

14122

Mogensen

14122	Date Sent	Reply	Status
Town Quest	6-12		
Muni Quest	6-12	6-18	
Prop. Lister	6-12		

TOWN OF UNION
CITY OF EAU CLAIRE
07/02/2018

OK - comment 7/2/18

Request for Annexation Review

Wisconsin Department of Administration

WI Dept. of Administration
Municipal Boundary Review
101 E. Wilson Street, 9th Floor
Madison WI 53703
608-264-6102 Fax: 608-264-6104
wimunicipalboundaryreview@wi.gov
<http://doa.wi.gov/municipalboundaryreview/>

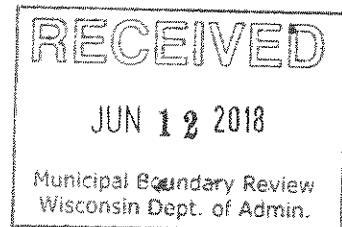
Petitioner Information

Name: JOHN MOGENSEN

Address: 301 WATER STREET
EAU CLAIRE, WI 54703

Email: JMILLER@INVESTMENTREALTORS.COM

Office use only:



1. Town where property is located: TOWN OF UNION

2. Petitioned City or Village: CITY OF EAU CLAIRE

3. County where property is located: EAU CLAIRE

4. Population of the territory to be annexed: 0

5. Area (in acres) of the territory to be annexed: 0.40

6. Tax parcel number(s) of territory to be annexed
(if the territory is part or all of an existing parcel):

Petitioners phone:

715-832-0022

Town clerk's phone:

City/Village clerk's phone:

Contact Information if different than petitioner:

Representative's Name and Address:

JOE MILLER

301 WATER STREET

EAU CLAIRE, WI 54703

Phone: 715-832-0022

E-mail: JMILLER@INVESTMENTREALTORS.COM

Surveyor or Engineering Firm's Name & Address:

Phone:

E-mail:

Required Items to be provided with submission (to be completed by petitioner):

- ☒ Legal Description meeting the requirements of s.66.0217 (1) (c) [see attached annexation guide]
- ☒ Map meeting the requirements of s. 66.0217 (1) (g) [see attached annexation guide]
- ☐ Signed Petition or Notice of Intent to Circulate is included
- Indicate Statutory annexation method used:
 - ☐ Unanimous per s. 66.0217 (2), or,
 - OR
 - ☐ Direct by one-half approval per s. 66.0217 (3)
- ☐ Check or money order covering review fee [see next page for fee calculation]

**PETITION BY PROPERTY OWNER(S) FOR
DIRECT ANNEXATION**

TO THE HONORABLE CITY COUNCIL OF THE CITY OF EAU CLAIRE:

The undersigned property owner(s), owning one hundred percent (100%) in area of the lands hereinafter described, and there being zero (0) resident elector(s) in said area, and said undersigned being also the owner(s) of one hundred percent (100%) of the real property and assessed valuation in said area in the following territory of the Town of Union lying contiguous to the City of Eau Claire, petition the Honorable Council of the City of Eau Claire to annex the territory described below and shown on the attached scale map to the City of Eau Claire, Eau Claire County, Wisconsin.

**MOGENSEN ANNEXATION
Hwy 12/312, Town of Union**

A parcel of land located in the NE ¼ of the NE ¼ of Section 10, T27N, R10W, City of Eau Claire, Eau Claire County, Wisconsin, more fully described as follows:

Commencing at the NE corner of said Section 10; thence S00°23'20"W (recorded as S01°17'20"W) along the east line of the NE ¼, 177.71 feet; thence N75°05'44"W 51.65 feet to the point of beginning; thence S00°23'20"W (recorded as S01°17'20"W) 99.11 feet; thence N89°27'46"W 148.00 feet along the south line of the parcel recorded in Volume 563, Page 614 to the southwest corner thereof; thence N00°23'20"E along the west line of said parcel 137.05 feet to a point on the southerly line of STH 124 right of way; thence S75°05'44"E (recorded as S74°13'50"E) along said line 152.88 feet to the point of beginning.

