

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:

Todd Schwartz

Address:

2305 Preston Rd.

Eau Claire, WI 54703

Email:

todd@cu-re.com

Office use only:

RECEIVED

September 21, 2021

Municipal Boundary Review
Wisconsin Dept. of Admin.

1. Town where property is located:

Union

2. Petitioned City or Village:

3. County where property is located:

Eau Claire

4. Population of the territory to be annexed:

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

.63

6. Tax parcel number(s) of territory to be annexed

(if the territory is part or all of an existing parcel): 18022-2-27103-20-006

Petitioners phone:

(715) 559-2231

Town clerk's phone:

City/Village clerk's phone:

Contact Information if different than petitioner:

Representative's Name and Address:

Todd Schwartz

4551 Meadowbrook Ct

Eau Claire, WI 54701

Phone:

(715) 559-2231

E-mail:

todd@cu-re.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]

Annexation Review Fee Schedule

A Guide for Calculating the Fee Required by ss.16.53 (4) and 66.0217, Wis. Stats.

Required Fees

There is an initial filing fee and a variable review fee

\$200 **Initial Filing Fee** (required with the first submittal of all petitions)
\$200 – 2 acres or less
\$350 – 2.01 acres or more

\$200 **Review Fee** (required with all annexation submittals except those that consist ONLY of road right-of-way)
\$200 – 2 acres or less
\$600 – 2.01 to 10 acres
\$800 – 10.01 to 50 acres
\$1,000 – 50.01 to 100 acres
\$1,400 – 100.01 to 200 acres
\$2,000 – 200.01 to 500 acres
\$4,000 – Over 500 acres

\$400 **TOTAL FEE DUE** (Add the Filing Fee to the Review Fee)

Attach check or money order here, payable to: **Department of Administration**

THE DEPARTMENT WILL NOT PROCESS
AN ANNEXATION PETITION THAT IS NOT ACCOMPANIED
BY THE REQUIRED FEE.

THE DEPARTMENT'S 20-DAY STATUTORY REVIEW PERIOD
COMMENCES UPON RECEIPT OF THE PETITION AND REVIEW FEE

Shaded Area for Office Use Only

Date fee received: 8-10-2021

Payee: Todd Schwartz

Check Number: 4390

Check Date: 8-3-21

Amount: \$400⁰⁰

ANNEXATION SUBMITTAL GUIDE

s. 66.0217 (5) THE PETITION

- ☐ State the purpose of the petition:
- Direct annexation by unanimous approval; OR
 - Direct annexation by one-half approval; OR
 - Annexation by referendum.
- ☐ Petition must be signed by:
- All owners and electors, if by unanimous approval.
 - See 66.0217 (3) (a), if by one-half approval.
 - See 66.0217 (3) (b), if by referendum.
- ☐ State the population of the land to be annexed.

[It is beneficial to include Parcel ID or Tax numbers, the parcel area, and identify the annexee (Town) and annexor (Village or City) in the petition.]

s. 66.0217 (1) (c) THE DESCRIPTION

☐ The annexation petition must include a legal description of the land to be annexed. The land must be described by reference to the government lot, private claim, quarter-section, section, town and range in which the land lies. The land must be further described by metes and bounds commencing from a monumented corner of the section or quarter-section, or the monumented end of a private claim or federal reservation, in which the land lies; OR

☐ If the land is wholly and entirely within a lot or lots, or all of a block or blocks of a recorded subdivision plat or certified survey map, it must be described by reference to the lot (s) and/or block (s) therein, along with the name of the plat or the number, volume, page, and County of the certified survey map.

☐ The land may NOT be described by:

- Aliquot part;
- Reference to any other document (plat of survey, deed, etc.);
- Exception or Inclusion;
- Parcel ID or tax number.

s. 66.0217 (1) (g) THE MAP

☐ The map shall be an **accurate reflection** of the legal description of the parcel being annexed. As such, it must show:

- A tie line from the parcel to the monumented corner of the section or quarter-section, or the monumented end of a private claim or federal reservation, in which the parcel lies. The corner and monument must be identified.
- Bearings and distances along all parcel boundaries as described.
- All adjoining as referenced in the description.

☐ The map must include a **graphic scale**.

☐ The map must show and identify the existing municipal boundary, in relation to the parcel being annexed.

