

Resolution No. 19 (2021) RESOLUTION APPROVING ALTERATION OF SUPERVISORY DISTRICT BOUNDARY - CITY OF HUDSON (HUDSON PHYSICIANS)

COVER MEMO

TO: County Board of Supervisors

FROM: Ken Witt, County Administrator

Cindy Campbell, County Clerk, County Clerk

DATE: May 4, 2021

AGENDA ITEM: Resolution Approving Alteration of Supervisory District Boundary - City of

Hudson (Hudson Physicians)

RECEIVED May 7, 2021

SDO44

Municipal Boundary Review Wisconsin Dept. of Admin.

BACKGROUND INFORMATION

In March 2021the City of Hudson enacted an ordinance to annex approximately 16.76 acres to the City of Hudson from the Town of Hudson. The property was temporarily zoned as AR-Agricultural Residential. The proposed future use is to rezone the property to B2 General Business for a medical facility. The annexed property from the Town of Hudson was part of Ward 10, County Supervisor District 8. The City of Hudson requests the parcels be made part of Ward 8, County Supervisor District 6.

The City of Hudson requests the St. Croix County Board of Supervisors exercise its redistricting powers under Wis. Stat. 59.10(3)(c) (below).

Per Wisconsin State Statute 59.10(3)(c), "Changes during decade. After the enactment of a plan of supervisory districts under par. (B), a municipal incorporation, annexation, detachment or consolidation may serve as a basis for altering between federal decennial censuses the boundaries of supervisory districts, in the discretion of the board. . . . "

This resolution alters the supervisory district boundary by moving the annexed parcels of land from County Supervisor Districts 8 to County Supervisor District 6, consisting of Ward 8 in the City of Hudson. The population of the annexed parcels is zero.

Additional information:

DETERMINING IF THE CREATION OF A NEW WARD IS NECESSARY

The establishment of wards for purposes of elections and representation is provided in Section 5.15, Wis. Stats. Under that statute, the municipality annexing the territory may add the annexed territory to an existing, contiguous ward (or wards) only if the annexed territory is in the same county supervisory, assembly and congressional districts* as the ward to which it is added. If the supervisory, assembly or congressional districts in the annexed territory are different from the districts in the ward to which the territory is contiguous, a new ward must be created for the annexed territory unless the county board adopts a re-districting ordinance (moving the annexed territory into the same supervisory district as the territory to which it is annexed), because a single ward may not be located in two or more supervisory districts. Note-only a county has the authority to redraw its county supervisory district boundaries between decennial redistricting to move residents of one county supervisory district to another.

*If the annexed territory is in an assembly district or congressional district different from the assembly or congressional districts in which the existing ward is located, a new ward must be created. No exceptions.



Resolution No. 19 (2021) RESOLUTION APPROVING ALTERATION OF SUPERVISORY DISTRICT BOUNDARY - CITY OF HUDSON (HUDSON PHYSICIANS)

1 2	WHEREAS , in 2011 the St. Croix County Board of Supervisors adopted a 10-year supervisory district plan creating county supervisory districts, municipal aldermanic
3 4	districts and election wards following the 2010 Census; and
5	WHEREAS, Wisconsin Statutes § 59.10(3)(c) allows a county board, in its
6	discretion, to alter the boundaries of supervisory districts based on annexations which
7	occur after the adoption of the 10-year supervisory district plan, as long as the number
8	of supervisory districts is not changed; and
9	
10	WHEREAS, the City of Hudson completed an annexation in March 2021 of
11	parcels described on the attached ordinance consisting of 16.76 acres; and
12	WILEDEAC mans of the approved parcels along with a copy of the approvation
13 14	WHEREAS , maps of the annexed parcels, along with a copy of the annexation ordinance has been filed with the St. Croix County Clerk and are attached; and
15	ordinance has been filed with the St. Croix County Clerk and are attached, and
16	WHEREAS, the parcels annexed by the City of Hudson is part of County
17	Supervisor District 8, consisting of Ward 10, in the Town of Hudson; and
18	
19	WHEREAS, it is appropriate to move the annexed parcels into County Supervisor
20	District 6 in Ward 8, City of Hudson; and
21	
22	WHEREAS, the parcels annexed by the City of Hudson and made part of Ward 8
23	do not cross an assembly district or congressional district line; and
24 25	WHEREAS, the population of the annexed parcel is zero; and
26	WITEREAS, the population of the affilexed parcer is zero, and
27	WHEREAS, this resolution does not change the number of supervisory districts.
28	
29	NOW, THEREFORE, BE IT RESOLVED by the St. Croix County Board of
30	Supervisors that the supervisory district boundaries are hereby altered by moving the
31	annexed parcels of land from County Supervisor District 8 to County Supervisor District
32	6 consisting of Ward 8 in the City of Hudson as shown on the attached.
33	
34	BE IT FURTHER RESOLVED that the St. Croix County Clerk is hereby directed to
35	forward all notices required under Wisconsin Statutes, Chapter 59, to the Secretary of
36 37	State for the purpose of advising that office of said supervisory district boundary changes.
<i>31</i>	Changes.