The parcel contains 0.40 acres or 17,476 square feet, more or less, and is subject to easements of record.

Notes:

The lots in this land division may experience noise levels exceeding the levels in s. Trans 405.04, Table 1. These levels are based on federal standards. The Department of Transportation is not responsible for abating noise from existing state trunk highways or connecting highways, in the absence of any increase by the department to the highways through-lane capacity.

No new improvements or structures are allowed between the right of way line and the highway setback line. Improvements and structures include, but are not limited to signs, parking areas, driveways, wells, septic systems, drainage facilities, buildings and retaining walls. It is expressly intended that this restriction is for the benefit of the public as provided in section 236.293, Wisconsin Statutes, and shall be enforceable by the Wisconsin Department of Transportation or its assigns. Contact the Wisconsin Department of Transportation for more information. The phone number may be obtained by contacting the County Highway Department.

All lots and blocks are hereby restricted so that no owner, possessor, user, licensee or other person may have any right of direct vehicular ingress from or egress to any highway lying within the right of way of STH 124 and CTH "TT"; it is expressly intended that this restriction constitutes a restriction for the benefit of the public as provided in s. 236.293, Stats., and shall be enforceable by the department or its assigns. Any access shall be allowed only by special exception. Any access allowed by special exception shall be confirmed and granted only through the driveway permitting process and all permits are revocable.

Current population of such territory is zero (0).