[It is beneficial to include a North arrow, and identify adjacent streets and parcels on the map.]

s. 66.0217 FILING

☐ The petition must be filed with the Clerk of the annexing City or Village and with the Clerk of the Town in which the land is located.

☐ If the annexation is by one-half approval, or by referendum, the petitioner must post notice of the proposed annexation as required by s. 66.0217 (4).

☐ If the lands being annexed are within a County of 50,000 or greater population, the petition must also be filed with the Department of Administration for review

[Note that no municipality within a County of 50,000 or greater population may enact an annexation ordinance prior to receiving a review determination from the Department of Administration.]

**Petition for Annexation
under Wisconsin Statutes 66.0217 (2)**

To the City Council of the City of Eau Claire, Wisconsin:

1. The undersigned hereby petition for direct annexation of the territory legally described attached hereto the City of Eau Claire, Eau Claire County, State of Wisconsin.
2. Attached hereto is a scale map which accurately reflects the legal description of the property to be annexed and the boundary of the annexing the City.
3. The current population of the territory to be annexed is _____.
4. The petition has been signed by the owners of all of the land within the territory proposed to be annexed, and by all of the electors residing within the territory proposed to be annexed.

Owners of all Lands within the Territory

Proposed to be Annexed:

Name of the Owner: Todd Schwartz

Address of Owner: 4551 Meadow Brook Ct. Eau Claire 54701

Date of Signing: 7/24/21

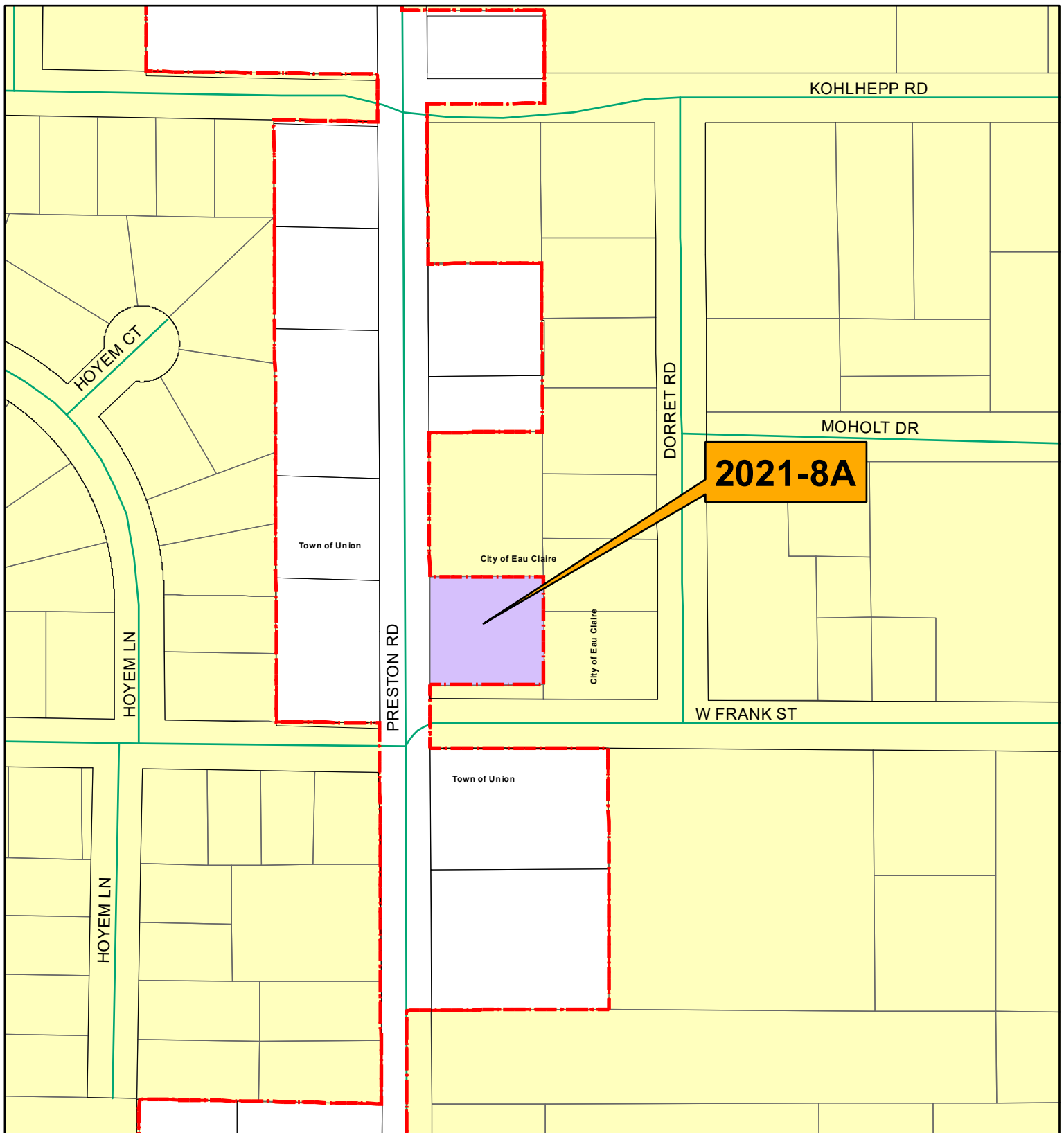
Signature: Todd Schwartz

SCHWARTZ ANNEXATION
Town of Union

A parcel of land located in the SW1/4 of the NW1/4 of Section 13, Township 27 North, Range 10 West, Town of Union, Eau Claire County, Wisconsin, more particularly described as:

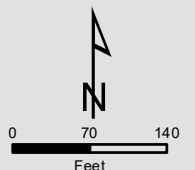
Commencing at a point 553 feet North of the Southwest corner of said forty;
thence Easterly parallel with the South line of said forty, 33 feet more or less to the east right of way line of Preston Road and the point of beginning;
thence continuing East parallel with the South line of said forty, 150 feet more or less;
thence North parallel with the West line of said forty, 150 feet more or less;
thence West parallel with the South line of said forty, 150 feet more or less to the east right of way line of Preston Road;
thence South along said east right of way line, 150 feet more or less to the point of beginning.

