

PETITION FOR DIRECT ANNEXATION BY UNANIMOUS APPROVAL

TO: The Honorable Common Council of the City of New Holstein

Cullen Peltier, City Administrator/Clerk-Treasurer
2110 Washington Street
New Holstein, Wisconsin 53061

State Department of Transportation – Division Administrator ("Petitioner") hereby respectfully petitions the Common Council of the City of New Holstein pursuant to Section 66.0217 of the Wisconsin Statutes, for the direct annexation to the City of New Holstein, Calumet County, Wisconsin (the "City"), and the detachment from the Town of New Holstein (the "Town"), of the territory described below in Paragraph 6 (the "Territory"). In support of this petition, the Petitioner alleges and represents the following:

1. The Petitioner is the sole owner of the right of way within the Territory.
2. There are no electors who reside in the Territory.
3. The population of the Territory is zero (0).
4. The purpose of this Petition for annexation of the Territory to the City is to obtain the benefits to be derived from owning the right of way located within the limits of the City, including, but not limited to having access to municipal services. The Petitioners believe it to be in their own best interests and the best interests of the surrounding area to have the Territory annexed to the City.
5. The Territory is contiguous to the City.
6. Part of the Southwest 1/4 of the Northeast 1/4 of Section 9, Township 17 North, Range 20 East, Town of New Holstein, Calumet County, Wisconsin more fully described as follows:

Commencing at the North 1/4 corner of said Section 9; thence S00°10'13"W, 1325.91 feet on the west line of said Northeast 1/4 to the northwest corner of said Southwest 1/4 of the Northeast 1/4; thence S89°28'42"E, 93.03 feet on the north line of said Southwest 1/4 of the Northeast 1/4 to the southwest right of way of State Trunk Highway '32-57', the POINT OF BEGINNING; thence continuing on said north line S89°28'42"E, 140.87 feet to the northeast right of way of said State Trunk Highway '32-57'; thence 453.14 feet on the arc of a 2241.94 foot radius curve to the left, having a long chord which bears S28°36'32"E, 452.37 feet on said northeast right of way; thence S34°23'27"E, 784.59 feet on said northeast right of way; thence 96.34 feet on the arc of a 2814.79 foot radius curve to the left, having a long chord which bears S35°22'17"E, 96.34 feet on said northeast right of way; thence N89°33'25"W, 123.70 feet to said southwest right of way; thence 25.66 feet on the arc of a 2914.79 foot radius curve to the right, having a long chord which bears N34°38'35"W, 25.66 feet on said

southwest right of way; thence N34°23'27"W, 784.58 feet on said southwest right of way; thence 319.60 feet on the arc of a 2341.94 foot radius curve to the right, having a long chord which bears N30°29'23"W, 319.35 feet on said southwest right of way; thence N32°08'33"W, 212.26 feet on said southwest right of way to the Point of Beginning.

7. Attached to this Petition as Exhibit A is a scale map which depicts the boundaries of the Territory.

Dated this 6th day of November, 2023

Rebecca Burkel

Rebecca Burkel – Division Administrator
State Department of Transportation – Division of Transportation System Development

Right of Way Annexation Map



RECEIVED

April 30, 2024

Municipal Boundary Review
Wisconsin Dept. of Admin.

ANNEXATION LEGAL DESCRIPTION

Part of the Southwest 1/4 of the Northeast 1/4 of Section 9, Township 17 North, Range 20 East, Town of New Holstein, Calumet County, Wisconsin more fully described as follows:

Commencing at the North 1/4 corner of said Section 9; thence $S00^{\circ}10'13''W$, 1325.91 feet on the west line of said Northeast 1/4 to the northwest corner of said Southwest 1/4 of the Northeast 1/4; thence $S89^{\circ}28'42''E$, 93.03 feet on the north line of said Southwest 1/4 of the Northeast 1/4 to the southwest right of way of State Trunk Highway '32-57', the **POINT OF BEGINNING**; thence continuing on said north line $S89^{\circ}28'42''E$, 140.87 feet to the northeast right of way of said State Trunk Highway '32-57'; thence 453.14 feet on the arc of a 2241.94 foot radius curve to the left, having a long chord which bears $S28^{\circ}36'32''E$, 452.37 feet on said northeast right of way; thence $S34^{\circ}23'27''E$, 784.59 feet on said northeast right of way; thence 96.34 feet on the arc of a 2814.79 foot radius curve to the left, having a long chord which bears $S35^{\circ}22'17''E$, 96.34 feet on said northeast right of way; thence $N89^{\circ}33'25''W$, 123.70 feet to said southwest right of way; thence 25.66 feet on the arc of a 2914.79 foot radius curve to the right, having a long chord which bears $N34^{\circ}38'35''W$, 25.66 feet on said southwest right of way; thence $N34^{\circ}23'27''W$, 784.58 feet on said southwest right of way; thence 319.60 feet on the arc of a 2341.94 foot radius curve to the right, having a long chord which bears $N30^{\circ}29'23''W$, 319.35 feet on said southwest right of way; thence $N32^{\circ}08'33''W$, 212.26 feet on said southwest right of way to the Point of Beginning.

