

ORDINANCE NO. 2018-20

An Ordinance Annexing Territory to the City of Cedarburg
One acre parcel directly south of W76 N627 Wauwatosa Road
Vernon and Mary Lynn Prost

The Common Council of the City of Cedarburg, Wisconsin, does hereby ordain as follows:

SECTION 1. Territory Annexed. In accordance with Section 66.0217(2) of the Wisconsin Statutes and the Petition for Direct Annexation filed with the City Clerk of the City of Cedarburg, Wisconsin, on September 4, 2018 signed by all owners of all the real property in the territory and all electors residing in the territory, the following described territory in the Town of Cedarburg, Ozaukee County, Wisconsin, is annexed to the City of Cedarburg, Wisconsin:

Part of Tax Parcel No. 030281600400, being a part of the Southeast Quarter of the Southeast Quarter of Section 28, Township 10 North, Range 21 East, Town of Cedarburg, Ozaukee County, Wisconsin, more particularly described as follows:

Commencing at the East Quarter corner of Section 28, aforesaid; thence South 00 degrees 36 minutes 51 seconds East along the East line of the Southeast Quarter, aforesaid, 1,388.11 feet; thence South 89 degrees 20 minutes 37 seconds West, 50.00 feet to the Westerly right-of-way line of Wauwatosa Road (S.T.H. '181 ') also being the Point of Beginning; thence South 00 degrees 36 minutes 51 seconds East along said right-of-way line, 34.43 feet; thence South 89 degrees 20 minutes 37 seconds West, 1,264.98 feet to the West line of the Southeast Quarter of the Southeast Quarter of Section 28, aforesaid; thence North 00 degrees 45 minutes 42 seconds West along said line, 34.43 feet to a point on the South line of Lot 2, Certified Survey Map No. 4010; thence North 89 degrees 20 minutes 37 seconds East along said line, 1,265.06 feet to the Point of Beginning.

Said parcel contains 43,555 square feet or 1.000 acres.

The current population of the territory is zero.

MBR Number: 14144

SECTION 2. 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 Cedarburg 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 Cedarburg.

SECTION 3. Temporary Zoning Classification. (a) The territory annexed to the City of Cedarburg by this ordinance is temporarily zoned as follows, pursuant to Sec. 66.0217(8) of the Wisconsin Statutes: I-1 Institutional and Public Service; (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 subject its recommendation to the Council within one year of the annexation.

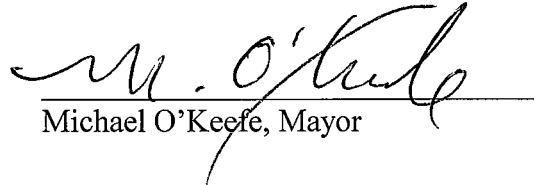
SECTION 4. Aldermanic District Designation. Section 2-1-3 of the Code of Ordinances of the City of Cedarburg is hereby amended to incorporate this annexation. The territory described in Section 1 of this ordinance is hereby made a part of Ward 9, Aldermanic District 2 of the City of Cedarburg, as described in Section 2-1-3 of the City of Cedarburg Code of Ordinances, subject to the ordinances, rules and regulations of the City governing aldermanic districts.

SECTION 5. Town Taxes. The City agrees to pay annually to the Town of Cedarburg, for five years, an amount equal to the amount of property taxes that the Town levied on the annexed territory, as shown by the tax roll, in the year in which the annexation is final.

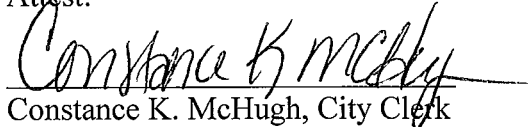
SECTION 6. Severability. If any provision of this ordinance is invalid or unconstitutional, or if the application of this ordinance to any person or circumstances is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions or applications of this ordinance, which can be given effect without the invalid or unconstitutional provision or application.

SECTION 6. Effective Date. This ordinance shall take effect upon publication as provided by law.

Passed and adopted by the Common Council of the City of Cedarburg, this 12th day of November, 2018.


Michael O'Keefe, Mayor

Attest:


Constance K. McHugh, City Clerk

Approved as to form:


Michael Herbrand, City Attorney