Parcel contains 22,500 sq. ft. more or less



CITY OF
**EAU
CLAIRE**

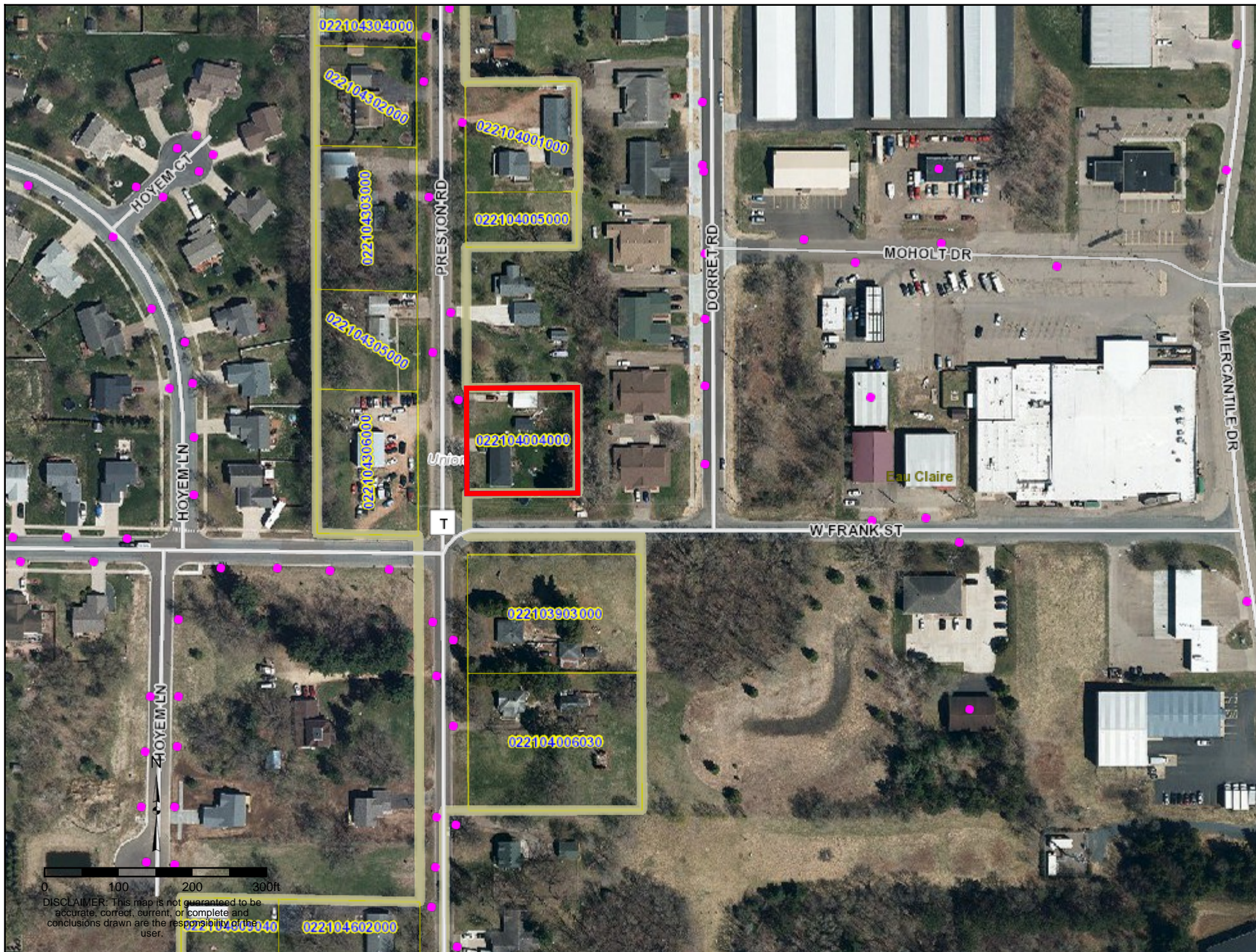
ANNEXATION FILE # 2021-8A



DATE
8/31/21

Lands located in Town of Union
Eau Claire County

--- City Limits



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: **Schwartz**

Petition Number: **14444**

1. Territory to be annexed: From **TOWN OF UNION**

To **CITY OF EAU CLAIRE**

2. Area (Acres): 10.6

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. Year adopted _____

b. Total that will be paid to Town

(annual tax multiplied by 5 years): _____

c. Participating jurisdictions _____

c. Paid by: ☐ Petitioner ☐ City ☐ Village

d. Statutory authority (pick one)

☐ s.66.0307 ☐ s.66.0225 ☐ s.66.0301

☐ Other: _____

4. Resident Population: _____ Electors: 8 Total: 8

5. Approximate **present land use** of territory:

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

Undeveloped: _____ %

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?

Residential

In the town?: Residential

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 _____

10. Is the city/village or town capable of providing needed utility services?

City/Village ☒ Yes ☐ No

Town ☐ Yes ☒ No

If yes, approximate timetable for providing service:

City/Village Town

