Request for Annexation Review Wisconsin Department of Administration	WI Dept. of Administration Municipal Boundary Review 101 E. Wilson Street, 9 th Floor Madison WI 53703 608-264-6102 Fax: 608-264-6104 <u>wimunicipalboundaryreview@wi.gov</u> <u>http://doa.wi.gov/municipalboundaryreview/</u>
Petitioner Information Name: NATHAN BYOM - KWIK TRIP INC Address: 1626 OAK STREET P.O. BOX 2107 LA CROSSE, WI 54602 Email: NBYOM@KWIKTRIP.COM	Office use only: RECEIVED January 24, 2022 Municipal Boundary Review Wisconsin Dept. of Admin.
 Town where property is located: TOWN OF MC MILLAN Petitioned City or Village: CITY OF MARSHFIELD County where property is located: MARATHON Population of the territory to be annexed: 0 Area (in acres) of the territory to be annexed: 4.671 Tax parcel number(s) of territory to be annexed (if the territory is part or all of an existing parcel): 056-2603-313-0978 AND 056-2603-313-0961 	Petitioners phone: 608-791-7448 Town clerk's phone: 715-389-1338 City/Village clerk's phone: 715-384-3636

Contact Information if different than petitioner:

Representative's Name and Address:	Surveyor or Engineering Firm's Name & Address: TOM TRZINSKI
	LAMPERT-LEE & ASSOCIATES
	10968 STATE HIGHWAY 54 EAST
	WISCONSIN RAPIDS, WI 54494
Phone:	Phone: 715-424-3131 EXT 314
E-mail:	F-mail: TTRZINSKI@LAMPERTLEE.COM

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

- 1. \square Legal Description meeting the requirements of <u>s.66.0217 (1) (c)</u> [see attached annexation guide]
- 2. \boxed{X} Map meeting the requirements of <u>s. 66.0217 (1) (g)</u> [see attached annexation guide]
- 3. Signed Petition or Notice of Intent to Circulate is included
- 4. Indicate Statutory annexation method used:
 - Unanimous per <u>s. 66.0217 (2)</u>, or,
 - OR

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- \Box Direct by one-half approval per <u>s. 66.0217 (3)</u>
- 5. 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

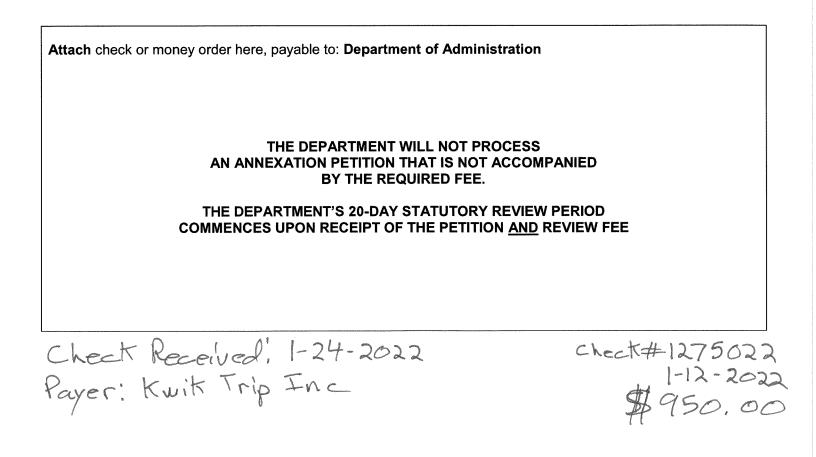
There is an initial filing fee and a variable review fee

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

\$600 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

\$950 TOTAL FEE DUE (Add the Filing Fee to the Review Fee)



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 <u>66.0217 (3) (a)</u> , if by one-half approval. -See <u>66.0217 (3) (b)</u> , if by referendum.

 \boxtimes 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.

<u>s. 66.0217 (1) (g)</u> 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 adjoiners 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 <u>s. 66.0217(4)</u>.