<u>Legal – Fiscal – Administrative Approvals</u> :			
Legal Note:			
Fiscal Impact: None.			
Scott LiCox, Corporation Columbut (715/2021 Lean Strikington, Finance Director 04/15/2021			
Ken With Soundy Administrator 4/15/2021			

04/20/21 Administration Committee RECOMMENDED

RESULT: RECOMMENDED [UNANIMOUS]

MOVER: Scottie Ard, Vice Chair SECONDER: Carah Koch, Supervisor

AYES: Long, Koch, Ard, Peterson, Peavey

Bob Long Administration, Chairman 4/22/2021

St. Croix County Board of Supervisors Action:

Roll Call - Vote Requirement -

RESULT: ADOPTED BY CONSENT VOTE [UNANIMOUS]

MOVER: Bob Long, Supervisor

SECONDER: Dave Ostness, Supervisor

AYES: Schachtner, Anderson, Long, Leaf, Koch, Hall, Berning, Ottino, Feidler, Ostness,

Counter, Hansen, Ard, Tellijohn, Peterson, Anderson, Tomtschik, Peavey

EXCUSED: Judy Achterhof

This Resolution was Adopted by the St. Croix County Board of Supervisors on May 4, 2021 Cindy Campbell, County Clerk

Cindy Campbell

Sent:

From: Emily Boles <eboles@hudsonwi.gov>

Tuesday, March 30, 2021 9:15 AM

To: mds@wi.gov; wimunicipalboundaryreview@wi.gov

Cc: Becky Eggen; Mike Johnson; Tiffany Weiss; Kip Peters; Krissy Collins; Jace Holzemer; Deb

Andrews; Mike Mroz; Kevin Soltis; Scott St. Martin; gwillems@hudsonwi.gov; Aaron

Reeves; Cathy Munkittrick; Beth Pabst; Steve Schoenecker; Laurie Henn;

steve.decker@witc.edu; lara.frasier@witc.edu; Nick Ouellette; Town of Hudson; Andrew Dols; John T Zavoral; Kim Shannon; Cindy Campbell; Ken Schick; Andrea Jorgenson; brian.t.elwood@excelenergy.com; Jon Muller (jon.t.muller@lakeview.org); Justin March (justin.march@allina.com); Mike Perucca; Rhett Borner; Don Jordan; Elizabeth Moline

Subject: MBR#14330 Annexation Ordinance 09-21, City of Hudson, WI

Attachments: MBR#14330 ANNEXATION ORDINANCE 09-21 - CITY OF HUDSON WI 3-15-2021.pdf;

MBR#14330 ANNEXATION COVER LETTER - CITY OF HUDSON WI 3-30-2021.pdf

This email originated from an external source. Verify the legitimacy before clicking links or opening attachments.

Good morning,

Please be notified of the recent annexation of 16.76 acres to the City of Hudson from the Town of Hudson. The recorded annexation ordinance and cover letter are attached. If you have any questions, please reach out to City of Hudson City Clerk, Becky Eggen, at 715-716-5748 or cityclerk@hudsonwi.gov.

Best Regards,
Emily Boles
Executive Assistant | City of Hudson, WI (715) 386-4776 ext 116
505 3rd St, Hudson, WI, 54016



Due to concerns related to transmission of COVID-19, the City of Hudson is limiting in person contact with customers and visitors. If you have City business that is essential to conduct in person, please contact our office to make arrangements for a specific time when someone can be available. This policy will continue until further notice. This decision is made in consideration of our community and an effort to keep you, our staff/employees and their families safe. Thank you for your understanding and cooperation.



