

ORD11367

RECEIVED

09/14/2021

Municipal Boundary Review
WI Dept. of Administration

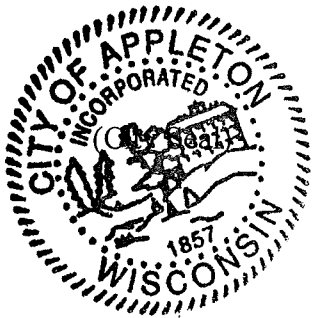
CERTIFICATION OF CLERK

I, KAMI LYNCH, the City Clerk of the City of Appleton, Wisconsin, do hereby certify that the attached Ordinance is a true and compared copy of Ordinance #14-21 adopted by the Mayor and Common Council of the City of Appleton, Outagamie/Calumet/Winnebago Counties, at a regular meeting held April 21, 2021.

Dated at Appleton, Wisconsin, this 13th day of September, 2021.



KAMI LYNCH
CITY CLERK



CERTIFICATE OF DETACHMENT
City of Appleton

I, KAMI LYNCH, the duly qualified City Clerk of the City of Appleton, County of Calumet, State of Wisconsin, DO HEREBY CERTIFY, that the following described territory was detached from said City of Appleton and was added to the Village of Harrison pursuant to 66.0227 of the Wisconsin Statutes of 2017-2018, by an Ordinance adopted by the Common Council at a regular meeting held April 21, 2021.

14-21

AN ORDINANCE DETACHING TERRITORY
FROM THE CITY OF APPLETON, WISCONSIN.
(Coop Road Detachment)

Record and return to:
City of Appleton
City Clerk's Office
100 N. Appleton Street
Appleton, WI 54911

The Common Council of the City of Appleton does ordain as follows:

Section 1: Territory Detached. In accordance with Section 66.027(2) of the Wisconsin Statutes for 2019 – 2020, the following described territory in the City of Appleton, Calumet County, Wisconsin, lying contiguous to the City of Appleton, is hereby detached to the Village of Harrison, Wisconsin.

A part of the West One-Half (W ½) of the Northwest Quarter (NW ¼) of Section 3, part of the West One-half (W ½) of the Southwest Quarter (SW ¼) of Section 3 and a part of the Northwest Quarter (NW ¼) of the Northwest Quarter (NW ¼) of Section 10, Township 20 North, Range 18 East, City of Appleton, Calumet County, Wisconsin, containing 4.0 Acres m/l of road right-of-way and being all that part of the City of Appleton lying East of the following described line:

Commencing at a point on the West line of the Northwest ¼ corner of said Section 3, lying North 00°31'53" East 1,798.73 feet from the West ¼ corner thereof and being the point of beginning;

Thence South 00°31'53" West 1,798.73 feet along the West line of the NW ¼ of said Section 3 to the West ¼ corner thereof;

Thence South 00°14'16" West 2,636.69 feet along the West line of the SW ¼ of said Section 3 to the Southwest corner thereof;

Thence South 00°30'32" West 40.00 feet along the West line of the NW ¼ of said Section 10 to the terminus of the afore described line.

Area of Property to be detached contains 4.0 acres m/l.

The population of such territory is 0.

This territory lies within the City of Appleton, Calumet County, Wisconsin.

Section 2: Effect of Detachment. From and after the date of this ordinance the territory described in Section 1 shall be a part of the Village of Harrison 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 Village of Harrison.