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 OF ELECTORS AND PROPERTY OWNERS FOR DIRECT ANNEXATION

To The Honorable Mayor and the Marshfield Common Council:

The undersigned, being the sole owner(s) of real estate hereinafter described, DO HEREBY PETITION the Marshfield Common Council to annex all of the territory hereinafter described from the Town of McMillan to the City of Marshfield, Marathon County, State of Wisconsin, and do hereby further petition and show as follows:

- 1) That the undersigned are all of the electors residing in the territory hereinafter described.
- 2) That the undersigned are all of the owners of property in the territory hereinafter described.
- 3) That the territory hereinafter described is contiguous to the present boundary of the City of Marshfield, as shown by the scale map attached hereto showing boundaries of such territory in relation to the contiguous existing city limits.
- 4) That the proposed annexation is in the public interest, and is necessary and advisable, in that annexation of said lands will enable redevelopment and combination with properties currently in the city. It will also allow the undersigned petitioners to connect to existing sewer and water facilities and thereby eliminate the health hazard of private septic systems and contaminated private water supply systems.
- 5) That the proposed annexation can be effected pursuant to provisions of Section 66.0217(2) of the Wisconsin State Statutes.
- 6) The legal description of the property to be annexed is as follows: Part of Lot 4, CSM 9843 as recorded in Volume 40 on Page 66 as Document No. 1113864, Part of Discontinued McMillan Street, Being part of the SE1/4SW1/4 & SW1/4SW1/4, All in Section 31, T26N, R3E, Town of McMillan, Marathon County, Wisconsin.
- 7) A scale map of said property is attached to this petition and incorporated by reference.

The estimated population of the area, based on figures or formulas from the Bureau of Census, is 0.

			Mark wit	h an <u>"X</u> "	
Signature	Typed/Printed Name	Address	Owner	Elector	Date
William Luder	WILLIAM LUDER	200857 No Lodger MARSHFIELD UF MARSHFIELD CHIP	X		1-19-203
Barbara Luder	BARBARA Ludee	O B B AND T I TOM TO T	<u> </u>		1-1422

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The estimated population of the area, based on figures or formulas from the Bureau of Census, is 0.

			Mark wi	th an "X"	- ·
Signature	Typed/Printed Name	Address	Owner	Elector	Date
Sred Xender	FRED T. LUNDIN ADA FOR ROBIES A.KA	4105 DIXIE AVE. E WAUSAU WI 5440	×		1-12-2-2
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CONSENT AGREEMENT

THIS LETTER GIVES KWIK TRIP, INC PERMISSION TO GET THE LAND IN THE TOWN OF MCMILLAN, MARATHON COUNTY OWNED BY WILLIAM AND BARBARA LUDER ANNEXED INTO THE CITY OF MARSHFIELD FOR THE PURPOSE OF BUILDING A NEW KWIK TRIP STORE.

William Lie.

WILLIAM LUDER

8-26-2021

DATE

Page 1

BARBARA LUDER

8:24-21

DATE

CONSENT AGREEMENT

THIS LETTER GIVES KWIK TRIP, INC PERMISSION TO GET THE LAND IN THE TOWN OF MCMILLAN, MARATHON COUNTY OWNED BY R & P KAY PROPERTIES, LLC ANNEXED INTO THE CITY OF MARSHFIELD FOR THE PURPOSE OF BUILDING A NEW KWIK TRIP STORE.

nd

Pan. 11 2022

FRED LUNDIN, POA FOR

DÁTE

ROBERT A KAY, MANAGING MEMBER



Owner

Applicant is

CITY OF MARSHFIELD

ANNEXATION APPLICATION

207 W. 6TH ST, MARSHFIELD, WI 54449

Annexation Application

Office Use Only				
Date Received:	Fee Receipt #:	Zoning District:	Parcel #:	
Applicant/Point of Contact Information	on			
Name: Nate Byom - Kwik Trip, Inc.	Phone: 608-791-7448	Ema	il: nbyom@kwiktrip.com	
Address City State Zip: 1626 Oak Stre	et La Crosse WI 54603			

Owner Information (If different from Applican	t)		•
Name: William and Barbara Luder	Phone:	Email:	
Address, City, State, Zip: 200757 Lincoln Ave, Mar	shfield, WI 54449		

