

AN ORDINANCE ANNEXING CERTAIN LANDS
LOCATED IN THE TOWN OF SUMMIT, WAUKESHA COUNTY, WISCONSIN
TO THE VILLAGE OF OCONOMOWOC LAKE, WAUKESHA COUNTY, WISCONSIN

WHEREAS, the Village of Oconomowoc Lake, Waukesha County, Wisconsin, is the owner of certain territory located in the Town of Summit, Waukesha County, Wisconsin which territory is hereinafter described and which territory is near but not necessarily contiguous to the Village of Oconomowoc Lake.

The Village Board of the Village of Oconomowoc Lake, Waukesha County, Wisconsin, does ordain pursuant to Section 66.025, WISCONSIN STATUTES, as follows:

SECTION 1. Wisconsin Statutes, Section 66.025 provides as follows:

"66.025 **Annexation of owned territory.** In addition to other methods provided by law and subject to ss. 59.692(7) and 66.023 (7), territory owned by and lying near but not necessarily contiguous to a village or city may be annexed to a village or city by ordinance enacted by the board of trustees of the village or the common council of the city, provided that in the case of noncontiguous territory the use of the territory by the city or village is not contrary to any town or county zoning regulation. The ordinance shall contain the exact description of the territory annexed and the names of the towns from which detached, and shall operate to attach the territory to the village or city upon the filing of 6 certified copies thereof in the office of the secretary of state, together with 6 copies of a plat showing the boundaries of the territory attached. Two copies of the ordinance and plat shall be forwarded by the secretary of state to the department of transportation, one copy to the department of natural resources, one copy to the department of revenue and one copy to the department of public instruction."

SECTION 2. The Village of Oconomowoc Lake is the owner of all of the territory to wit: the annexed territory hereinafter

described, located in the Town of Summit, Waukesha County, Wisconsin, and said territory lies near but not necessarily contiguous to the Village of Oconomowoc Lake, Waukesha County, Wisconsin.

SECTION 3. In accordance with Section 66.025 of the Wisconsin Statutes, the following described territory owned by the Village of Oconomowoc Lake, Waukesha County, State of Wisconsin, and located in the Town of Summit, Waukesha County, State of Wisconsin, is hereby annexed to and made part of the Village of Oconomowoc Lake, Waukesha County, Wisconsin, to wit:

The legal description of the annexed territory is attached hereto, made a part hereof, and incorporated herein by reference and has been marked Exhibit 1.

The population of the annexed territory is described as follows: The land is vacant; The population is zero; and there are no electors and no persons in said territory. The attached map shows the boundaries of said territory attached to the Village of Oconomowoc Lake by this annexation and the boundary of the Village of Oconomowoc Lake, Waukesha County, Wisconsin.

SECTION 4. Pursuant to the provisions of Wis. Stats. §66.025, the use of such of the above territory as is not contiguous to the Village of Oconomowoc Lake shall not be contrary to any Town of Summit or Waukesha County zoning regulations.

SECTION 5. The annexation is proper, necessary, and reasonable in that the Village has reasonable present and demonstrable future need for the annexed territory.

SECTION 6. The annexed territory is reasonably suitable

for and adaptable to the needs of the Village of Oconomowoc Lake to wit: orderly and reasonable municipal planning and other uses consistent with the nature and location of the annexed territory, and the Village of Oconomowoc Lake Planning Commission has recommended this annexation

SECTION 7. The Village is able to provide municipal services to the annexed territory, including but not limited to police, fire, rescue, and other applicable Village services.

SECTION 8. The annexed territory described in attached Exhibit 1 is an exact description of the annexed territory located in the Town of Summit, Waukesha County, Wisconsin, which territory is owned by and lying near but not necessarily contiguous to the Village of Oconomowoc Lake, Waukesha County, Wisconsin.

SECTION 9. This annexation does not create a Town island within the meaning of Wis. Stats. §66.021 (15).