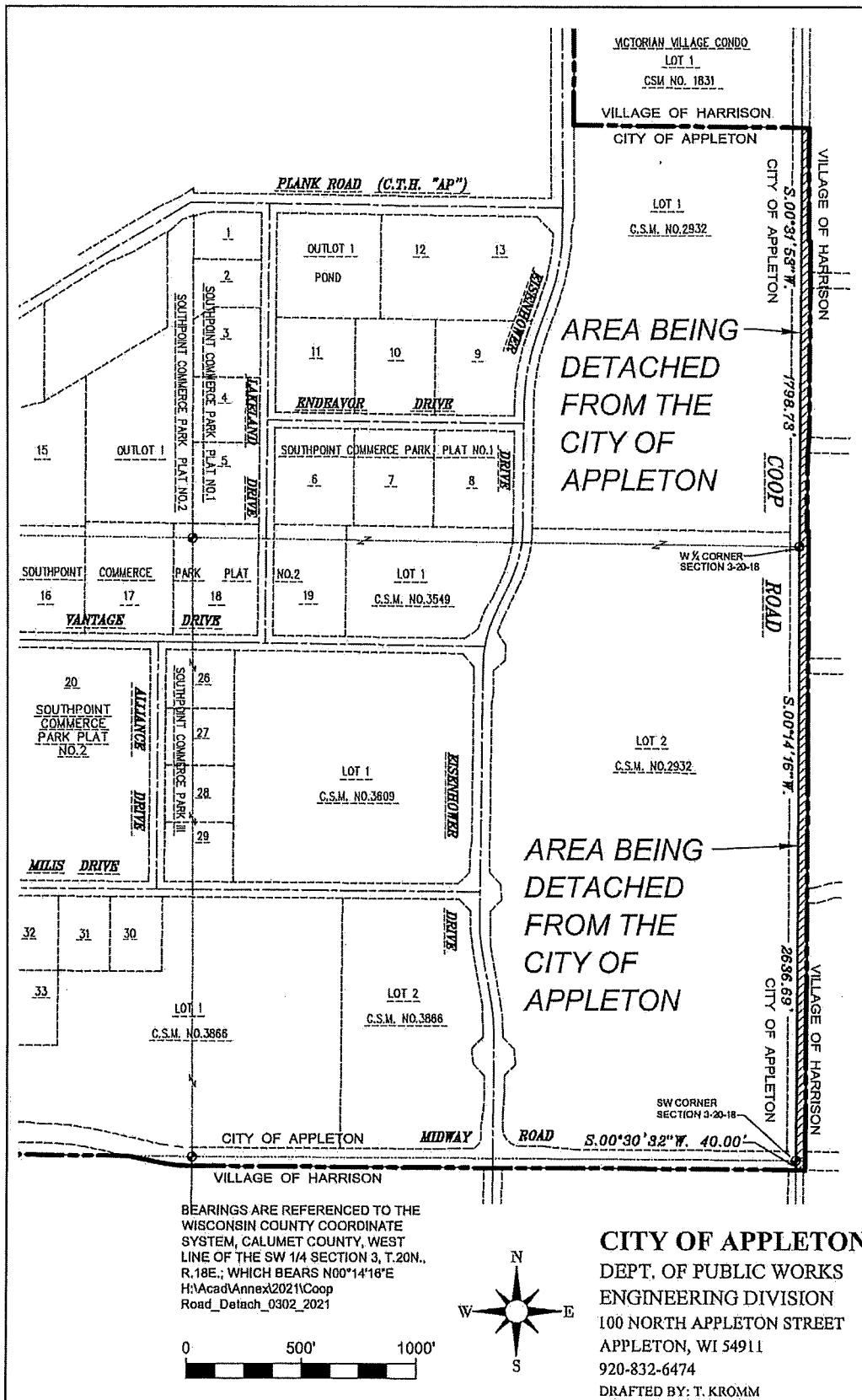
Section 3: Severability. If any provisions of this ordinance are invalid or unconstitutional, or if the application of this ordinance to any person or circumstances is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions or application of this ordinance which can be given without the invalid or unconstitutional provision or application.

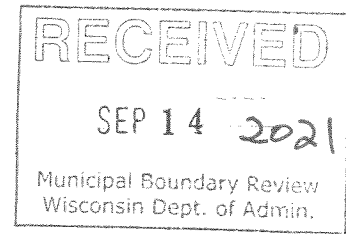
Section 4: Effective Date. This ordinance shall take effect upon passage and publication.
Dated: April 21, 2021




KAMI LYNCH, CITY CLERK

EXHIBIT "A"





September 7, 2021

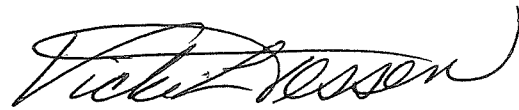
To Whom it May Concern,

Enclosed you will find a copy of 2 ordinances. One from the City of Appleton detaching territory and one from the Village of Harrison attaching territory.