(Describe): Under contract for purchase

Site Information (Attach additional pages if needed)	
Address(es):	Parcel #(s): 056-2603-313-0978, 056-2603-313-0961
Land Use(s) currently: Vacant	Property dimensions: irregular - see attached exhibit (4.671 ACRES)
Legal Description (include Section, Township, Range): Part of Lol 4, CSM 9843 as recorded in Volume	40 on Page 66 as Document No. 1113864, Part of Discontinued McMillan Street, Being part of the SE 14SW1/4 & SW1/4SW1/4, All in Section 31, T26N, R3E
Street Frontage(s): West McMillan Street, West Veterans Parkway (State Rd 13)	
Public Utilities Available: 🗸 Sanitary 🖌 Water 🖌 Storm	✓ Electric ✓ Other: Gas
Special Assessments/Easements/etc:	
Requested Zoning District: CMU - Community Mixed Use	Proposed Land Use(s): Convenience Store
Reason for Annexation: Redevelopment of site and additional property being for annexation is an island surrounded by city prope	
Identify City infrastructure anticpated to service the property:	
Water, Sanitary, Electrical, Roadway for access, Sto	ormsewer

umentation Submit	ted			
Petition	Site Plan	State of Application	Survey & Legal Description	Other:

	1000				
	Rezoning	Мар	Annexation Fee (per Policy 7.3.10)	Total Fee:	
1					

Required documentation must be submitted to the Development Services Department in order for the application to be placed on the Plan

Authorized Representative/Other

Commission meeting agenda. Although attendance by applicants at the Plan Commission meeting is optional, it is STRONGLY ADVISED that

applicants make every effort to attend. Failure to attend can result in the denial or delay of an application due to incomplete information.

I hereby apply for annexation to the City of Marshfield, and I acknowledge that the information above and attached is complete and accurate; that the Plan

Commission and/or the Common Council may deny, in whole or in part, this request; and that this form is not in itself an approval for annexation but only an application for such and is invalid without procurement of applicable approvals and submittal of a signed, authorized petition for annexation. In addition, as owner or authorized agent, my signature authorizes the City Staff or their representatives including members of the Plan Commission and Common Council to visit and inspect the property for which this application is being submitted. By signing this I acknowledge that anything turned in to assist this application being approved becomes property of the City, and that the City is allowed to reproduce and distribute said materials to assist the Plan Commission, Common Council, and City Staff reviewing this application now or in the future.

Applicant Signature:

Date:

Last revised 1/2020
ADDITIONAL COMMENTS

Page 1 of 1

EXHIBIT "A"

Proposed Annexation Area to the City of Marshfield

Area to be Annex

Part of Lot 4, CSM 9843 as recorded in Volume 40 on Page 66 as Document No. 1113864, Part of Discontinued McMillan Street, Being part of the SE1/4SW1/4 & SW1/4SW1/4, All in Section 31, T26N, R3E, Town of McMillan, Marathon County, Wisconsin.

Commencing at the South quarter corner of Section 31;

Thence N89°36'10"W along the South line of Section 31, 922.57 feet to the prolongation of the East line of Lot 2, CSM 12106;

Thence N01°38'06"W along the prolongation of the East line of Lot 2, CSM 12106, 33.02 feet to the North line of McMillan Street and the Point of Beginning of the following description;

Thence N89°36'10"W along the North line of discontinued McMillan Street and the South line of Lot 4, CSM 9843, 880.55 feet to the Southwest corner of Lot 4, CSM 9843;

Thence N44°11'34"W along the Westerly line of Lot 4, CSM 9843, 229.95 feet to the centerline of West McMillan Street;

Thence N45°37'25"E along the centerline of West McMillan Street, 108.18 feet to the beginning of a circular curve concave to the South with a radius of 310.00 feet and a central angle of 46°20'05";

Thence Northeasterly along the arc of the curved centerline of West McMillan Street, 250.70 feet to the prolongation of the Westerly line of Lot 1, CSM 13857, which is measured by a chord of 243.92 feet that bears N68°47'27.5"E;