505 Third Street Hudson, Wisconsin 54016-1694 FAX: (715)386-3385 www.ci.hudson.wi.us Becky Eggen
City Clerk
cityclerk@hudsonwi.gov
(715)716-5748

March 30, 2021

Department of Administration Municipal Boundary Review P.O. Box 1645 Madison, WI 53701-1645

To Whom It May Concern:

Enclosed please find a copy of the Certificate of Annexation, Ordinance No. 09-21 and a map of the area approximately 16.76 acres m/l being annexed into the City. The MBR number is 14330.

At the meeting of the Common Council held on Monday, March 15, 2021 this annexation was approved to the City from the Town of Hudson in St. Croix County.

I hereby certify that the attached is a true and correct copy of Ordinance No. 09-21.

Sincerely,

City of Hudson

Becky Eggen City Clerk

Enclosures

Cc:

St. Croix County Register of Deeds

WI Indianhead Technical College

Hudson School District

Town of Hudson St. Croix EMS

Comcast

Advanced Disposal Services

St. Croix County Clerk

AT&T

Hudson Water Utility

Xcel Energy

Public Works Department

Hudson Fire Department

Hudson Police Department

Community Development

Bowmar Appraisal

CERTIFICATE OF ANNEXATION

Document Number

Document Title

Becky Eggen Clerk of the City of Hudson

-to-

The Public

8 7 6 9 2 6 3

1126050

BETH PABST

REGISTER OF DEEDS ST. CROIX CO., WI RECEIVED FOR RECORD

03/22/2021 03:25 PM

EXEMPT #:

REC FEE

30.00

PAGES: 12

Recording Area

Name and Return Address and Drafted by:

Emily Boles City of Hudson 505 Third Street Hudson, WI 54016

020-1084-00-000 020-1404-14-000 020-1083-90-000

Parcel Identification Number (PIN)

12

MUNICIPAL BOUNDARY REVIEW (MBR) #14330

I, Becky Eggen, City Clerk of the City of Hudson, Wisconsin, do hereby certify that the following described territory was detached from the Town of Hudson, in St. Croix County, and was annexed to the said City of Hudson pursuant to 66.0217 (2) of the Wisconsin Statutes, by Ordinance No. 9-21 adopted by the Common Council of the City of Hudson, at a regular meeting held the 15th day of March, 2021.

(Legal description set forth on Ordinance No. 9-21 attached hereto)

Dated this 15 day of March, 2021.

Becky Eggen

City Clerk

City of Hudson, Wisconsin

Subscribed and sworn to before me this 15 day of March, 2021.

Karen L. Duchow

Notary Public, State of Wisconsin

County of St. Croix

My commission is permanent/expires

KAREN L. DUCHOW

THIS PAGE IS PART OF THIS LEGAL DOCUMENT - DO NOT REMOVE.

This information must be completed by submitter: document title, name & return address, and PIN (if required). Other information such as the granting clause, legal description, etc., may be placed on this first page of the document or may be placed on additional pages of the document.

WRDA Rev. 12/22/2010

ORDINANCE 09-21

AN ORDINANCE ANNEXING LAND FROM THE TOWN OF HUDSON, WISCONSIN TO THE CITY OF HUDSON, WISCONSIN

WHEREAS, the City of Hudson received a petition for direct annexation of land in the Town of Hudson from Hudson Physicians (herein Petition) dated July 30, 2020; and,

WHEREAS, the Petition has been reviewed by the City of Hudson Plan Commission at its meeting on March 2, 2021, and the Plan Commission has made recommendations for temporarily zoning of the territory included in the petition to the AR-Agricultural Residential District; and

WHEREAS, the Petition meets the requirements of §66.0217(2), Wisconsin Statutes; and,

WHEREAS, the Petition was reviewed by the Municipal Boundary Review Division of the Wisconsin Department of Administration and found to be in the public interest; and,

WHEREAS, the Common Council has determined that it is in the best interest of the City of Hudson to annex the territory described in the Petition.

NOW THEREFORE, the Common Council of the City of Hudson hereby enacts the following ordinance:

SECTION 1: Territory Annexed.