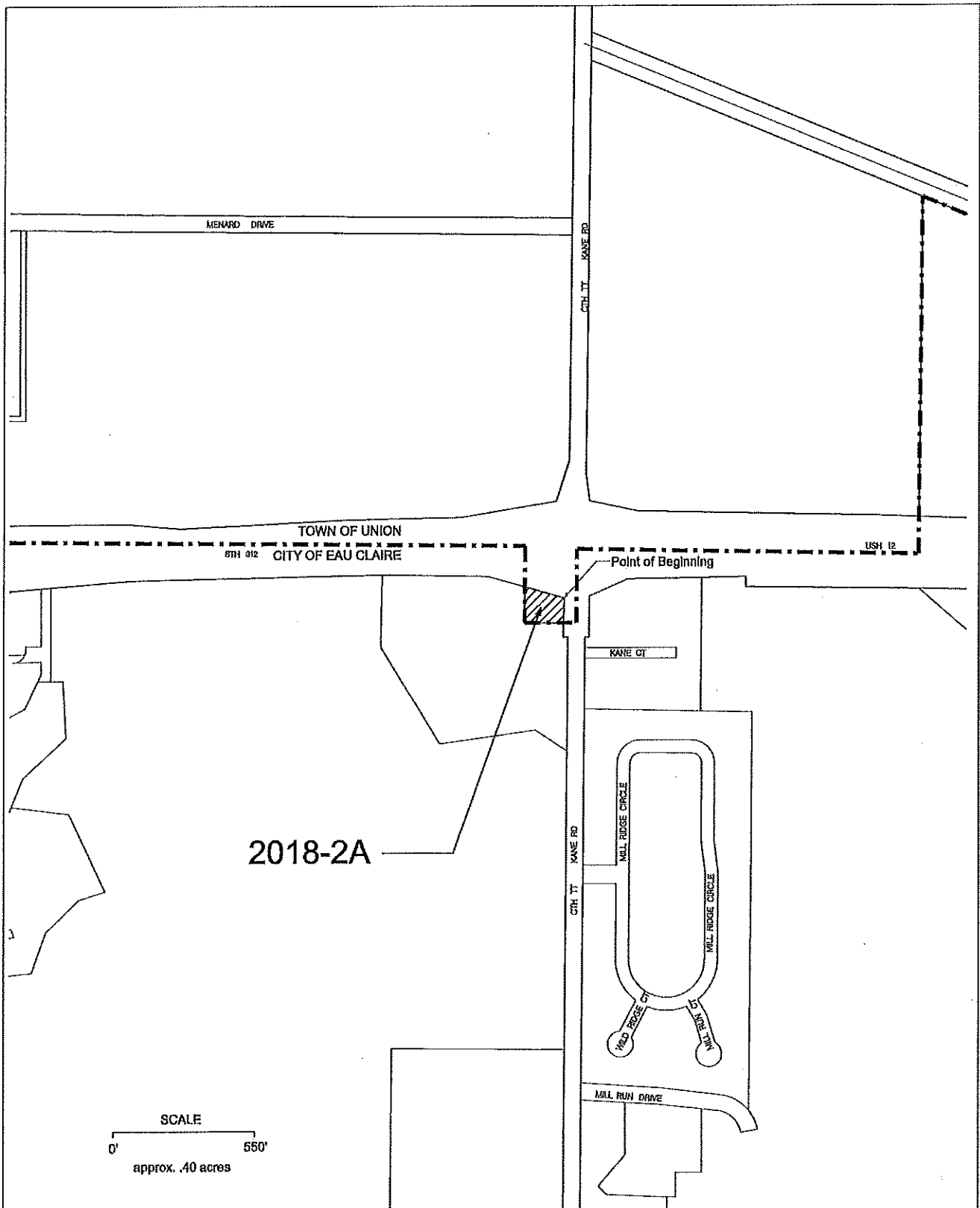
Signature of Petitioner

Address

Date of Signing

John Mogensen 222 WATER ST 6-6-18





**DEPARTMENT OF COMMUNITY DEVELOPMENT
CITY OF EAU CLAIRE, WI**

LOCATION

THESE LANDS LOCATED IN THE
NE ¼ OF THE NE ¼
OF SECTION 10-27-10,
TOWN OF UNION,
EAU CLAIRE COUNTY



SCALE

1" = 550'

DATE

JUNE 4, 2018

ANNEXATION FILE #

2018-2A



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>

June 12, 2018

PETITION FILE NO. 14122

CARRIE RIEPL, CLERK
CITY OF EAU CLAIRE
PO BOX 5148
EAU CLAIRE, WI 54702-5148

BEVERLY CHRISTOPHERSON, CLERK
TOWN OF UNION
1506 N TOWN HALL RD
EAU CLAIRE, WI 54703-9018

Subject: MOGENSEN ANNEXATION

Section 66.0217 (6), Wis. Stats., provides that the annexation of lands to cities and villages within a county having a population of 50,000 or more shall be reviewed by the Department of Administration in order to determine if the proposed annexation is in the public interest or against the public interest. The proposed annexation from the TOWN OF UNION to the CITY OF EAU CLAIRE (see attached description) must be reviewed pursuant to the statute.

To assist us in making this determination, we urge that you promptly supply the data requested on the enclosed questionnaire (where possible) and return the questionnaire to the department.

The purpose of this questionnaire is to assist the department in determining "Whether the governmental services, including zoning, to be supplied to the territory could clearly be better supplied by the town...." The statute further stipulates that the department shall study the "shape of the proposed annexation and the homogeneity of the territory with the annexing municipality." In addition, we would appreciate receiving from you any comments or information bearing on governmental services or shape and homogeneity that would indicate whether the annexation is in or against the public interest.

Please return the questionnaire as soon as possible so that the information can be reviewed prior to the department's statutory deadline of July 02, 2018. Direct any questions and comments to Erich Schmidtke at (608) 264-6102. Thank you for your cooperation.

For additional information on annexation or other land use issues, visit our web site at <http://doa.wi.gov/municipalboundaryreview/>.