The territory is explained in technical terms within the ordinances. In layman's terms, the City of Appleton is detaching one side (or half) of a roadway along a section of N Coop Road and the Village of Harrison is attaching said section of roadway. Thus, making the section of roadway split down the center with half owned by each municipality.

There are no residents or potential voters that live on the annexed roadway.

If there are any further questions you may contact me at 920-989-1062.



Vicki Tessen, WCMC
Clerk - Treasurer

CERTIFICATION OF CLERK

I, Vicki Tessen, the duly appointed and qualified Village Clerk of the Village of Harrison, Calumet and Outagamie Counties, State of Wisconsin, DO HEREBY CERTIFY, that the attached Ordinance, Ordinance V21-12, is a true and compared copy of an Ordinance adopted by the Village Board at a regular meeting held May 11, 2021.

Dated at Harrison, Wisconsin, this 11th day of May, 2021.



Vicki Tessen
Village Clerk

05-11-2021

Date

VILLAGE OF HARRISON
CALUMET & OUTAGAMIE COUNTIES, WISCONSIN

Certificate of Annexation

I, Vicki Tessen, the duly appointed and qualified Village Clerk of the Village of Harrison, Calumet and Outagamie Counties, State of Wisconsin, DO HEREBY CERTIFY, that the following described territory was detached from the City of Appleton, Calumet County, and was annexed to said Village of Harrison pursuant to §66.0227 of the Wisconsin Statutes, by Ordinance V21-12 adopted by the Village Board at a regular meeting held May 11, 2021.

Description of Territory Annexed:

A part of the West One-half (W1/2) of the Northwest Quarter (NW1/4) of Section 3, part of the West One-half (W1/2) of the Southwest Quarter (SW1/4) of Section 3 and a part of the Northwest Quarter (NW1/4) of the Northwest Quarter (NW1/4) of Section 10, Township 20 North, Range 18 East, City of Appleton, Calumet County, Wisconsin, containing 4.0 Acres m/l of road right-of-way and being all that part of the City of Appleton lying East of the following described line:

Return to:
Village of Harrison
W5298 Hwy 114
Menasha, WI 54952

Commencing at a point on the West line of the Northwest 1/4 corner of said Section 3, lying North 00°31'53" East 1,798.73 feet from the West 1/4 corner thereof and being the point of beginning;
Thence South 00°31'53" West 1,798.73 feet along the West line of the NW 1/4 of said Section 3 to the West 1/4 corner thereof;
Thence South 00°14'16" West 2,636.69 feet along the West line of the SW 1/4 of said Section 3 to the Southwest corner thereof;
Thence South 00°30'32" West 40.00 feet along the West line of the NW 1/4 of said Section 10 to the terminus of the afore described line.

Area of Property to be detached contains 4.0 acres m/l.

The population of such territory is 0.

This territory previously was within the City of Appleton, Calumet County, Wisconsin; hereafter the territory shall lie within the Village of Harrison, Calumet County, Wisconsin.

Village of Harrison


Vicki Tessen
Village Clerk

May 11, 2021
Date

Instrument drafted by the Village of Harrison.

ORDINANCE V21-12
VILLAGE OF HARRISON
Calumet and Outagamie Counties, Wisconsin

**ORDINANCE ATTACHING TERRITORY TO THE VILLAGE OF HARRISON
FROM THE CITY OF APPLETON, WISCONSIN (PORTIONS OF N COOP RD.)**

WHEREAS, the City of Appleton and the Village of Harrison entered into a certain Intergovernmental Cooperation Agreement by and between said parties on or about February 9, 2021, which contained, amongst other provisions, a requirement that the City detach certain territory, to be later attached by the Village of Harrison.