The City Clerk received a Petition for direct annexation on the 30th day of July 2020, signed by all of the electors residing in the territory and the owners of all of the real property in the territory. That the territory described in the legal description and survey map which is attached to this ordinance as Exhibit A and incorporated as if fully set forth herein is hereby annexed to the City of Hudson in accordance with sec. 66.0217(2) of Wisconsin Statutes. The original Petition is attached to this ordinance as Exhibit B.

SECTION 2: Effect of Annexation.

From and after the date of this ordinance the territory described in Section 1 shall be part of the City of Hudson for any and all purposes provided by law and all persons doing or residing within such territory shall be subject to all ordinances, rules and regulations governing the City of Hudson.

SECTION 3: Temporary Zoning.

Upon recommendation of the City of Hudson Plan Commission, the territory annexed to the City of Hudson by this ordinance is temporarily zoned as AR-Agricultural Residential,

pursuant to sec. 66.0217(8)(a) of the Wisconsin Statutes and Sec. 255-12B of the City of Hudson Zoning Ordinance.

SECTION 4: Designations.

The territory described in Section 1 of this ordinance is hereby made part of Hudson Ward 8 and Aldermanic District 4 of the City of Hudson.

SECTION 5: Payment to Town as required by Statute.

The City agrees to pay annually to the Town of Hudson, for 5 years, an amount equal to the amount of property taxes that the town levied on the annexed territory, as shown by the real estate property tax bill for 2020 tax roll, under §70.65, Stats., pursuant to §66.0217(14)a1., Stats.

SECTION 6: Severability.

The several sections of this ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision and shall not affect the validity of any other provisions, sections or portions thereof of the ordinance. The remainder of the ordinance shall remain in full force and effect. Any other ordinance whose terms are in conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

SECTION 7: Effective Date.

This ordinance is effective upon enactment pursuant to §66.0217(8)(c), Stats.

Adopted by the Common Council of the City of Hudson, Wisconsin on this 15 day of 2021 on a roll call vote: 4 Ayes 6 Nays

Page 2 of 2

CITY OF HUDSON

Rich O'Connor, Mayor

ATTEST:

ANNEXATION DESCRIPTION

That part of the Northwest Quarter of the Southwest Quarter of Section 29, Township 29 North, Range 19 West and Outlot 1, WALDEN WOODS, St. Croix County, Wisconsin described as follows:

Commencing at the West Quarter corner of said Section 29; thence South along the West line of said Section 29, a distance of 330.29 feet to the point of beginning; thence continue South along said West line of Section 29, a distance of 557.12 feet to the westerly extension of the South line of Outlot 1, WALDEN WOODS; thence East along said westerly extension and the South line of said Outlot 1, a distance of 1316.00 feet to the West line of Northeast Quarter of Southwest Quarter of said Section 29; thence North 552.99 feet along said West line of the Northeast Quarter of Section 29; thence West 1314.56 feet to the point of beginning.

PASSIBLE PROPERTY OF THE PASSIBLE PASSI

I hereby certify that this survey, plan or report was prepared by me or under my direct supervision and battlems and by learned and Surveyor under the laws of the State of Wisconsin.