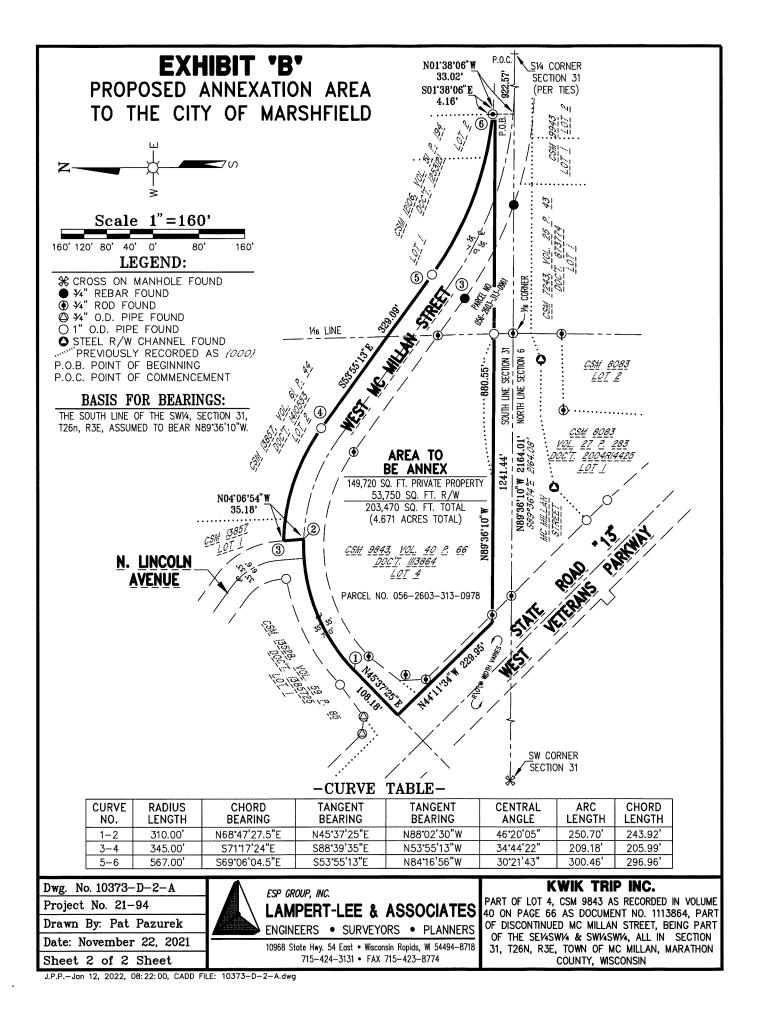
Thence N04°06'54"W along the prolongation of the Westerly line of Lot 1, CSM 13857, 35.18 feet to the Southwest corner of said Lot 1 and the Northerly line of West McMillan Street and the beginning of a circular curve concave to the South with a radius of 345.00 feet and a central angle of 34°44'22";

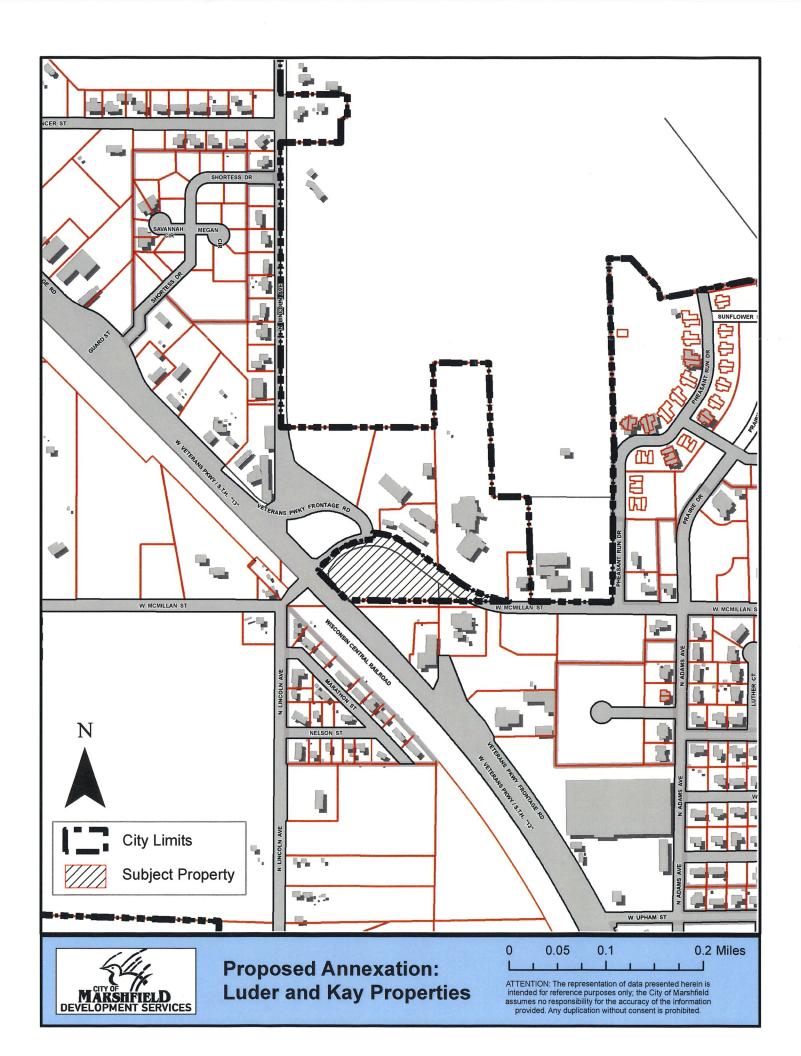
Thence Southeasterly along the arc of curved Southerly line of Lots 1 & 2, CSM 13857 and the Northerly line of West McMillan Street, 209.18 feet to a pipe on a corner of said Lot 2, which is measured by a chord of 205.99 feet that bears S71°17'24"E;

