

CITY OF WAUKESHA, WISCONSIN

ORDINANCE NO. _____

**An Ordinance Annexing Certain Lands of the
Town of Waukesha to the City of Waukesha, Wisconsin**

Whereas, the Robert E. and Carol O. Smart Family Trust by Carol O. Smart, its Trustee, and Carol O. Smart Survivor's Trust by Carol O. Smart, its Trustee filed a Request for Annexation Review Petition on January 27, 2015; and

Whereas, the property is located east of Tenny Avenue and north of Les Paul Parkway, consisting of 20.45 acres; and

Whereas, the Plan Commission having passed a resolution at its February 25, 2015 regular meeting recommending the annexation of property located east of Tenny Avenue and north of Les Paul Parkway, in the City of Waukesha, Wisconsin; and

Whereas, the State of Wisconsin Department of Administration found that the annexation was in the public interest; and

Whereas, the Common Council having considered, at a duly-noticed regular meeting of the Common Council held on March 13, 2015, the recommendation of the Plan Commission; and

Whereas, the Common Council having had full debate on the matter and having heard the arguments of members, and being fully advised on the matter; and

Whereas, the Common Council having found that the annexation of property located east of Tenny Avenue and north of Les Paul Parkway recommended by the Plan Commission is in the best interests of the City; and

Whereas, a motion to adopt the recommendation of the Commission having been made, duly seconded and carried by the affirmative vote of two-thirds of the elected members of the Common Council;

Now, therefore, the Mayor and the Common Council of the City of Waukesha do ordain as follows:

Section I. In accordance with Section 66.0217 of the Wisconsin Statutes and petition for annexation filed with the City Clerk on the 27th day of January, 2015, the following described territory in the Town of Waukesha, Waukesha County, Wisconsin is annexed to the City of Waukesha:

All that part of the Southwest 1/4 of the Northeast 1/4 of Section 14, in Township Six (6) North, Range Nineteen (19) East, in the Town of Waukesha, Waukesha County, Wisconsin, now being more particularly bounded and described as follows:

Commencing at the North 1/4 Corner of said Section 14; thence South 00°15'16" West and along the West line of the said Northeast 1/4 Section, 1329.155 feet to a

point marking the Northwest corner of the said Southwest 1/4 of the said Northeast 1/4 Section and the place of beginning of lands hereinafter described;

Continuing thence South 00°15'16" West and along the said West line of the said Northeast 1/4 Section, 1329.155 feet to a point marking the Center of said Section 14; thence North 88°10'12" East and along the South line of the said Northeast 1/4 Section, 670.28 feet to a point; thence North 00°22'41" East; 1326.26 feet to a point on the North line of the said Southwest 1/4 of the said Northeast 1/4 Section; thence South 88°25'32" West and along the said North line of the said Southwest 1/4 of the said Northeast 1/4 Section, 673.04 feet to the point of beginning of this description.

Tax Key No: Part of WAKT 1349.989

Section II. The above shall be zoned pursuant to the authority granted in Section 66.0217(8) of the Wisconsin Statutes as T-1, Temporary Zoning District.

Section III. The annexed territory is hereby made a part of the 7th Aldermanic District, and is in the 48th Ward of the City of Waukesha and is annexed for all municipal purposes including annexation for school purposes and is hereby made a part of the School District of Waukesha, and subject to laws governing the same.

Section IV. The City limits of the City of Waukesha, Wisconsin are hereby changed and enlarged as so to include the real estate described in Section I of this ordinance and the official map is amended to include said real estate.

Section V. The City agrees to pay annually to the Town, for five (5) years, an amount equal to the amount of property taxes that the Town levied on the annexed territory, pursuant to Section 66.0217(14)(a)1.

Section VI. All ordinances or parts of ordinances inconsistent with or contravening this ordinance are hereby repealed.

Section VII. This ordinance shall be in full force and effect from and after its passage and publication.

Passed the _____ day of _____, 2015.

Approved:

Shawn N. Reilly, Mayor

Attest:

Gina L. Kozlik, City Clerk

For _____ Against _____ Absent _____