WHEREAS, the City did in fact adopt the Detachment Ordinance attached hereto as Exhibit A on or about April 21, 2021, which was thereafter published on or about April 26, 2021.

WHEREAS, the City staff has indicated that all procedures and requirements contained within Wisconsin Statute §66.0227(1) have been complied with.

WHEREAS, the Village wishes to attach said land in accordance with Wisconsin Statute §66.0227(2).

NOW THEREFORE, the Village Board of the Village of Harrison does ordain:

Section 1: Territory Attached. In accordance with Wisconsin Statute Section 66.0227(2), of the Wisconsin Statutes 2019-2020, the following described territory previously within the City of Appleton, Calumet County, Wisconsin, is hereby attached to the Village of Harrison, Wisconsin.

A part of the West One-half (W1/2) of the Northwest Quarter (NW1/4) of Section 3, part of the West One-half (W1/2) of the Southwest Quarter (SW1/4) of Section 3 and a part of the Northwest Quarter (NW1/4) of the Northwest Quarter (NW1/4) of Section 10, Township 20 North, Range 18 East, City of Appleton, Calumet County, Wisconsin, containing 4.0 Acres m/l of road right-of-way and being all that part of the City of Appleton lying East of the following described line:

Commencing at a point on the West line of the Northwest 1/4 corner of said Section 3, lying North 00°31'53" East 1,798.73 feet from the West 1/4 corner thereof and being the point of beginning;

Thence South 00°31'53" West 1,798.73 feet along the West line of the NW 1/4 of said Section 3 to the West 1/4 corner thereof;

Thence South 00°14'16" West 2,636.69 feet along the West line of the SW 1/4 of said Section 3 to the Southwest corner thereof;

Thence South 00°30'32" West 40.00 feet along the West line of the NW 1/4 of said Section 10 to the terminus of the afore described line.

Area of Property to be detached contains 4.0 acres m/l.

The population of such territory is 0.

This territory previously was within the City of Appleton, Calumet County, Wisconsin; hereafter the territory shall lie within the Village of Harrison, Calumet County, Wisconsin.

Section 2: Effect of Attachment. From and after the date of this ordinance, the territory described in Section 1 shall be a part of the Village of Harrison 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 Village of Harrison.

Section 3: Severability. If any provisions of this ordinance are 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 application of this ordinance which can be given without the invalid or unconstitutional provision or application.

Section 4: Effective Date. This ordinance shall take effect upon passage and posting.

Dated 5-11-2021

Signed Kevin M. Hietpas
Kevin M. Hietpas, Village President

Published 6-1-2021

Attest Vicki Tessen
Vicki Tessen, Village Clerk

Votes in Favor: 6

Votes Against: 0

ADOPTED: April 21, 2021
PUBLISHED: April 26, 2021
Office of the City Clerk

14-21

AN ORDINANCE DETACHING TERRITORY
FROM THE CITY OF APPLETON, WISCONSIN.
(Coop Road Detachment)

The Common Council of the City of Appleton does ordain as follows:

Section 1: Territory Detached. In accordance with Section 66.027(2) of the Wisconsin Statutes for 2019 – 2020, the following described territory in the City of Appleton, Calumet County, Wisconsin, lying contiguous to the City of Appleton, is hereby detached to the Village of Harrison, Wisconsin.

A part of the West One-Half (W ½) of the Northwest Quarter (NW ¼) of Section 3, part of the West One-half (W ½) of the Southwest Quarter (SW ¼) of Section 3 and a part of the Northwest Quarter (NW ¼) of the Northwest Quarter (NW ¼) of Section 10, Township 20 North, Range 18 East, City of Appleton, Calumet County, Wisconsin, containing 4.0 Acres m/l of road right-of-way and being all that part of the City of Appleton lying East of the following described line:

Commencing at a point on the West line of the Northwest ¼ corner of said Section 3, lying North 00°31'53" East 1,798.73 feet from the West ¼ corner thereof and being the point of beginning;

Thence South 00°31'53" West 1,798.73 feet along the West line of the NW ¼ of said Section 3 to the West ¼ corner thereof;

Thence South 00°14'16" West 2,636.69 feet along the West line of the SW ¼ of said Section 3 to the Southwest corner thereof;

Thence South 00°30'32" West 40.00 feet along the West line of the NW ¼ of said Section 10 to the terminus of the afore described line.