Thence S53°55'13"E along the Southerly line of Lot 2, CSM 13857, the southerly line of Lot 1, CSM 12106 and the Northerly line of West McMillan Street, 329.09 feet to a pipe on a corner of said Lot 1 and the beginning of a circular curve concave to the Northeast with a radius of 567.00 feet and a central angle of 30°21'43";

Thence Southeasterly along the arc of curved Southerly line of Lots 1 & 2, CSM 12106 and the Northerly line of West McMillan Street, 300.46 feet to a rod on the Southeast corner of said Lot 2, which is measured by a chord of 296.96 feet that bears S69°06'04.5"E;

Thence S01°38'06"E along the prolongation of the East line of Lot 2, CSM 12106, 4.16 feet to the Point of Beginning, containing 203,470 square feet or 4.671 acres.





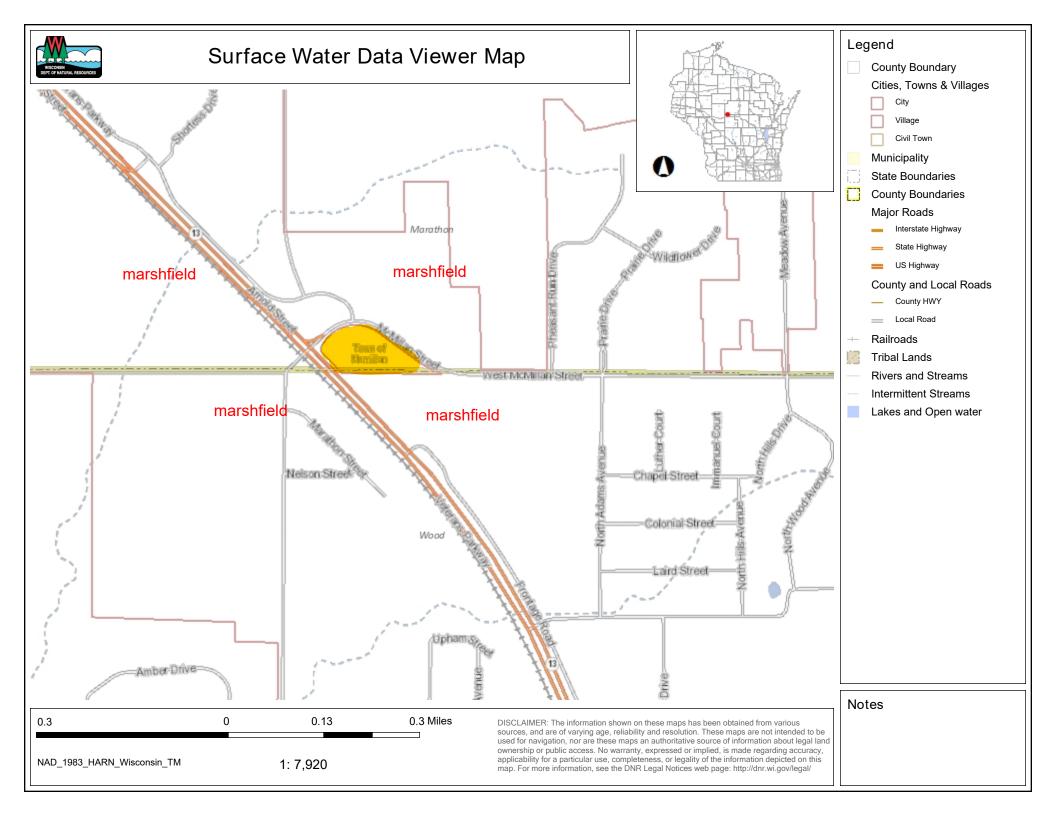
Annexation Review Questionnaire

Wisconsin Department of Administration

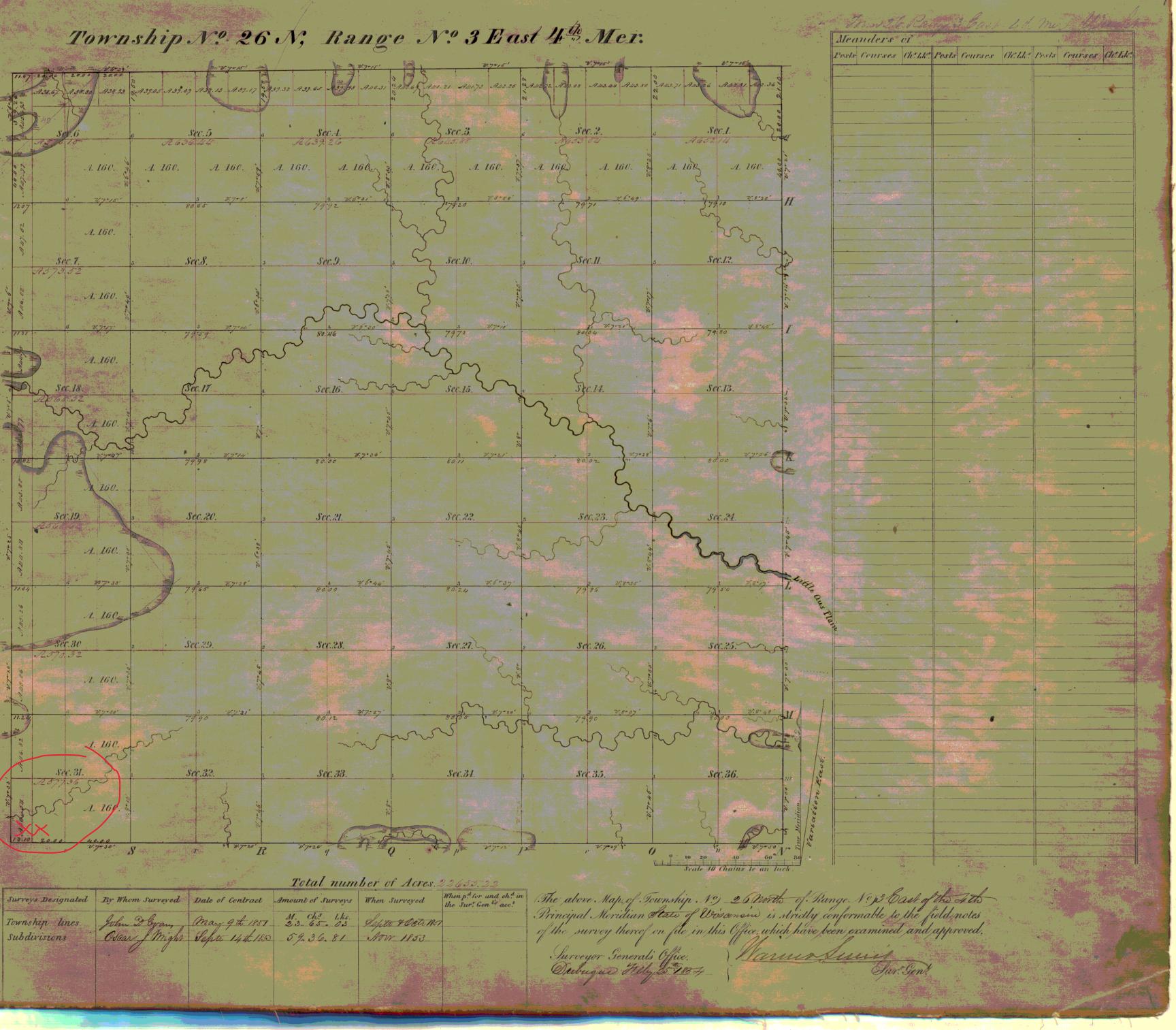
WI Dept. of Administration Municipal Boundary Review PO Box 1645 Madison WI 53701 608-264-6102 Fax: 608-264-6104 wimunicipalboundaryreview@wi.gov http://doa.wi.gov/municipalboundaryreview

