



VILLAGE OF GENOA CITY

ORDINANCE NO. 07-12-2018

AN ORDINANCE ANNEXING CERTAIN PROPERTY AND INCORPORATING THE SAME WITHIN THE CORPORATE BOUNDARIES OF THE VILLAGE OF GENOA CITY PURSUANT TO THE PROVISIONS OF WISCONSIN STATUTES, SECTION 66.0217.

BE IT ORDAINED BY THE VILLAGE BOARD OF THE VILLAGE OF GENOA CITY, WALWORTH COUNTY, WISCONSIN, AS FOLLOWS:

WHEREAS, the Petitioner, PEASE LEASING CO. INC all of the owners of the real estate described in Exhibit A which is attached hereto and incorporated by this reference, located within the Town of Bloomfield, Walworth County, Wisconsin, and;

WHEREAS, the Petitioners have filed a petition for direct annexation on June 12, 2018 by unanimous approval of the land owned and occupied by them with the Village Clerk of Genoa City, Wisconsin and the Town Clerk of Bloomfield, Wisconsin has been notified pursuant to Wis. Stat. sec. 66.0217(2),

WHEREAS, the Village of Genoa City and all of the property to be annexed are located within Walworth County, Wisconsin, and;

WHEREAS, the Petitioners further filed a copy of the petition for direct annexation by unanimous approval to the State of Wisconsin Department of Administration for its review on June 14, 2018 and more than 20 days has passed in which the Department of Administration has reviewed and found to be in the public interest. The territory proposed for annexation is reasonably shaped and contiguous to the Village of Genoa City which is able to provide needed municipal services, and upon annexation will eliminate a Village island by prior annexations, and;

WHEREAS, the Village of Genoa City, Walworth County, Wisconsin, now agrees to annex said property and incorporate the same within the corporate boundaries of the Village of Genoa City pursuant to Wis. Stat. sec. 66.0217;

NOW THEREFORE, BE IT ORDAINED, the Village Board of Genoa City, Walworth County, Wisconsin, as follows:

Annexation of Property. There is hereby annexed to the Village of Genoa City, lands described in Exhibit A which is attached hereto and incorporated within the corporate boundaries thereof, the following property adjoining the present corporate boundaries of the Village, currently owned by the Owner: See Exhibit A.

Zoning. The property described in Exhibit A is to be temporarily zoned as M-1 Light Industrial District as approved by the Plan Commission until the Village Board shall make a permanent classification to M-1 Light Industrial District within one year of annexation per Village Zoning Chapter 310-44 (D) Annexations.

Accuracy of Map of Annexed Property. (a) The map attached to this ordinance as Exhibit A is an accurate map of the property annexed, and such map is adopted as the official map of the property annexed, and the Village Clerk of the Village of Genoa City shall file immediately with the secretary of administration a certified copy of the ordinance, certificate and plat, and shall send one

copy to each company that provides any utility service in the area that is annexed. The village shall also file with the county clerk or board of election commissioners the report required by s. 5.15 (4) (b). The clerk shall record the ordinance with the register of deeds and file a signed copy of the ordinance with the clerk of any affected school district. Failure to file, record or send does not invalidate the annexation and the duty to file, record or send is a continuing one. The clerk shall certify annually to the secretary of administration and record with the register of deeds a legal description of the total boundaries of the municipality as those boundaries existed on December 1, unless there has been no change in the 12 months preceding and must meet any other filing requirements under Wis. Stat. sec. 66.0217(9).

Population. The Village Board has determined that the population of the annexed property is zero (0).

Limitations. The Village agrees to pay annually to the Town of Bloomfield for five (5) years, an amount equal to the amount of property taxes that the town levied on the annexed territory, as shown by the tax roll in the year in which the annexation is final pursuant to Wis. Stat. sec 66.0217(14).

Effective Date. This ordinance shall become effective immediately upon passage by a two-thirds majority of the Village Board and publication as required by law.

Voted Aye: 5
Voted Nay: 0
Absent: 2
Abstain

Passed by the Village Board of the Village of Genoa City on the 12th day of July, 2018.

VILLAGE OF GENOA CITY

APPROVED BY:


William Antti, Village President

ATTESTED:

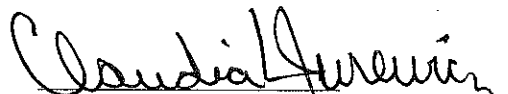

Claudia L. Jurewicz, Clerk/Treasurer

EXHIBIT A

Legal Description of N441 Williams Rd in Town of Bloomfield Property located S ½ NE ¼ E OF NEW HIGHWAY 12. SECTION 36 T1N R18E.