Sanitary Sewers immediately

☒ ☐

or, write in number of years. _____

Water Supply immediately

☒ ☐

or, write in number of years. _____

Will provision of sanitary sewers and/or water supply to the territory proposed for annexation require capital expenditures (i.e. treatment plant expansion, new lift stations, interceptor sewers, wells, water storage facilities)?

☐ Yes ☒ No

If yes, identify the nature of the anticipated improvements and their probable costs: _____

11. Planning & Zoning:

a. Do you have a comprehensive plan for the City/Village/Town? ☒ Yes ☐ No

Is this annexation consistent with your comprehensive plan? ☒ Yes ☐ No

b. How is the annexation territory now zoned? R-1L

c. How will the land be zoned and used if annexed? R-1

12. Elections: ☐ New ward or ☐ Existing ward? Will the annexation create a new ward or join an existing ward? For more information, please contact the Wisconsin Election Commission at (608) 266-8005, elections@wi.gov or see their annexation checklist here: <http://elections.wi.gov/forms/el-100>

13. Other relevant information and comments bearing upon the public interest in the annexation:

Prepared by: ☐ Town ☒ City ☐ Village

Name: Ryan Petrie

Email: ryan.petrie@eauclairewi.gov

Phone: 715-839-4914

Date: 9/22/21

(March 2018)