Sincerely,

Erich Schmidtke

Enclosures

Annexation Review Questionnaire

Wisconsin Department of Administration

WI Dept. of Administration
Municipal Boundary Review
PO Box 1645
Madison WI 53701
608-264-6102 Fax: 608-264-6104
wimunicipalboundaryreview@wi.gov
<http://doa.wi.gov/municipalboundaryreview>

Petitioner: **Mogensen**

Petition Number: **14122**

1. Territory to be annexed: From TOWN OF UNION

To CITY OF EAU CLAIRE

2. Area (Acres): 0.40

3. Pick one: ☐ Property Tax Payments

OR ☐ Boundary Agreement

a. Annual town property tax on territory to be annexed:

\$ _____

a. Title of boundary agreement _____

b. Total that will be paid to Town

(annual tax multiplied by 5 years): _____

b. Year adopted _____

c. Paid by: ☐ Petitioner ☒ City ☐ Village

c. Participating jurisdictions _____

☐ Other: _____

d. Statutory authority (pick one)

☐ s.66.0307 ☐ s.66.0225 ☐ s.66.0301

4. Resident Population: _____ Electors: _____ Total: _____

5. Approximate present land use of territory:

Residential: _____ % Recreational: _____ % Commercial: _____ % Industrial: _____ %

