

ORD11284

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02/09/2021

Municipal Boundary Review
WI Dept. of Administration

February 3, 2021

State of Wisconsin
Department of Administration
Joel Brennan, Secretary
P.O. Box 7864
Madison, WI 53707

RE: Ordinance No. 2021-01 "Providing for a Boundary Change Pursuant to an Intergovernmental Agreement Between the Town of Port Washington and the Town of Grafton"

Greetings,

Please take notice that on February 1, 2021, the Town Board of the Town of Port Washington adopted Ordinance No. 2021-01 "Providing for a Boundary Change Pursuant to an Intergovernmental Agreement Between the Town of Port Washington and the Town of Grafton." Enclosed for filing is a certified copy of that ordinance including Exhibit A, a scale map of the territory detached from the Town of Grafton and attached to the Town of Port Washington. The ordinance describes the transferred territory and the associated population. These documents are being sent to or filed with you to meet the requirements of Wis. Stats. §66.0217(9)(a).

Very Truly Yours,

Heather Krueger
Clerk

cc: Dawn Vick

ORDINANCE 2021-01

TOWN OF PORT WASHINGTON, OZAUKEE COUNTY, WISCONSIN

**AN ORDINANCE PROVIDING FOR A BOUNDARY CHANGE PURSUANT TO AN
INTERGOVERNMENTAL AGREEMENT BETWEEN THE TOWN OF PORT WASHINGTON AND THE
TOWN OF GRAFTON**

WHEREAS, on May 13, 2020 the Town of Grafton adopted a resolution approving an Intergovernmental Agreement providing for the boundary change described on Exhibit A, pursuant to Wis. Stats. §66.0301(6); and

WHEREAS, on July 6, 2020, the Town of Port Washington adopted a resolution approving an Intergovernmental Agreement providing for the boundary change described on Exhibit A, pursuant to Wis. Stats. §66.0301(6); and

NOW, THEREFORE, BE IT RESOLVED, that the Town of Port Washington Board of Supervisors does ordain as follows:

SECTION 1. Boundary Change. In accordance with Wis. Stats. §66.0301(6)(e) the Town Board hereby accepts real property from the Town of Grafton into the Town of Port Washington through a boundary line adjustment pursuant to the Intergovernmental Agreement. Accordingly, the real property which was formerly a part of the Town of Grafton, now a part of the Town of Port Washington pursuant to the Intergovernmental Agreement, is attached to and incorporated into the Town of Port Washington and detached from the Town of Grafton pursuant to Wis. Stats. §66.0301(6). The attached real property that is now part of the Town of Port Washington pursuant to the boundary change is the parcel within the Town of Grafton described as 'Parcel 2' below:

LEGAL DESCRIPTION OF "PARCEL 1"

LOT 4 CERTIFIED SURVEY MAP 3856

BEING PART OF G.L. 4 OF SEC.33, T11N, R22E, TOWN OF PORT WASHINGTON, OZAUKEE COUNTY, WISCONSIN;

MORE PARTICULARLY DESCRIBED AS:

COMMENCING AT THE SW COR. SAID SEC.33; THENCE N87°22'26"E ALONG THE SOUTH LINE OF THE SW 1/4 SAID SEC.33 AND SAID G.L.4, 214.85 FEET TO THE POINT OF BEGINNING; THENCE N17°03'49"E, 85.03 FEET; THENCE N02°37'34"W, 24.83 FEET; THENCE N87°22'26"E, 299.24 TO AN OPENING MEANDER CORNER OF LAKE MICHIGAN; THENCE CONTINUING N87°22'26"E, 283 FEET MORE OR LESS TO SAID LAKE; THENCE SOUTHWESTERLY ALONG SAID LAKE; THENCE S87°22'26"W, 306 FEET MORE OR LESS TO A CLOSING MEANDER CORNER OF SAID LAKE, LOCATED S25°27'46"W, 118.89 FEET FROM SAID OPENING MEANDER CORNER; THENCE CONTINUING S87°22'26"W, 271.91

FEET TO THE POINT OF BEGINNING; CONTAINING 59,206 S.F. +/- (1.359 AC. +/-) THEREIN BEING 29,598 S.F. (0.679 AC.) WITHIN SAID MEANDER LINE.