PART OF THE NORTHWEST ¼ OF SECTION 36 TOWNSHIP 1 NORTH, RANGE 18 EAST, WALWORTH COUNTY WISCONSIN, COMMENCING AT THE NORTHEAST CORNER OF THE NORTHWEST ¼ OF SAID SECTION; THENCE SOUTH 1 DEGREE, 38 MINUTES 49 SECONDS EAST, ALONG THE EAST LINE OF THE NORTHWEST ¼ OF SAID SECTION, A DISTANCE OF 663.78 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING SOUTH 1 DEGREE, 38 MINUTES 49 SECONDS EAST, ALONG THE EAST LINE OF THE NORTHWEST ¼ OF SAID SECTION, A DISTANCE OF 664.12 FEET; THENCE ~~NORTH 88 DEGREES 36 MINUTES EAST, 366.27 FEET~~ Change to: **SOUTH 88 DEGREES 39 MINUTES 55 SECONDS WEST 366.27 FEET** TO ITS INTERSECTION WITH THE EAST RIGHT OF WAY FOR U.S. HIGHWAY 12; THENCE NORTH 0 DEGREES 20 MINUTES 3 SECONDS WEST, ALONG SAID EAST RIGHT OF WAY LONE, 664.12 FEET; THENCE NORTH 88 DEGREES 39 MINUTES 3 SECONDS EAST, 351.05 FEET TO THE POINT OF BEGINNING. SUBJECT TO THE RIGHTS OF THE PUBLIC, AND STATE OF WISCONSIN IN AND TO THOSE PORTIONS THEREOF TAKEN USED OR DEDICATED FOR PUBLIC ROAD PURPOSES.

CERTIFICATION

STATE OF WISCONSIN)


1

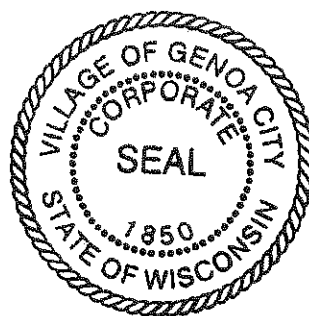
COUNTY OF WALWORTH)

1

I hereby certify that the foregoing Ordinance is a true, correct and complete copy of the Ordinance duly and regularly passed by the Village Board of the Village of Genoa City on the 12th day of July, 2018 and that said Ordinance has not been repealed or amended and is now in full force and effect. Also, that Municipal Boundary Review (MBR) #14123 has been reviewed by the Department of Administration and found to be in the public interest.

Dated this 12th day of July, 2018


Claudia L Jurewicz, Village Clerk/Treasurer





COPY

SCOTT WALKER
GOVERNOR
ELLEN NOWAK
SECRETARY

Municipal Boundary Review
PO Box 1645, Madison WI 53701
Voice (608) 264-6102 Fax (608) 264-6104
Email: wimunicipalboundaryreview@wi.gov
Web: <http://doa.wi.gov/municipalboundaryreview>

July 03, 2018

PETITION FILE NO. 14123

CLAUDIA JUREWICZ, CLERK
VILLAGE OF GENOA CITY
PO BOX 428
GENOA CITY, WI 53128-0428

CINDY HOWARD, CLERK
TOWN OF BLOOMFIELD
PO BOX 609
PELL LAKE, WI 53157-0609

Subject: PEASE LEASING CO. INC. ANNEXATION

The proposed annexation submitted to our office on June 14, 2018, has been reviewed and found to be in the public interest. In determining whether an annexation is in the public interest, s. 66.0217 (6), Wis. Stats. requires the Department to examine "[t]he shape of the proposed annexation and the homogeneity of the territory with the annexing village or city...." so as, to ensure the resulting boundaries are rational and compact. The statute also requires the Department to consider whether the annexing city or village can provide needed municipal services to the territory. The subject petition is for territory that is reasonably shaped and contiguous to the **VILLAGE OF GENOA CITY**, which is able to provide needed municipal services.

Note: It appears that the course shown as NORTH 88 DEGREES 36 MINUTES EAST 366.27 FEET in the legal description of the territory to be annexed must be changed to SOUTH 88 DEGREES 39 MINUTES 55 SECONDS WEST 366.27 FEET to agree with the scale map of the territory.

The Department reminds clerks of annexing municipalities of the requirements of s. 66.0217 (9)(a), Wis. Stats., which states:

"The clerk of a city or village which has annexed shall file immediately with the secretary of administration a certified copy of the ordinance, certificate and plat, and shall send one copy to each company that provides any utility service in the area that is annexed. The clerk shall record the ordinance with the register of deeds and file a signed copy of the ordinance with the clerk of any affected school district..."