that I am a duly Liensed Jand Surveyor under the laws of the State

The Jack Action

Licefree No. S-3218

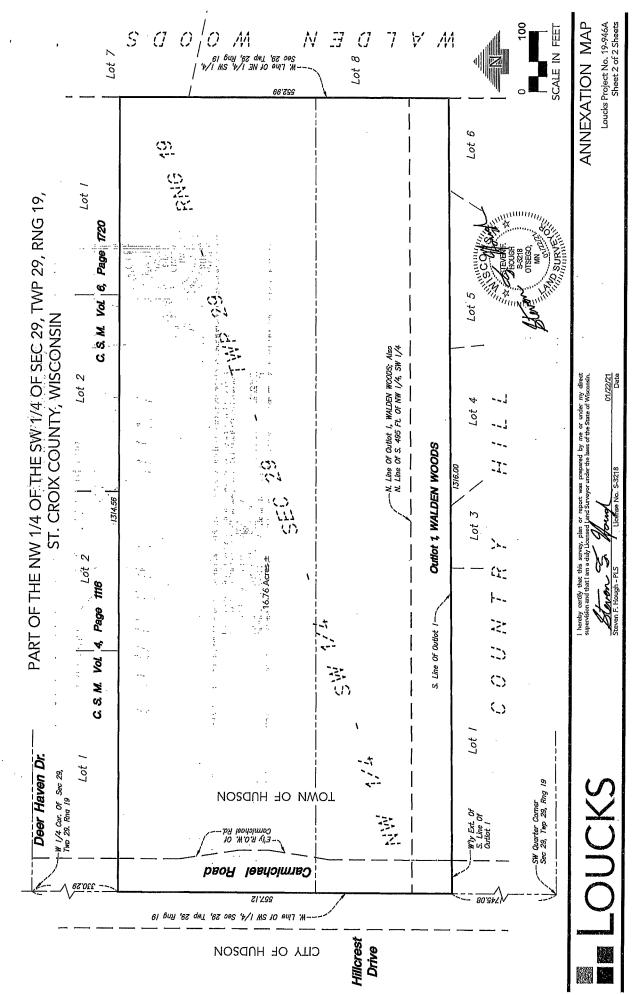
19th - PLS

OUCKS

01/22/21 Date

ANNEXATION MAP

Loucks Project No. 19-946A Sheet 1 of 2 Sheets



Request for **Annexation Review**

(2012)

Wisconsin Department of Administration

Exhibit B 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 Information	Office use only:		
Name: HUDSON PHYSICIANS			
Address: 403 STAGELINE ROAD	RECEIVED		
Hudson, WI 54016	July 30, 2020		
	Municipal Boundary Review		
Email: MBRANDT@HUDSONPHYSICUANS.C	OM Wisconsin Dept. of Admin.		
1 T	CYTYP		
1. Town where property is located: HUDSON TOWN	A service de la constant de la const		
2. Petitioned City or Village: CITY OF HUDSON	715.531.6800		
3. County where property is located: ST. CROIX COI4. Population of the territory to be annexed: 0	Town clerk's phone: 715-386-4263		
5. Area (in acres) of the territory to be annexed: 15 6. Tax parcel number(s) of territory to be annexed (if the territory is part or all of an existing parcel): 02010 AND 020108390000	08400000 City/Village clerk's phone:		
Contact Information if different than petitioner:			
Representative's Name and Address:	Surveyor or Engineering Firm's Name & Address:		
STEVE DORGAN	HENERY NELSON		
CRESA MINNEAPOLIS	LOUCKS ASSCOIATES 7200 HEMLOCK LANE, SUITE 300 MAPLE		
	GROVE, MN 55369		
Phone: 612.501.4160	Phone: 763.424.5505		
E-mail: sdorgan@cresa.com	E-mail: HNELSON@LOUCKSINC.COM		
Required Items to be provided with submission (to be completed by petitioner): 1. \(\sum \) Legal Description meeting the requirements of \(\frac{\sigma 66.0217 (1) (c)}{1.0.0.0.0.0.0.0.0.0.0.0.0.0.0.0.0.0.0.0			
 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 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

-- \$800 - 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

\$1150 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: 7-28-2020

Payee: Steven G Dorgan

Check Number: 28

2837

Check Date: 7-23-26

Amount //500

ANNEXATION SUBMITTAL GUIDE

	<u>s. 66.0217 (5)</u> 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 approvalSee <u>66.0217 (3) (a)</u> , if by one-half approvalSee <u>66.0217 (3) (b)</u> , if by referendum.
	State the population of the land to be a	nnexed.
	[It is beneficial to include Parcel ID or Ta (Village or City) in the petition.]	s numbers, the parcel area, and identify the annexee (Town) and annexor
	reference to the government lot, private cla	legal description of the land to be annexed. The land must be described by im, quarter-section, section, town and range in which the land lies. The land must commencing from a monumented corner of the section or quarter-section, or the
		a lot or lots, or all of a block or blocks of a recorded subdivision plat or certified ace to the lot (s) and/or block (s) therein, along with the name of the plat or the ertified survey map.
	The land may NOT be described only be	by: -Aliquot part; -Reference to any other document (plat of survey, deed, etc.); -Exception or Inclusion; -Parcel ID or tax number.
	•	
timus uu Roomyton Maria	-A tie line from the parcel to the monument	
	The map must include a graphic scale.	
.:`` <u>!</u> :	The map must show and identify the ex	isting municipal boundary, in relation to the parcel being annexed.
in the second	[It is beneficial to include a North arrow, a	nd identify adjacent streets and parcels on the map.]
	s. 66.0217 FILING The petition must be filed with the Cleris located.	k of the annexing City or Village and with the Clerk of the Town in which the land
	If the annexation is by one-half approve required by <u>s. 66.0217 (4)</u> .	d, or by referendum, the petitioner must post notice of the proposed annexation as
	If the lands being annexed are within a Department of Administration for review	County of 50,000 or greater population, the petition must also be filed with the
	[Note that no municipality within a County receiving a review determination from the L	of 50,000 or greater population may enact an annexation ordinance prior to Department of Administration.]