As shown and dimensioned on the attached Annexation Exhibit 'A'.

Said parcel contains 135,647 Square Feet (3.114 Acres) of land more or less.

ANNEXATION EXHIBIT 'A'

North 1/4 Corner
Section 9, T17N-R20E

Lot 2
CSM #3427
Town of New Holstein
City of New Holstein

Curve Table

Curve #	Delta	Radius	Length	Chord Direction	Chord Length	Tangent Bearing	Second Tangent Bearing
C1	11°34'50"	2241.94'	453.14'	S28°36'32"E	452.37'	S22°49'07"E	S34° 23' 57"E
C2	1°57'40"	2814.79'	96.34'	S35°22'17"E	96.34'	S34°23'27"E	S36° 21' 07"E
C3	0°30'16"	2914.79'	25.66'	N34°38'35"W	25.66'	S34°23'27"E	S34° 53' 43"E
C4	7°49'08"	2341.94'	319.60'	N30°29'23"W	319.35'	S26°34'49"E	S34° 23' 57"E

500°10'13"W 2651.82'
1325.91'
SE 1/4 - NW 1/4
SW 1/4 - NE 1/4

Point of Beginning

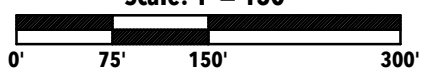
AREA TO BE ANNEXED
135,647 Sq. Ft.
3.114 Acres

Lot 1
New Holstein Industrial Park TIF #1

City of New Holstein corporate boundary



Scale: 1" = 150'



Controlled access highway Doc. #455741

Vacated Ford Drive

Unplatted Lands

Lot 1
CSM #2901

Lot 3
CSM #2901

Town of New Holstein
City of New Holstein

Lot 1
CSM #3929

TOWER ST.

Center of Section 9
T17N-R20E

R:\0000\0052\0052261\dwg\0052261_annex.dwg

1250 Centennial Centre Blvd | Hobart, WI | 920-662-9641 | releinc.com



CITY OF NEW HOLSTEIN
2110 Washington St.
New Holstein, WI 53061
Office (920) 898-5766

Date: 04/13/2023
REL Job #: 0052261
Exhibit Sheet 1 of 1

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: **Wisconsin DOT**

Petition Number: **14666**

1. Territory to be annexed: From **TOWN OF NEW HOLSTEIN** To **CITY OF NEW HOLSTEIN**

2. Area (Acres): 3.114

3. Pick one: Property Tax Payments

OR Boundary Agreement

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

\$ 0

a. Title of boundary agreement _____

b. Year adopted _____

b. Total that will be paid to Town

(annual tax multiplied by 5 years): 0

c. Participating jurisdictions _____

d. Statutory authority (pick one)

c. Paid by: Petitioner City Village

s.66.0307 s.66.0225 s.66.0301

Other: N/A

4. Resident Population: _____ Electors: 0 Total: 0

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

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

Undeveloped: _____% N/A: Transportation

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

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

Other: _____%

Comments: Highway right of way

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

Plat Name: N/A

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

Commerical and farmlands

In the town?: farmlands

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 N/A

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? Transportation

c. How will the land be zoned and used if annexed? Transportation

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>

N/A

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

The City is working with WisDOT to transfer the right-of-way from the Town of New Holstein to the City of New Holstein for signage and drainage needs in the area.