State and federal aids based on population and equalized value may be significantly affected through failure to file with the Department of Administration. Please file a copy of your annexing ordinance, including a statement certifying the population of the annexed territory. **Please include your MBR number 14123 with your ordinance.** Ordinance filing checklist available at <http://mds.wi.gov/>, click on "Help on How to Submit Municipal Records". Email scanned copy of required materials (color scan maps with color) to mds@wi.gov or mail to: Wisconsin Department of Administration, Municipal Boundary Review, PO Box 1645, Madison WI 53701-1645.

The petition file is available for viewing at: <http://mds.wi.gov/View/Petition?ID=2196>
Please call me at (608) 264-6102, should you have any questions concerning this annexation review.

Sincerely,

Erich Schmidtke, Municipal Boundary Review

cc: petitioner

PLAT OF SURVEY
LOCATED IN THE NE 1/4 OF THE NW 1/4
OF SECTION 35, TOWN 1 NORTH, RANGE 18 EAST,
TOWN OF BLOOMFIELD, WALWORTH COUNTY, WISCONSIN

14 123

TAX ID: 17485300001

US HIGHWAY 12

LEGAL DESCRIPTION

OF PROPERTY DESCRIBED AS:

PART OF THE NORTHWEST 1/4 OF SECTION 35, TOWNSHIP 1 NORTH, RANGE 18 EAST, WALWORTH COUNTY WISCONSIN, COMMENCING AT THE NORTHEAST CORNER OF THE NORTHWEST 1/4 OF SAID SECTION, THENCE SOUTH 1 DEGREE, 38 MINUTES 49 SECONDS EAST, ALONG THE EAST LINE OF THE NORTHWEST 1/4 OF SAID SECTION, A DISTANCE OF 663.78 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING SOUTH 1 DEGREE, 38 MINUTES 49 SECONDS EAST, ALONG THE EAST LINE OF THE NORTHWEST 1/4 OF SAID SECTION, A DISTANCE OF 664.12 FEET; THENCE NORTH 88 DEGREES 39 MINUTES EAST, 355.27 FEET TO ITS INTERSECTION WITH THE EAST RIGHT OF WAY FOR U.S. HIGHWAY 12; THENCE NORTH 8 DEGREES 20 MINUTES 3 SECONDS WEST, ALONG SAID EAST RIGHT OF WAY LINE, 664.12 FEET; THENCE NORTH 88 DEGREES 39 MINUTES 3 SECONDS EAST, 351.05 FEET TO THE POINT OF BEGINNING, SUBJECT TO THE RIGHTS OF THE PUBLIC, AND STATE OF WISCONSIN IN AND TO THOSE PORTIONS THEREOF TAKEN USED OR DEDICATED FOR PUBLIC ROAD PURPOSES.

LANDS SURVEYED
TOTAL AREA

TAX ID: MB 3500003
238175 SQ. FT.
(5.47 ACRES)

ROAD AREA

21918 SQ. FT.
(0.50 ACRES)

NET USEABLE AREA

216259 SQ. FT.
(4.96 ACRES)

NOTE: COPIES OF THIS MAP TO WHICH THE FOLLOWING CERTIFICATE WILL APPLY SHOW THE SURVEYOR'S ORIGINAL SEAL AND SIGNATURE IN RED INK. COPIES BY ANY OTHER MEANS MAY HAVE ALTERATIONS WHICH DO NOT REPRESENT THE SURVEYOR'S WORK PRODUCT.

I HEREBY CERTIFY THAT THE ABOVE DESCRIBED PROPERTY HAS BEEN SURVEYED UNDER MY DIRECTION AND THAT THE ABOVE MAP IS A TRUE REPRESENTATION THEREOF AND SHOWS THE SIZE AND LOCATION OF THE PROPERTY AND ITS EXTERIOR BOUNDARIES. THIS SURVEY IS MADE FOR THE USE OF THE PRESENT OWNERS OF THE PROPERTY, AND ALSO THOSE WHO PURCHASE, MORTGAGE, OR GUARANTEE THE TITLE, THEREIN WITHIN ONE YEAR FROM THE DATE HEREOF.

DATE: 05/21/2018

BRIAN M. CARLSON P.L.S. 2039

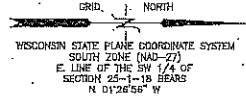


WILLIAMS ROAD

[66' WIDE R.O.W.]

WILD ROSE ROAD

[66' WIDE R.O.W.]