July 24, 2020

Erich Schmidtke Municipal Boundary Review - DOA 101 East Wilson Street PO Box 1645, Madison, WI 53701 erich.schmidtke@wisconsin.gov

Re: Hudson Physicians Request for Annexation

Dear Mr. Schmidtke,

On behalf of Hudson Physicians, enclosed please find the application, petition and check payment for the request for annexation. I have emailed you the necessary documents as part of the application. If there is any additional information you need, please contact me.

Sincerely,

Steve Dorgan

Managing Principal, Cresa Minneapolis

612,501.4160

sdorgan@cresa.com

Petition for Annexation

Hudson Physicians SC Rock Island Land Company

City of Hudson May 28, 2020

REQUEST:

Hudson Physicians SC (Developer) currently is working with the Rock Island Land Company (Owner) to develop the Property located at the NE corner of Hillorest Drive and Carmichael Road. This along with the State required documentation is to serve as our official petition for annexation to the City of Hudson.

The specific parcels included in the annexation petition are:

- 020108400000
- 020108390000
- 020140414000

The annexation area totals 16.00 acres and is located to the east of Hudson city limits, in the Town of Hudson, along Carmichael Road. There are no structures on the subject properties.

LEGAL DESCRIPTION OF PROPERTY:

Part of the Northwest Quarter of the Southwest Quarter of Section 29, Township 29 North, Range 19
West, Town of Hudson, St. Croix County, Wisconsin being parcels of land described in Volume 424, Page
1199, Volume 424, Page 201, and Outlot 1 of WALDEN WOODS a County plat recorded at the St. Croix
County Register of Deeds.

Property being further described as:

Commence at the West Quarter corner of Section 29, Township 29 North, Range 19 West; thence South 00 degrees 15 minutes 33 seconds West along the west line of the Southwest Quarter 330,00 feet; thence north 89 degrees 42 minutes 21 seconds East 55.00 feet to a found iron pipe and the point of beginning; thence South 00 degrees 15 minutes 33 seconds West along the easterly right-of-way of Carmichael Road 102,87 feet to a found iron pipe; thence South 08 degrees 16 minutes 18 seconds East along the easterly right-of-way of Carmichael Road 101,12 feet to a found iron pipe; thence South 00 degrees 15 minutes 33 seconds West along the easterly right-of-way of Carmichael Road 50.00 feet to a found iron pipe; thence South 08 degrees 47 minutes 24 seconds West along the right-of-way of Carmichael Road 101,12 feet to a found iron pipe; thence South 00 degrees 15 minutes 33 seconds West along the right-of-way of Carmichael Road 142,13 feet to a found iron pipe; thence South 00 degrees 15 minutes 33 seconds West 62,66 feet to a found iron pipe on the south line of Outlot 1 of the plat of WALDEN WOODS; thence North 89 degrees 31 minutes 28 seconds East along the south line of

said Outlot 1, 1260.90 feet to a found iron pipe; thence North 00 degrees 06 minutes 39 seconds East along the west line of the Northeast Quarter of the Southwest Quarter of said Section 29, 553.65 feet to a found iron pipe; thence South 89 degrees 42 minutes 21 seconds West 1259.42 feet to the point of beginning.

Said parcel contains 16.00 Total Acres

Please see EXHIBIT A, Boundary Survey

OWNER: ROCK ISLAND LAND COMPANY

Bv:

CEO

PURCHASER: HUDSON PHYSICIANS

Bv:

