast corner of the Southwest Quarter of said Section 30; thence South 2°12'05" East along the east line of said Quarter Section 2,655.98 feet to the southeast corner of said Quarter Section and the point of beginning; containing 292.451 acres of land, more or less.

CITY OF KENOSHA  
DISTRICT MAP  
ATTACHMENT ORDINANCE

SUPPLEMENT NO. ATT-07 ACCOMPANYING ORD. NO. \_\_\_\_\_

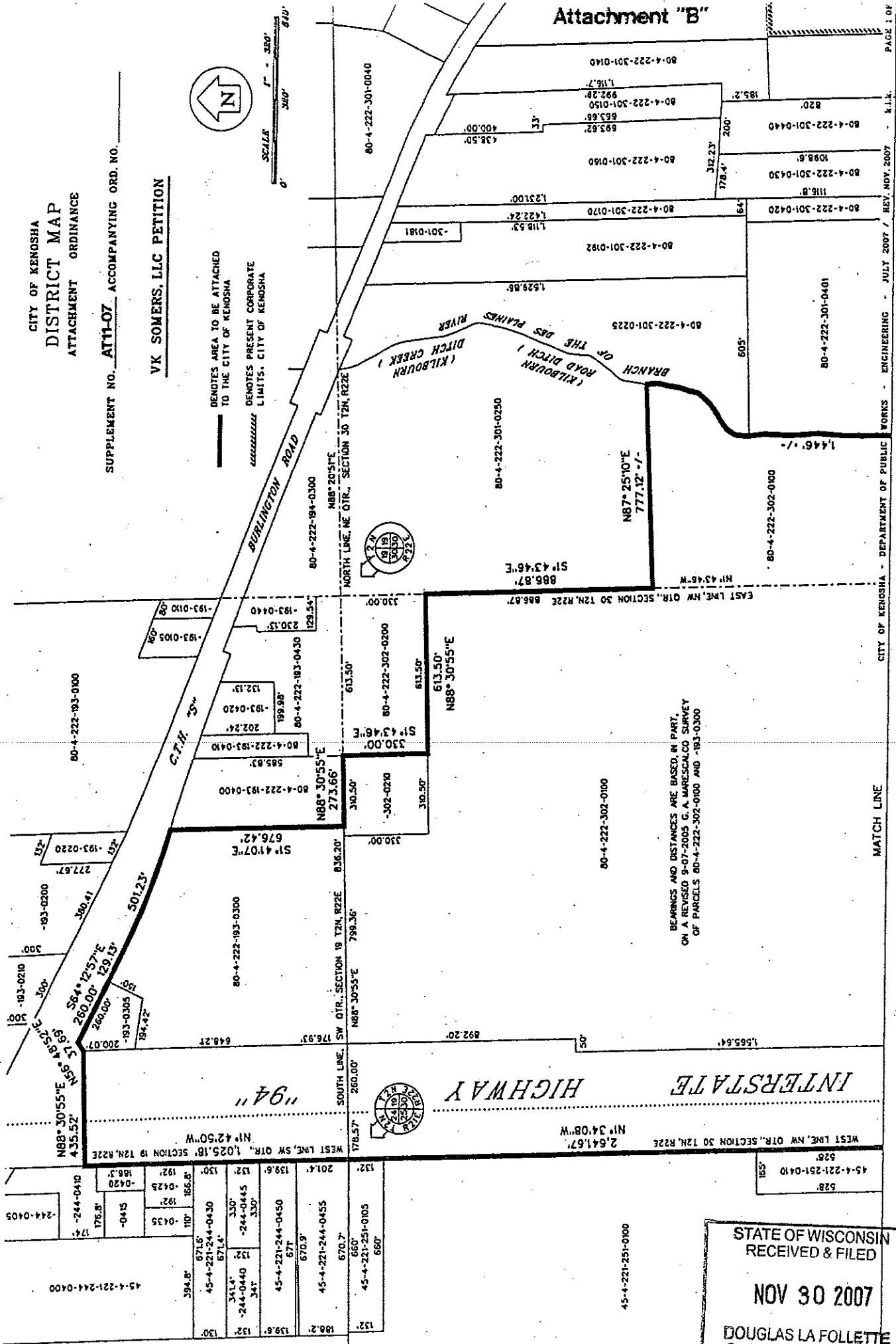
VK SOMERS, LLC PETITION

— DENOTES AREA TO BE ATTACHED TO THE CITY OF KENOSHA  
 - - - - - DENOTES PRESENT CORPORATE LIMITS, CITY OF KENOSHA



SCALE: 1" = 300'  
0' 300' 600'

Attachment "B"



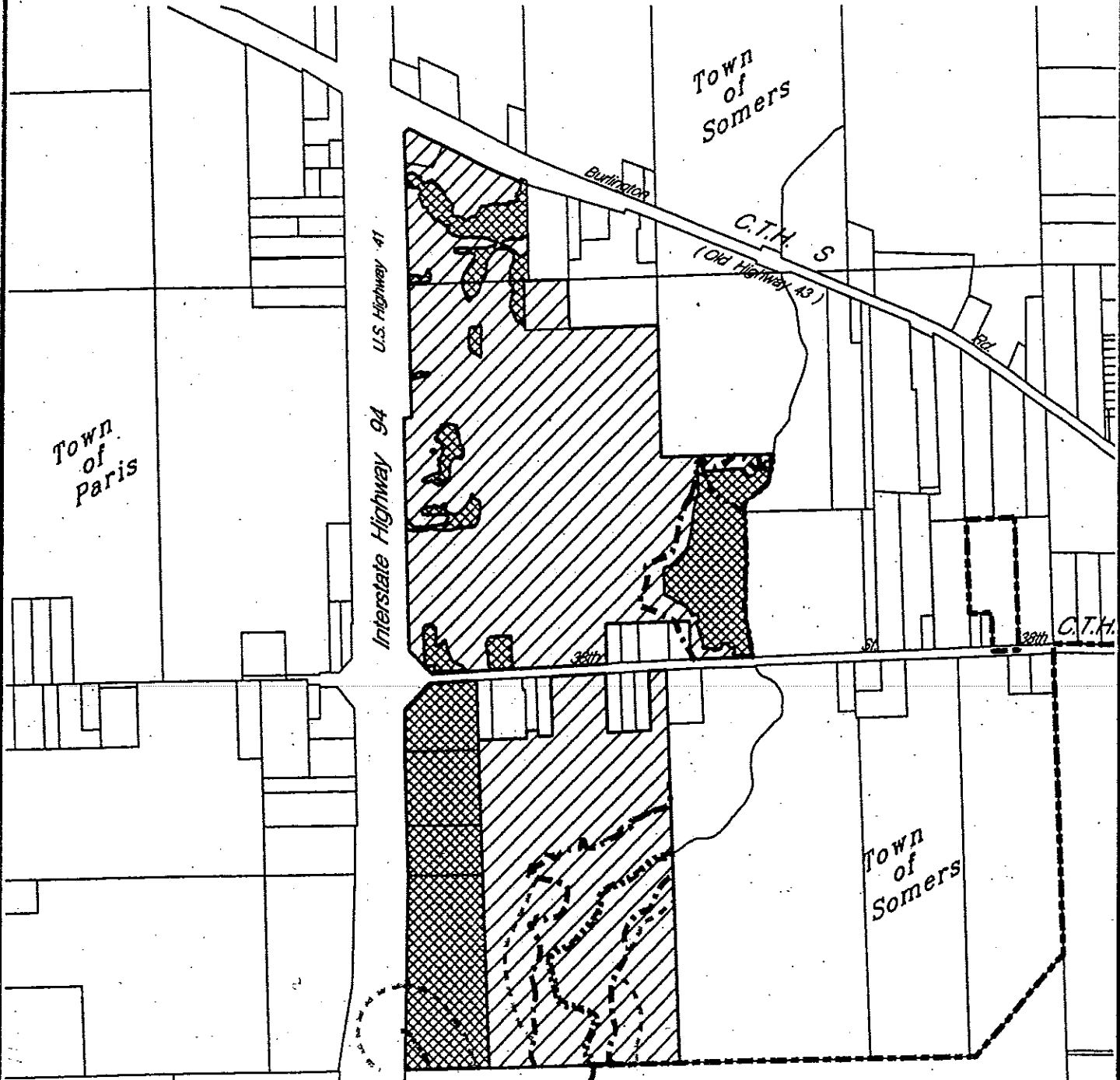
BEARINGS AND DISTANCES ARE BASED, IN PART, ON A REVISED 9-07-2005 C. A. MARESCALCO SURVEY OF PARCELS 80-4-222-302-0100 AND -183-0300








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# Temporary Zoning District Classification Map Attachment "C"

SUPPLEMENT NO. AT11-07  
ORDINANCE NO. \_\_\_\_\_



- Property to be zoned:**
-  A-2 Agricultural Land Holding
  -  C-2 Lowland Conservancy
  -  FW Floodway
  -  FFO Flood Fringe Overlay
  -  SWO Shoreland Wetland Overlay
  -  All Air-4
  -  Municipal Boundary

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