MAP SCALE IN FEET - ORIGINAL 1"=30'

LEGEND

- = FOUND IRON REBAR STAKE
- = FOUND IRON PIPE
- △ = FOUND NAIL
- ✕ = SET CHISELED "X"
- [XXX] = RECORDED AS
- = FOUND CONCRETE COUNTY MONUMENT



PLAT OF SURVEY

N441 WILLIAMS ROAD
GENOA CITY, WI 53128

FARRIS, HANSEN & ASSOCIATES, INC.

ENGINEERING -- ARCHITECTURE -- SURVEYING

7 RIDGWAY COURT P.O. BOX 437
ELKHORN, WISCONSIN 53121

OFFICE: (262) 723-2098 FAX: (262) 723-5886

REVISIONS

PROJECT NO.

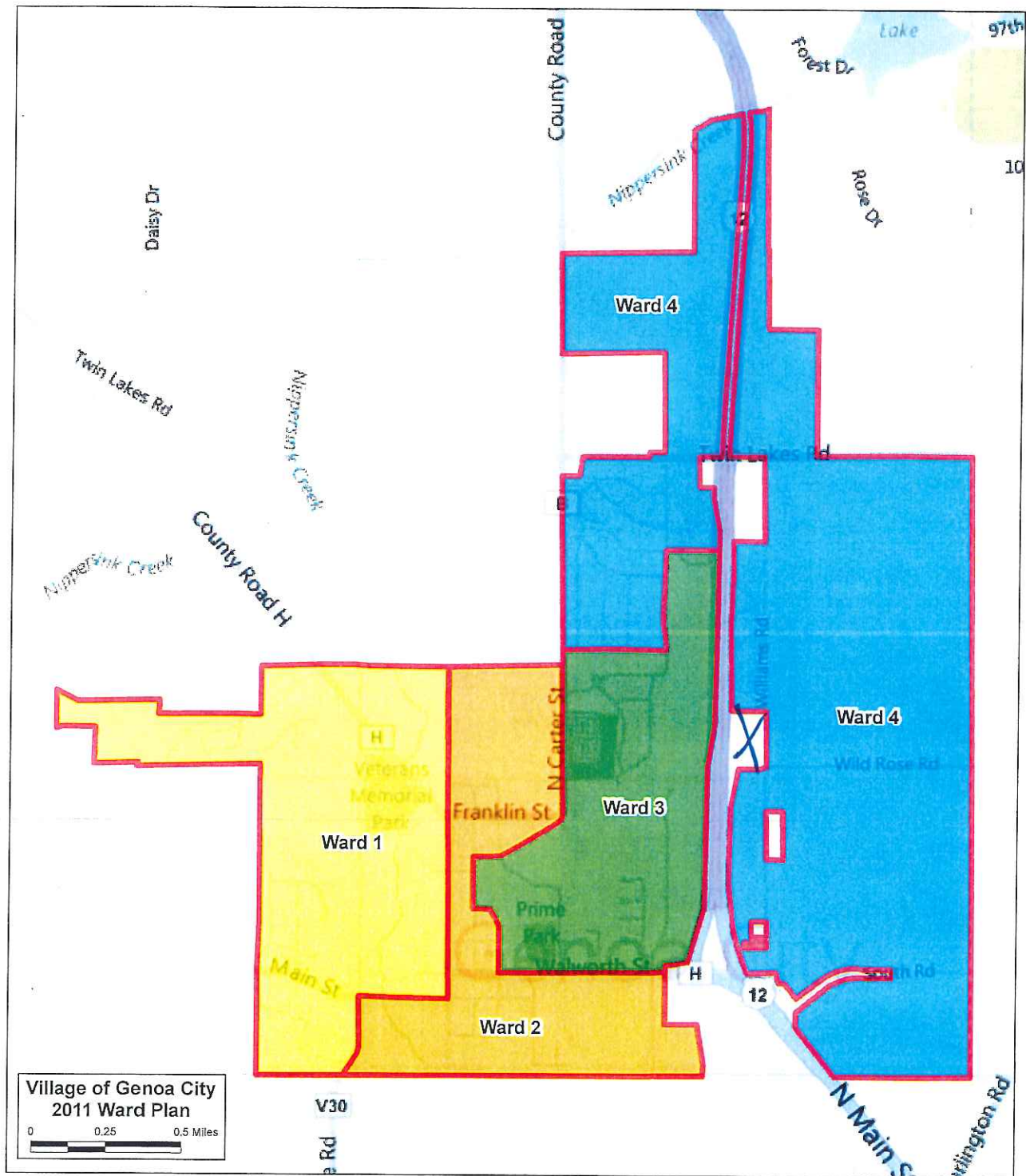
9958

DATE

05/21/2018

SHEET NO.

1 OF 1



X = property annexed