LEGAL DESCRIPTION OF "PARCEL 2"

THE N 10 FEET OF THE NE 1/4 OF THE NW 1/4 SEC. 3, T10N, R22E, TOWN OF GRAFTON, OZAUKEE COUNTY, WISCONSIN, EXCEPTING THEREFROM THAT PART OF SAID 10 FEET WITHIN THE LIMITS OF LANDS DESCRIBED IN D.830675;

MORE PARTICULARLY DESCRIBED AS:

COMMENCING AT THE SW CORNER SAID LOT 4; THENCE N87°22'26"E ALONG THE SOUTH LINE OF SAID LOT 4, 107.10 FEET TO THE POINT OF BEGINNING; THENCE FROM SAID POINT OF BEGINNING, CONTINUING N87°22'26"E ALONG SAID SOUTH LINE, 164.81 FEET TO AN OPENING MEANDER CORNER OF LAKE MICHIGAN; THENCE CONTINUING N87°22'26"E ALONG SAID SOUTH LINE, 306 FEET (REC 329) +/- FEET TO THE OHW OF SAID LAKE; THENCE SOUTHWESTERLY ALONG SAID OHW LINE TO A POINT; THENCE S87°22'26"W, 316.60 +/- FEET TO A CLOSING MEANDER CORNER, SAID CORNER BEING LOCATED S25°27'46"W, 11.33 FEET FROM SAID OPENING MEANDER CORNER, THENCE CONTINUING S87°22'26"W, 163.30 FEET; THENCE N18°19'33"E (REC. S21°12'W), 10.71 FEET TO THE POINT OF BEGINNING; CONTAINING 4,702 S.F. +/- (0.108 AC.) +/- TO THE OHW THEREIN BEING 1,641 S.F. (0.038 AC.) WITHIN SAID MEANDER LINE.

Said Territory contains: 0.110 acres of land, more or less

Tax Parcel No.: 06-003-05-004.00

The current population of the boundary change area is zero (0) persons.

The real property subject to the boundary change is depicted on Exhibit A.

SECTION 2. Effect of Boundary Change. From and after the effective date of this ordinance, the Territory added to the Town of Port Washington on Exhibit A shall be part of the Town of Port Washington 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 Town of Port Washington.

SECTION 3. Ward Designation. The Territory shall be a part of Ward No. 2.

SECTION 4. Clerk Duties. The Town Clerk is hereby directed to notice and provide copies of this ordinance pursuant to the applicable Wisconsin Statutes.

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 and publication pursuant to law.