Prepared by: Town City Village

Name: Cullen Peltier, Clerk

Email: cullenp@cnhwi.org

Phone: 920-898-5766

Date: May 9, 2024

Please **RETURN PROMPTLY** to:

wimunicipalboundaryreview@wi.gov

Municipal Boundary Review

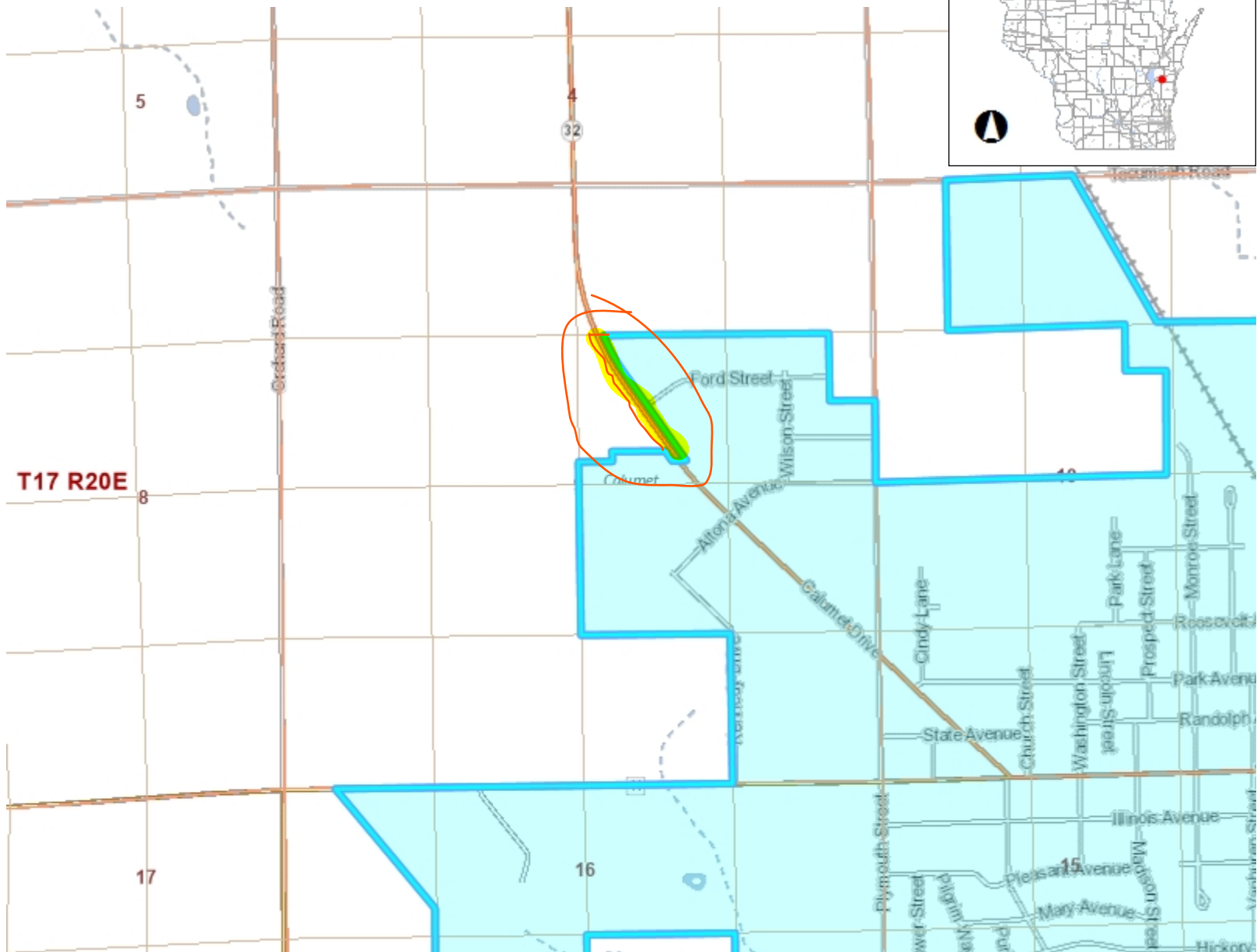
PO Box 1645, Madison WI 53701

Fax: (608) 264-6104

(March 2018)