Undeveloped: 100 %

6. If territory is undeveloped, what is the anticipated use?

Residential: 100 % Recreational: _____ % Commercial: _____ % Industrial: _____ %

Other: _____ %

Comments: _____

7. Has a ☐ preliminary or ☐ final plat been submitted to the Plan Commission: ☐ Yes ☒ No

Plat Name: _____

8. What is the nature of land use adjacent to this territory in the city or village?

Highway North, Vacant West and South, Resident East

In the town?: _____

9. What are the basic service needs that precipitated the request for annexation?

☒ Sanitary sewer

☒ Water supply

☒ Storm sewers

☐ Police/Fire protection

☐ EMS

☒ Zoning

Other _____



14122



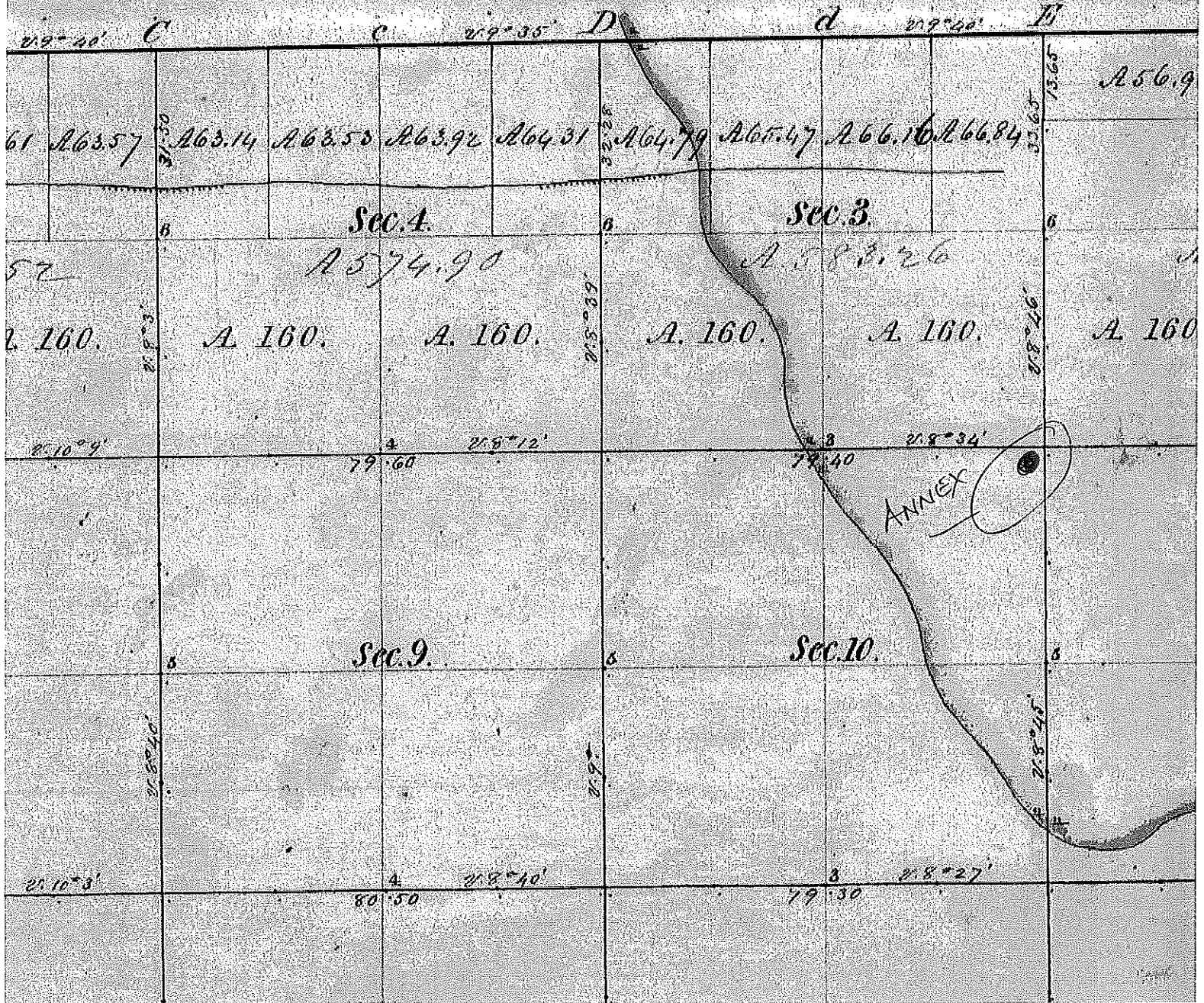
Legend

- Township
- Section
- Quarter-Quarter
- County Boundary
- Cities, Towns & Villages
- City
- Village
- Civil Town
- Municipality
- State Boundaries
- County Boundaries
- Major Roads
- Interstate Highway
- State Highway
- US Highway
- County and Local Roads
- County HWY
- Local Road
- Railroads
- Tribal Lands
- Rivers and Streams
- Intermittent Streams
- Lakes and Open water
- Index to
- EN_Image_Basemap_Leaf _
- Off

Notes

DISCLAIMER: The information shown on these maps has been obtained from various sources, and are of varying age, reliability and resolution. These maps are not intended to be used for navigation, nor are these maps an authoritative source of information about legal land ownership or public access. No warranty, expressed or implied, is made regarding accuracy, applicability for a particular use, completeness, or legality of the information depicted on this map. For more information, see the DNR Legal Notices web page: <http://dnr.wi.gov/legal/>

27. N., Range N^o 10 West, 4th



022101003000

KANE RD

022100602000

022101001000

TOWN

W NORTH CROSSING

W NORTH CROSSING

12

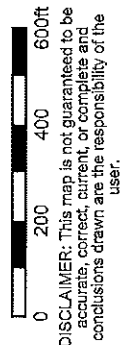
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4206 4114 4104
4209 4105 4109
4205 4113 4103

KANE RD

CITY

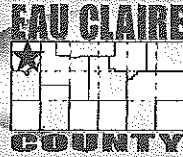
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4206 4205 4239
4208 4210 4235 4237
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4115 4118 4117
4110 4112

