

ORDINANCE NO. 572

An Ordinance of the Municipal Code of the City of Kiel Annexing Territory to the City of Kiel, Calumet County (Municipal Boundary Review Number 14269)

The Common Council for the City of Kiel do ordain as follows:

SECTION 1: Territory Annexed.

In accordance with Sec. 66.0217(2) of the Wisconsin Statutes and the petition for direct annexation filed with the city clerk on **October 15, 2019**, signed by all of the electors residing in the territory and the owners of all the real property in the territory on **October 15, 2019**, the following described territory in the **Town of New Holstein, Calumet County, Wisconsin**, is annexed to the City of Kiel, Wisconsin:

A part of the Northwest Quarter (NW1/4) of the Southeast Quarter (SE1/4) of Section 25, Township 17 North, Range 20 East, Town of New Holstein, Calumet County, Wisconsin and being described by:

Commencing at the East Quarter Corner of said Section 25; thence N89°-52'-24"W along the North line of the SE1/4 of said Section 25, a distance of 1330.28 feet to the East line of the NW1/4 of the SE1/4 of said Section 25; thence S00°-18'-34"E along said East line 987.18 feet to the point of beginning; thence continuing S00°-18'-34"E along said East line 79.79 feet; thence S62°-38'-03"W along the Northerly line of the C.T.H. "HH" Right of Way 185.12 feet; thence N18°-59'-59"W 31.80 feet; thence N04°-27'-14"E 105.77 feet; thence N67°-46'-55"E 36.05 feet; thence N00°-18'-34"W 14.64 feet; thence N89°-31'-45"E 132.82 feet to the point of beginning.

Said parcel contains 20,148 square feet (0.46 acres) and is part of Tax Parcel ID Number: 9308

SECTION 2: Map.

A certified survey map of the territory described in Section 1 is attached as part of this ordinance.

SECTION 3: Temporary Zoning Classification.

- (a) Upon recommendation of the Plan Commission, the territory annexed to the City of Kiel by this ordinance is temporarily zoned as follows, pursuant to Sec. 66.0217(8)(a) of the Wisconsin Statutes:

Single-Family Residential District – R-1

- (b) The plan commission is directed to prepare an amendment to the zoning ordinance setting forth permanent classifications and regulations for the zoning of the annexed area and to submit its recommendations to the Council not later than **January 7, 2019**.

SECTION 4: Population.

The territory described in Section 1 of this ordinance has a population of **1 person**.

SECTION 5: Ward Designation.

The territory described in Section 1 of this ordinance is hereby made a part of **Ward 7** of the City of Kiel, **Sixth** Aldermanic District, subject to the ordinances, rules and regulations of the City of Kiel governing wards.

SECTION 6: Payment to Town.

Pursuant to Wis. Stat. sec. 66.0217(14), the Common Council agrees to pay annually to the **Town of New Holstein** for 5 years, an amount equal to the amount of property taxes that the town levied on the annexed territory, as shown by the tax roll under Wis. Stat. sec. 70.65 in **2019**.

SECTION 7: Severability.

If any provision of this ordinance is invalid or unconstitutional, or if the application of this ordinance to any person or circumstances is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions or applications of this ordinance which can be given effect without the invalid or unconstitutional provision or application.

SECTION 8: Effect of Annexation.

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

SECTION 9: Effective Date.

This ordinance shall take effect upon passage and publication as provided by law, with a publication and effective date of **December 19, 2019**.

Ordinance No. 572 introduced on December 10, 2019 by Alderperson _____,
seconded by Alderperson _____.

Upon a call of votes, the result was as follows:

_____ Votes Cast
_____ Votes Aye
_____ Votes Nay

The Mayor declared Ordinance No. 572 introduced and approved this 10th day of December, 2019.

MICHAEL STEINHARDT, Mayor

COUNTERSIGNED:

JAMIE J. AULIK, City Administrator

COUNTERSIGNED:

JANELLE MORITZ, City Clerk-Treasurer