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



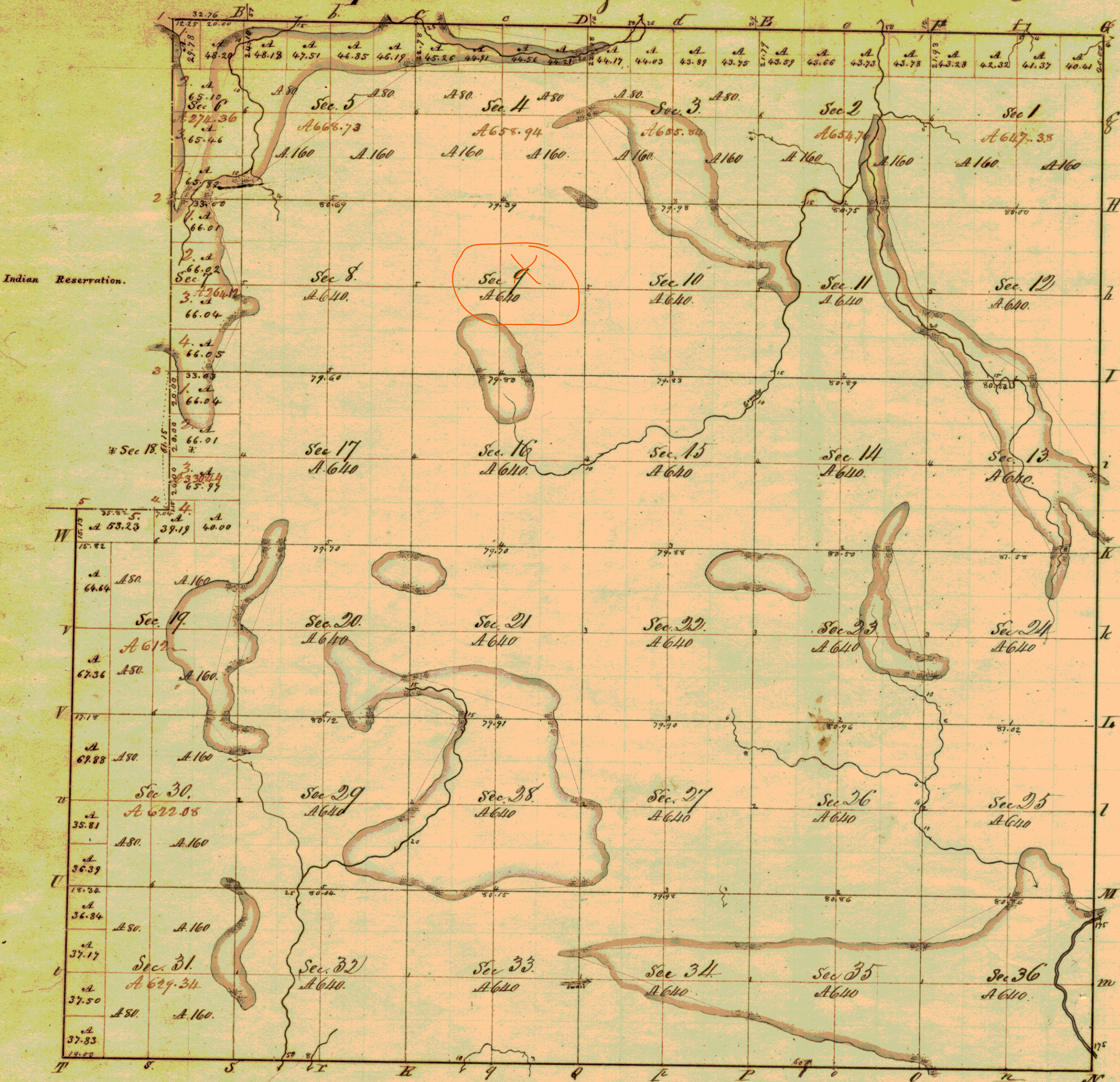
NAD_1983_HARN_Wisconsin_TM

1: 15,840

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 XVII Range N^o XX E. 4th Mer. (Wis. Ter.)



Indian Reservation.

Total number of Acres 22,017.99

Survey Designated By Whom Surveyed	Date of Contract	Cont. of Survey	When Surveyed	When Surveyed
Subdivision	A. G. Ellis	22 Aug. 1834	59.57.20	4 th 9 th 1834
Town Lines	Mullet & Brink	9 th July, 1833	20.46.89	12 th 9 th 1834

The above Map of Township N^o XVII North of Range N^o 20 East of the 11th Principal Meridian (N. W. Sec.) 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,
 Cincinnati, July 21st 1835

R. S. Lytle Sur. Gen.



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>

May 21, 2024

PETITION FILE NO. 14666

CULLEN PELTIER, CLERK
CITY OF NEW HOLSTEIN
2110 WASHINGTON STREET
NEW HOLSTEIN, WI 53061-1045

LYNN PENDLETON, CLERK
TOWN OF NEW HOLSTEIN
W1465 TECUMSEH RD.
NEW HOLSTEIN, WI 53061-9777

Subject: WISCONSIN DOT ANNEXATION

The proposed annexation submitted to our office on April 30, 2024, 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 New Holstein, 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 14666 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=2740>
Please call me at (608) 264-6102, should you have any questions concerning this annexation review.

Sincerely,

Erich Schmidtke, Municipal Boundary Review

cc: petitioner