Please **RETURN PROMPTLY** to:

wimunicipalboundaryreview@wi.gov

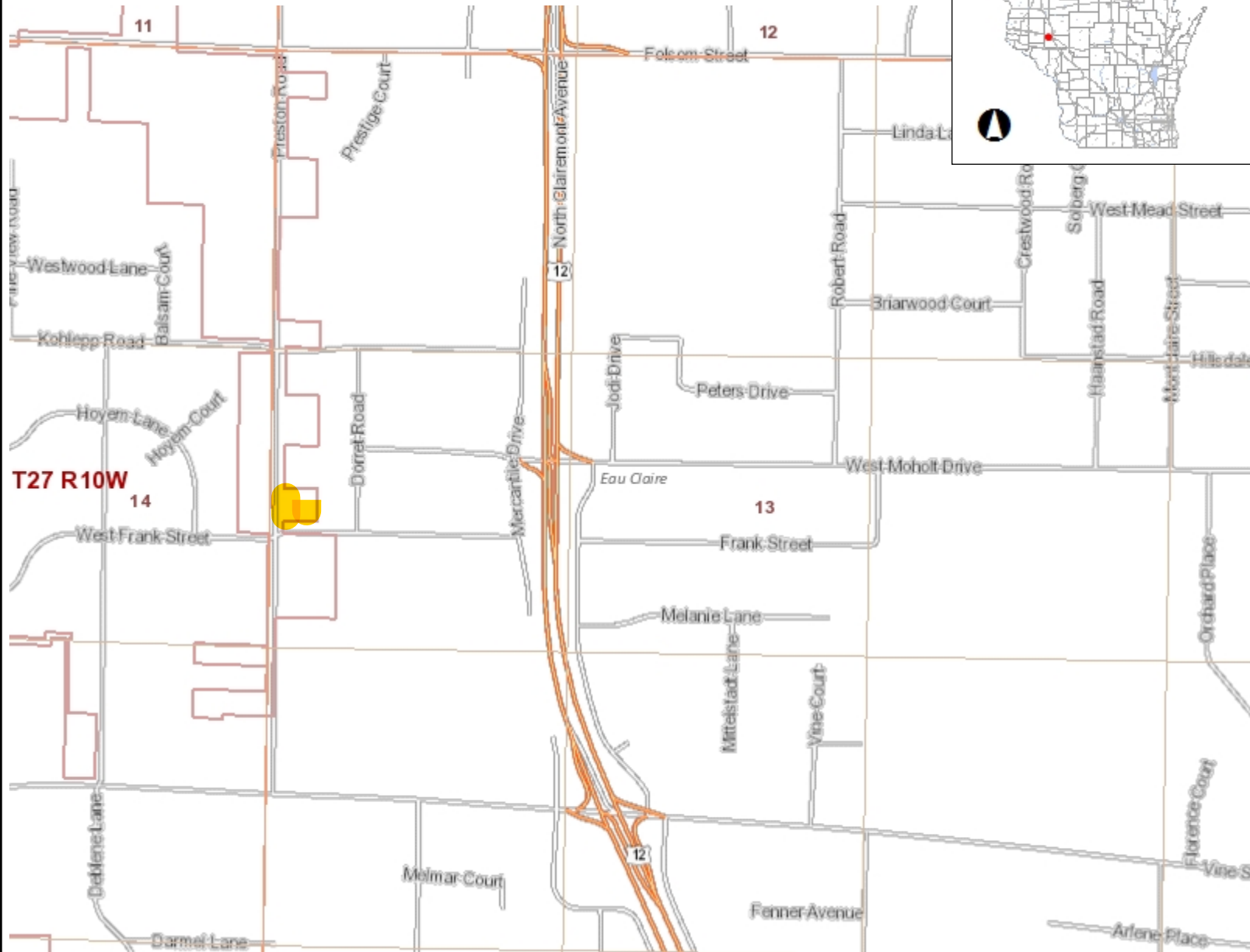
Municipal Boundary Review

PO Box 1645, Madison WI 53701

Fax: (608) 264-6104



Surface Water Data Viewer Map



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

0.3 0 0.13 0.3 Miles

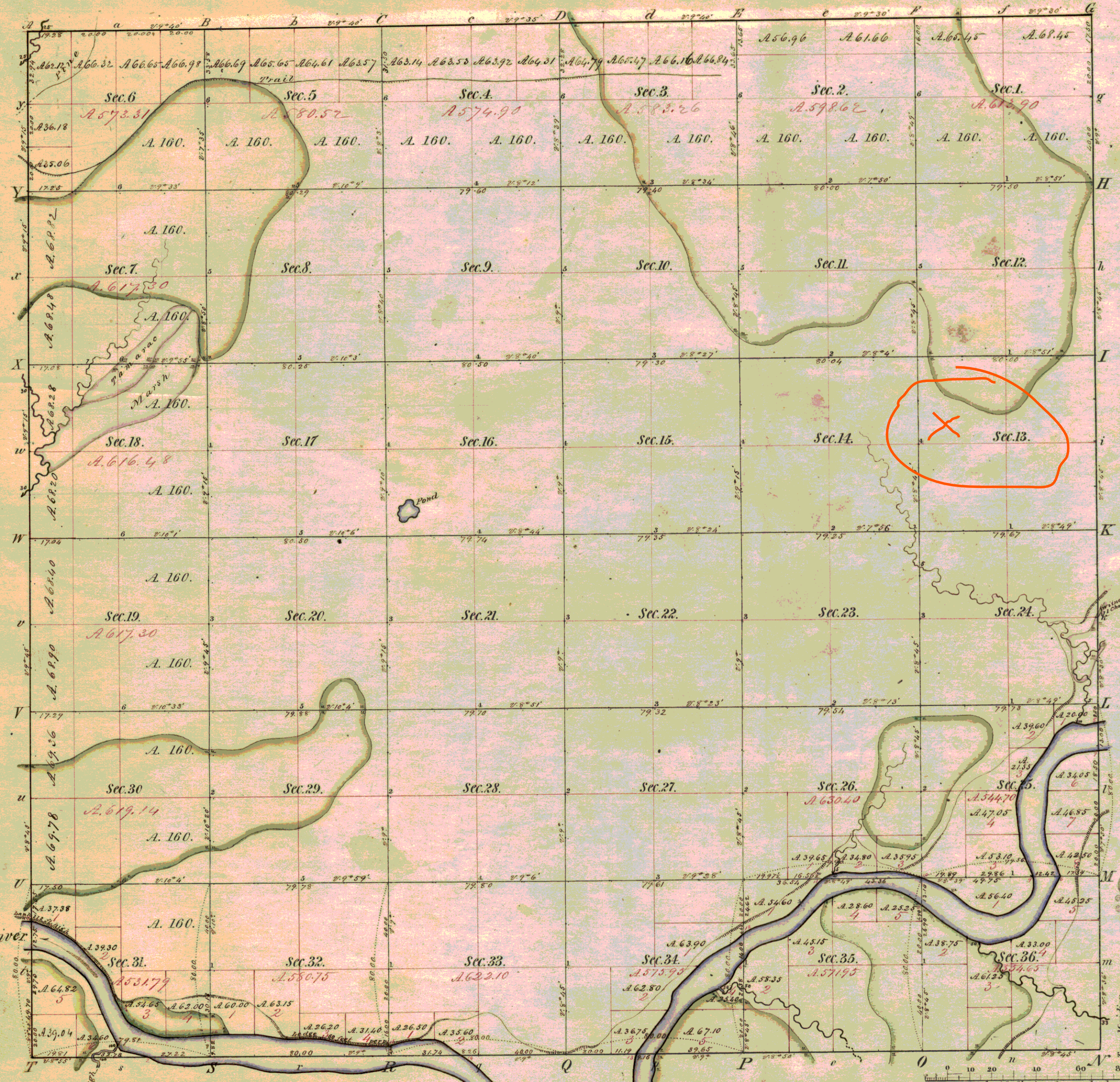
NAD_1983_HARN_Wisconsin_TM

1: 7,920

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/>

Notes

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



Total number of Acres 36.177.02

Surveys Designated	By Whom Surveyed	Date of Contract	Amount of Survey	When Surveyed	When paid for and ch ^d in the Sub. Gen. Rec.
N. & S. Township lines,	James E. Freeman	July 15 th 1848	M. Ch ^s Lks.	October, 1848	
Subdivisions,	Alexander Anderson	July 11 th 1849	70.25.12	July & August 1849	
E. Township line,	George C. Harrick	July 15 th 1848	5.77.50	September, 1848	

The above Map of Township N^o 27 North of Range N^o 10 West of the 4th Principal Meridian, Wisconsin, is strictly conformable to the field notes of the survey thereof on file in this Office, which have been examined and approved.

Surveyor General's Office.
Dubuque, Dec^r 11 1849.