N



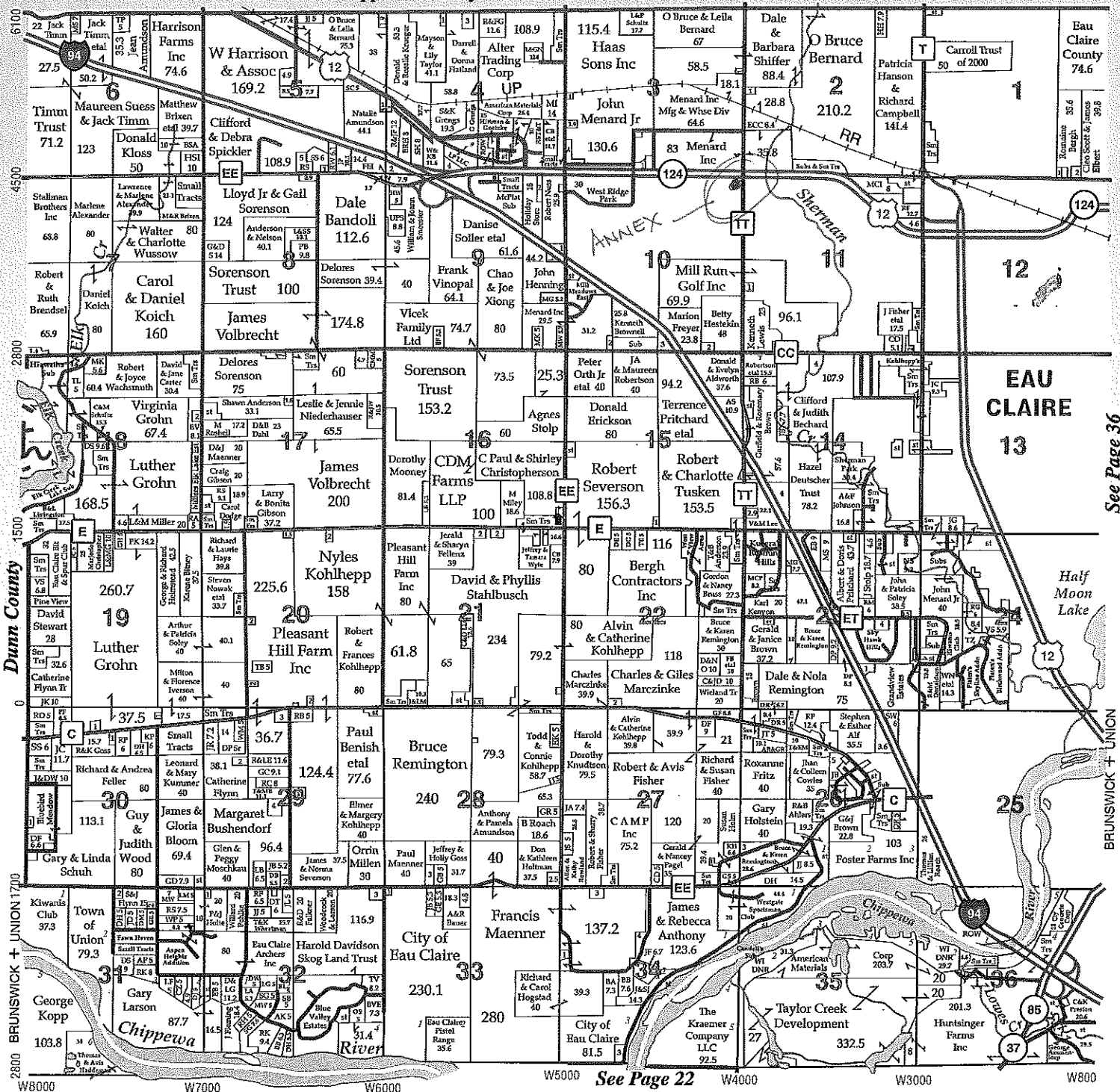
Union (N), Brunswick (N)

Chippewa County



T.27N. - R.10W.

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See Page 36

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MARV CORMICAN CONSTRUCTION

GLENWOOD CITY, WI
E274 1270th Ave.

(715) 265-4429 (715) 265-4384
 (715) 265-7255 Fax (715) 265-7604

LEADING THE WAY

4H

TO THE FUTURE



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 02, 2018

PETITION FILE NO. 14122

CARRIE RIEPL, CLERK
CITY OF EAU CLAIRE
PO BOX 5148
EAU CLAIRE, WI 54702-5148

BEVERLY CHRISTOPHERSON, CLERK
TOWN OF UNION
1506 N TOWN HALL RD
EAU CLAIRE, WI 54703-9018

Subject: MOGENSEN ANNEXATION

The proposed annexation submitted to our office on June 12, 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 **CITY OF EAU CLAIRE**, which is able to provide needed municipal services.

Note: The subject parcel should be identified as being located in the Town of Union in the parcel description.

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 14122 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=2195>
Please call me at (608) 264-6102, should you have any questions concerning this annexation review.

Sincerely,

Erich Schmidtke, Municipal Boundary Review

cc: petitioner