Adopted this 1st day of February, 2021

TOWN OF PORT WASHINGTON

By: Michael Didier

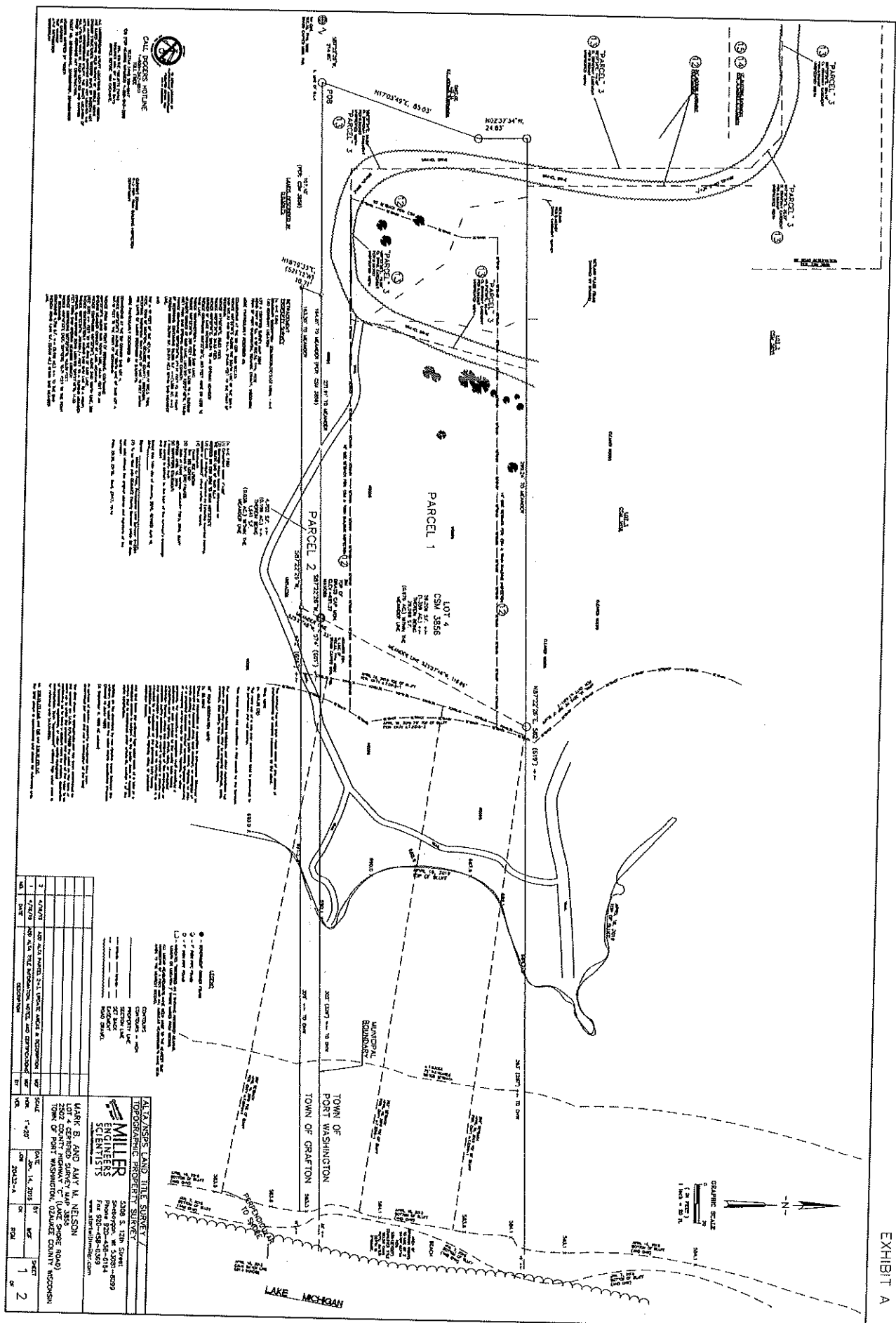
Michael Didier, Chair

ATTEST:

By: Heather Krueger

Heather Krueger, Clerk

EXHIBIT A



**STATE OF WI
TOWN OF PORT WASHINGTON
COUNTY OF OZAUKEE**



I, Heather Krueger, being duly sworn, on oath that pursuant to Sec. 60.80, Wis. Stats., on February 2, 2021, I posted copies of the attached:

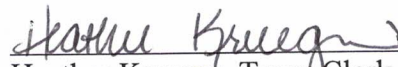
Ordinance # 2021-01- Boundary change pursuant to an intergovernmental agreement between the Town of Port Washington and the Town of Grafton, which will take effect upon passage of the Town of Port Washington Town Board on February 1, 2021.

That the above-noted action was posted as required in the following three (3) public places in the Town of Port Washington, Ozaukee County Wisconsin by posting at the following locations:

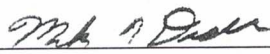
1. Town Hall
3715 Highland Drive
Port Washington, WI 53074
2. Disposal Drop-Off Site
3715 Highland Drive
Port Washington, WI 53074
3. <https://www.town.port-washington.wi.us/>

That I filed this affidavit in the records of the town clerk for the Town of Port Washington on February 2, 2021.

Subscribed and sworn to before me on this
2nd day of February, 2021.


Heather Krueger, Town Clerk

Personally came before me this 2nd day of February, 2021, the town clerk of the Town of Port Washington, Ozaukee County, known to me to be the person who executed and acknowledged the foregoing instrument.


Mike Didier, Town Chairman
Town of Port Washington
Ozaukee County, WI