C. C. Booth Sur. Gen.

Meanders of Chippewa River.							
Posts	Courses	Ch ^s	Lk ^s	Posts	Courses	Ch ^s	Lk ^s
Left bank, up stream.							
				10	N. 75° W.	3.90	
1	N. 55° E.	3.00					
	S. 65° E.	13.00			N. 75° W.	10.50	
	S. 50° E.	7.50			N. 75° W.	2.10	
	S. 24° E.	14.00			N. 84° W.	5.00	
	S. 24° E.	24.00			S. 67° W.	3.50	
2	S. 77° E.	13.18			S. 54° W.	2.00	
				11	S. 54° W.	2.50	
3	N. 27° E.	13.00					
	N. 41° E.	15.00			S. 64° W.	3.00	
	N. 50° E.	3.00			S. 53° W.	3.00	
	N. 60° E.	4.50			S. 45° W.	3.00	
	N. 71° E.	5.10			S. 38° W.	4.00	
	N. 50° E.	2.00			S. 40° W.	3.00	
	N. 60° E.	6.00			S. 31° W.	2.00	
	N. 29° E.	5.00			S. 40° W.	5.50	
4	N. 60° E.	2.50			S. 66° W.	5.50	
					S. 73° W.	10.00	
	N. 45° E.	2.50		12	S. 62° W.	5.00	
	N. 17° E.	2.50					
	N. 60° E.	2.50			S. 29° W.	7.00	
	N. 61° E.	6.00			S. 62° W.	5.00	
	N. 68° E.	5.50			S. 54° W.	8.00	
	N. 75° E.	3.50			S. 42° W.	13.50	
	N. 58° E.	7.50			S. 44° W.	3.50	
	N. 43° E.	18.00			S. 30° W.	3.50	
	N. 64° E.	10.00			S. 19° E.	1.50	
	N. 84° E.	12.00			S. 26° W.	7.00	
	S. 86° E.	6.00			S. 40° W.	7.00	
	S. 74° E.	10.00		13	S. 35° W.	16.00	
5	S. 51° E.	8.50					
				14	N. 57° W.	12.69	
	S. 55° E.	7.00			N. 75° W.	5.00	
	S. 51° E.	15.00			S. 86° W.	6.00	
	S. 70° E.	12.50			S. 54° W.	4.50	
	N. 51° E.	10.00		15	S. 65° W.	7.00	
	N. 74° E.	6.00					
	N. 51° E.	7.00			West	12.00	
	N. 41° E.	3.00			N. 87° W.	14.00	
	N. 20° E.	19.00			N. 79° W.	5.00	
6	N. 32° E.	4.00			S. 89° W.	14.00	
					N. 78° W.	10.00	
	N. 22° W.	14.00			N. 86° W.	5.00	
	N. 9° W.	9.00			N. 59° W.	10.00	
	N. 5° E.	24.00		16	S. 85° W.	5.00	
	N. 33° E.	7.50					
	N. 32° E.	7.00			S. 55° W.	14.50	
	N. 52° E.	12.50			West	6.00	
					N. 72° W.	9.00	
					N. 58° W.	7.00	
Right bank, down stream.							
8	S. 81° W.	6.20			N. 49° W.	4.00	
	N. 78° W.	6.50			N. 26° W.	10.50	
	S. 49° W.	10.00			N. 15° W.	10.00	
	S. 5° W.	5.00			N. 43° W.	5.00	
	S. 34° W.	23.10			N. 87° W.	5.00	
	S. 17° W.	3.25		17	N. 72° W.	14.60	
	S. 35° E.	21.00					
	S. 27° E.	10.00			Mts. Chs. Lks.		
9	S. 14° E.	5.00			Total	11	54
							92
	S. 45° E.	5.00					
	S. 20° W.	5.00					
	S. 82° W.	10.00					
	S. 68° W.	7.50					
	N. 74° W.	11.00					
	N. 47° W.	17.50					



TONY EVERS

GOVERNOR

JOEL BRENNAN

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>

October 08, 2021

PETITION FILE NO. 14444

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: SCHWARTZ ANNEXATION

The proposed annexation submitted to our office on September 21, 2021, 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.

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 14444 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=2518>
Please call me at (608) 264-6102, should you have any questions concerning this annexation review.

Sincerely,

Erich Schmidtke, Municipal Boundary Review

cc: petitioner