

ORDINANCE NO. 2022-108

ANNEXING ROBERT KUEHNL PROPERTY
FROM THE TOWN OF SEYMOUR

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

Section 1. TERRITORY ANNEXED. In accordance with Sec. 66.0217 (2) of the Wisconsin Statutes and the petition for direct annexation filed with the City clerk on the 10th day of November, 2021 signed by the owner of the land and area of which zero electors reside, the following described territory in the Town of Seymour, Outagamie County, Wisconsin is annexed to the City of Seymour, Wisconsin:

1 lot CSM

Section 2. AFFECT OF ANNEXATION. From and after the date of this ordinance, the territory described in Section 1 shall be a part of the City of Seymour 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 Seymour.

Section 3. WARD DESIGNATION. The territory described in Section 1 of this ordinance is hereby made part of the Fifth Ward of the City of Seymour subject to the ordinance, rules and regulations of the city governing wards.

Section 4. SCHOOLS. The territory described in Section 1 is annexed for school purposes and remains a part of the Seymour Community School District and all of the laws covering the same.

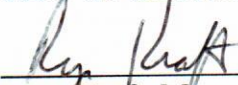
Section 5. ZONING. The territory described in Section 1 is hereby zoned as commercial highway.

Section 6. SEVERABILITY. If any provisions 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 with the invalid or unconstitutional provision or application.

Section 7. EFFECTIVE DATE. This ordinance shall take effect on passage and publication as provided by law.


Adopted this 25th day of April, 2022.

CITY OF SEYMOUR



Ryan Kraft, Mayor

ATTEST:



Lori Thiel, Clerk-Treasurer

Published May 9, 2022

A PARCEL OF LAND BEING PART OF LOT 2 OF CERTIFIED SURVEY MAP NO. 6673 AS RECORDED IN DOCUMENT NO. 1992351, BEING LOCATED IN THE NORTHEAST ¼ OF THE NORTHWEST ¼ OF SECTION 32, TOWNSHIP 24 NORTH, RANGE 18 EAST, TOWN OF SEYMOUR, OUTAGAMIE COUNTY WISCONSIN, BOUNDED AND DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTH ¼ CORNER OF SECTION 32; THENCE N89°01'44"W, 1313.85 FEET ALONG THE NORTH LINE OF THE NORTHWEST ¼ OF SECTION 32 TO THE WEST LINE OF THE NORTHEAST ¼ OF THE NORTHWEST ¼ OF SECTION 32; THENCE S01°52'36"W, 378.78 FEET ALONG SAID WEST LINE TO A NORTH LINE OF LOT 2 OF CERTIFIED SURVEY MAP NO. 6673 AND THE POINT OF BEGINNING; THENCE S89°01'44"E, 230.00 FEET ALONG SAID NORTH LINE; THENCE S01°52'36"W, 378.83 FEET; THENCE N89°01'44"W, 230.00 FEET TO A WEST LINE OF SAID LOT 2; THENCE N01°52'36"E, 378.83 FEET ALONG SAID WEST LINE TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 2.000 ACRES OF LAND. SUBJECT TO ALL EASEMENTS AND RESTRICTIONS OF RECORD.

- WETLANDS, FLOODPLAIN, NAVIGABLE WATERWAYS, ETC. THAT MAY AFFECT THE SUBJECT PROPERTY HAVE NOT BEEN SHOWN PER CLIENT'S INSTRUCTIONS

- ENTIRE PROPERTY HAS NOT BEEN FIELD SURVEYED AT THIS TIME



TOWN OF SEYMOUR

A2202.2 ANNEX

CAROW LAND SURVEYING CO., INC.

615 N LYNDALE DR., PO BOX 1297

APPLETON, WI 54912-1297

DATE: 3/14/2022

SCALE: 1" = 100'

DRAWN BY: CP



TONY EVERS

GOVERNOR

KATHY BLUMENFELD

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>

April 11, 2022

PETITION FILE NO. 14495

LORI THIEL, CLERK
CITY OF SEYMOUR
328 N MAIN ST
SEYMOUR, WI 54165-1312

TRACY GAGNOW, CLERK
TOWN OF SEYMOUR
W3238 TUBBS RD
SEYMOUR, WI 54165-8811

Subject: KUEHNL ANNEXATION

The proposed annexation submitted to our office on March 25, 2022, 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 City of Seymour, which is able to provide needed municipal services.

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 14495 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=2569>

Please call me at (608) 264-6102, should you have any questions concerning this annexation review.

Sincerely,

Erich Schmidtke, Municipal Boundary Review

cc: petitioner

PETITION FOR DIRECT ANNEXATION
BY UNANIMOUS APPROVAL
PURSUANT TO SEC. 66.021(12), WISCONSIN STATUTES

I, Robert Kuehnl, owner of the property described below, and there being no electors in said territory, and said territory being in the Town of Seymour, Outagamie County, Wisconsin, lying contiguous to the City of Seymour, petition the Mayor and Common Council of the City to annex the territory described below and shown on the attached scale map to the City of Seymour, Outagamie County, Wisconsin:

Two acres platted out of parcel 190057401 currently 13.26 acres.

I, the undersigned, elect that this annexation shall take effect to the full extent consistent with outstanding priorities of other annexations, incorporation or consolidation proceedings if any.

Dated this 13th day of December, 2021.


Robert Kuehnl