Petitioner: Kwik Trip Inc	Petition Number: 14475
1. Territory to be annexed: From TOWN OF MCMILLAN	To CITY OF MARSHFIELD
2. Area (Acres): <u>4.6-71</u>	•
3. Pick one: X Property Tax Payments O	R 🛛 Boundary Agreement
a. Annual town property tax on territory to be annexed:	a. Title of boundary agreement
\$ 183.04	b. Year adopted
b. Total that will be paid to Town	c. Participating jurisdictions
(annual tax multiplied by 5 years): 395.20	d. Statutory authority (pick one)
c. Paid by: 🗹 Petitioner 🔎 City 🛛 Village	🗆 s.66.0307 🗋 s.66.0225 🛛 s.66.0301
□ Other:	
4. Resident Population: Electors: Total:	0
5. Approximate present land use of territory:	
Residential:% Recreational:% Com	mercial:% Industrial:%
Undeveloped: <u>/00</u> %	
6. If territory is undeveloped, what is the anticipated use?	
Residential:% Recreational:% Com	mercial: <u>/0</u> <i>O</i> % Industrial:%
Other:%	
Comments:	
7. Has a preliminary or final plat been submitted to the Pla	n Commission: 🗆 Yes 💆 No
Plat Name:	
8. What is the nature of land use adjacent to this territory in the	e city or village?
Commercial, right of way, railroad	
In the town?: <u>N/A</u>	
9. What are the basic service needs that precipitated the requi	est for annexation?
Sanitary sewer 🖾 Water supply 🖾 St	orm sewers
Police/Fire protection EMS Zo	oning
Other	

	e or town c	apable of providi	ng needed daa	ty servi	es?		
City/Village	🗵 Yes	🗆 No	Town	□ Ye	S	⊠ No	
lf ves, approxi	imate timet	table for providing	a service:	City/Vi	lage	Том	'n
		ry Sewers immed		X	-0-		
		e in number of ye					
							_
	Water :	Supply immediate	əly	<u>کر</u>			
	or, write	e in number of ye	ears.				_
□ Yes ☑ N		the anticipated in	nprovements a	nd their	probal	le cost	s:
1. Planning & Zoni	ng:						
a. Do you have a	comprehe	nsive plan for the	City/Village/To	own?	<u>X</u>	Yes	□ No
Is this annexat	ion consist	ent with your con	nprehensive pla	an?	図	Yes	□ No
b. How is the ann			121				"NC", Formland Preservation
	nd be zone	d and used if anr	nexed? <u>(</u>	MMU	ity /	Vixed	Use "CMU"
c. How will the lar							
2. Elections: □ Ne nore information, pl nnexation checklist	ew ward or lease conta t here: <u>http</u>	act the Wisconsin p://elections.wi.g	? Will the anne Election Com gov/forms/el-1	exation mission 00	at (608	a new v 3) 266-8	vard or join an existing ward? For 3005, <u>elections@wi.gov</u> or see their
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2. Elections: □ Ne nore information, pl nnexation checklist 3. Other relevant in repared by: □ T Name: 57c Email: 57c	Town D.	act the Wisconsin :://elections.wi.co and comments b City D Village Willey City Ci. Mars	? Will the anne Election Com gov/forms/el-1 pearing upon the	e public Pla S	at (608 interes ease R munici nicipal	e new v 266-8 t in the ETUR Bound	vard or join an existing ward? For 3005, <u>elections@wi.gov</u> or see their annexation: N PROMPTLY to: ndaryreview@wi.gov ary Review
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24.60





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

PETITION FILE NO. 14475

February 14, 2022

DEB M HALL, CLERK CITY OF MARSHFIELD 207 W 6TH ST MARSHFIELD, WI 54449-4138 PATTI RAHN, CLERK TOWN OF MCMILLAN 113904 ELM TREE ROAD MARSHFIELD, WI 54449-5275

Subject: KWIK TRIP INC ANNEXATION

The proposed annexation submitted to our office on January 24, 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 MARSHFIELD**, 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 14475 with your ordinance.** Ordinance filing checklist available at <u>http://mds.wi.gov/</u>, click on "Help on How to Submit Municipal Records". Email scanned copy of required materials (color scan maps with color) to <u>mds@wi.gov</u> 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: <u>http://mds.wi.gov/View/Petition?ID=2549</u> Please call me at (608) 264-6102, should you have any questions concerning this annexation review.

Sincerely,

Glandle

Erich Schmidtke, Municipal Boundary Review

cc: petitioner