Area of Property to be detached contains 4.0 acres m/l.

The population of such territory is 0.

This territory lies within the City of Appleton, Calumet County, Wisconsin.


Section 2: Effect of Detachment. From and after the date of this ordinance the territory described in Section 1 shall be a part of the Village of Harrison 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 Village of Harrison.

Section 3: Severability. If any provisions of this ordinance are 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 application of this ordinance which can be given without the invalid or unconstitutional provision or application.

Section 4: Effective Date. This ordinance shall take effect upon passage and publication.

Dated: April 21, 2021


Jacob A. Woodford, Mayor
Clerk# 21-0020 | 21-0244


Kami Lynch, City Clerk

**INTERGOVERNMENTAL COOPERATION AGREEMENT BETWEEN
CITY OF APPLETON AND VILLAGE OF HARRISON
COOP ROAD**

The Parties to this Intergovernmental Cooperation Agreement (hereinafter the "Agreement") are the City of Appleton (hereinafter the "City") and the Village of Harrison (hereinafter the "Village").

RECITALS

WHEREAS, the boundaries between the City and Village have been established with the incorporation of the Village; and

WHEREAS, Coop Road is a significant boundary along the eastern edge of the City; and

WHEREAS, the majority of the Coop Road boundary is in the City;

NOW THEREFORE, the parties agree as follows:

1. The statutory authority for this Agreement is under Wis. Stat. §§66.0301(1)-(5).
2. Within 60 days of this Agreement, the City shall begin the process to detach from its incorporated boundaries, from the centerline of Coop Road to the Village limits and extending from Lorna Lane to Midway Road, said stretch shall thereafter be attached to the Village. As "owner" of the lands under said area to be detached, the City shall undertake the tasks required for detachment identified in Wis. Stat. §66.0227(1); and thereafter as soon as reasonably possible and practical adopt an ordinance for detachment pursuant to Wis. Stat. §66.0227(2); thereafter, within 60 days, the Village shall adopt an ordinance for attachment of said land pursuant to Wis. Stat. §66.0227(2).
3. The City shall resurface Coop Road, from Midway Road to Lorna Lane, with asphalt pavement in 2021.
4. In exchange for the foregoing, the Village shall pay the City \$120,000 towards the Coop Road asphalt resurfacing project based on the overall percentage of the project within the new Village boundary (56%). Said payment from the Village to the City shall be made within thirty (30) days of the resurfacing project's substantial completion.
5. The posted speed limit for the shared portion of Coop Road shall be mutually agreed upon by the City and Village.

Dated this 9 day of February, 2021.

SIGNATURES BEGIN ON THE FOLLOWING PAGE

VILLAGE OF HARRISON

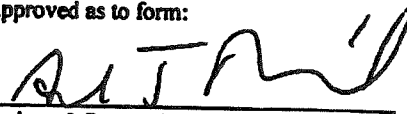
By: 
Kevin M. Hietpas, Village President

By: 
Jennifer Weyenberg, Village Clerk

Provision has been made to pay the liability that
will accrue under this contract

Approved as to form:


Jennifer Weyenberg, Clerk-Treasurer


Andrew J. Rossmeissl, Village Attorney


CITY OF APPLETON

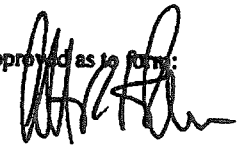
By: 
Jacob A. Woodford, Mayor

By: 
Kami Lynch, City Clerk

Provision has been made to pay the liability that
will accrue under this contract

Approved as to form:


Anthony D. Saucerman, Finance Director
City Law: 20-0263


Christopher R. Behrens, City Attorney