SECTION 10. The Village Clerk shall file six (6) certified copies of this Ordinance in the office of the Secretary of State, together with six (6) copies of a Plat, (which is attached hereto), showing the boundaries of the territory attached to the Village of Oconomowoc Lake by means of this Ordinance. Two copies of the Ordinance and Plat shall also be forwarded by the Secretary of State to the Department of Transportation, one copy to the Department of Natural Resources, one copy to the Department of Revenue, and one copy to the Department of Public Instruction.

SECTION 11. The annexed territory is annexed for all municipal purposes including annexation for school purposes and is

hereby made a part of the Oconomowoc School District and shall be subject to laws governing the same.

SECTION 12. The Village limits of the Village of Oconomowoc Lake, Waukesha County, Wisconsin, are hereby changed and enlarged so as to include the annexed territory described in this Ordinance and the Official Map is amended to include said annexed territory.

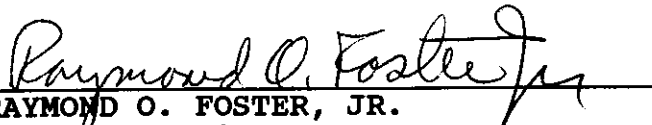
SECTION 13. Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason, the remainder shall not be affected thereby and shall remain in full force and effect.

SECTION 14. All ordinances or parts of ordinances inconsistent with or contravening the provisions of this Ordinance are hereby repealed to the extent of said inconsistency.

SECTION 15. This Ordinance shall take effect immediately upon passage and posting or publication as provided by law and upon compliance with the filing requirements of Wis. Stats. §66.025.

Passed and adopted this 15th day of December, 1997.

**BY ORDER OF THE VILLAGE BOARD
OF THE VILLAGE OF OCONOMOWOC LAKE,
WAUKESHA COUNTY, WISCONSIN**


RAYMOND O. FOSTER, JR.
Village President

ATTEST:


CERYL WIERDSMA
Village Clerk

TRUSTEES VOTING AYE:

Joseph Birbaum

Richard Kneiser

Hilton Neal

Joseph Owens

Michael Schinzer

Paul Fischer

TRUSTEES VOTING NAY:

Published or posted on the 17th day of December, 1997

Lawyers Title Insurance Corporation

LEGAL DESCRIPTION OF ANNEXATION TERRITORY

Being a part of the Plat of Lalumiere, a subdivision recorded in the Office of the Register of Deeds, Waukesha County, Wisconsin on April 5, 1928, in Volume 9 of Plats, Page 80, as Document No. 156898 and located in Sections 10 and 11, Township 7 North, Range 17 East, Town of Summit, Waukesha County, Wisconsin, more fully described as follows: Beginning at the South East corner of Lot 15, Block 15 of the Plat of Lalumiere, a recorded subdivision; thence Westerly to the South West corner of said Lot 15; thence Southerly, along the West line of said Block 15, to a point on the extension of the South line of Lot 10, Block 14, of said Plat; thence Westerly, along said extended South line and along the South line of Lots 10 and 3, Block 14 to the South West corner of Lot 3, Block 14; thence Southerly, along the West line of Lot 2, Block 14, to the Northerly right-of-way line of Pabst Road (platted as Nashotah Road); thence Northwesterly, along said right-of-way, to the South East corner of Lot 1, Block 11, of said subdivision; thence Northerly and Northwesterly, along the Easterly and Northerly lines of Lots 1, 2 and 3, of Block 11, to the extension of the Southeasterly line of Lot 1, Block 12, of said subdivision; thence Northeasterly, along the Southeasterly line of said Lot 1, Block 12, and as extended, to the Northeasterly corner of said Lot 1, being a point of curvature on a platted channel; thence on and along the curve of said channel and Northwesterly, to the Northernmost corner of Lot 2, Block 12; thence Southwesterly to the Westernmost corner of said Lot 2; thence Southwesterly to the Northernmost corner of Lot 4, Block 11, of said subdivision; thence Southwesterly, to the Westernmost corner of said Lot 4; thence Northwesterly, along the Northerly right-of-way line of Pabst Road (platted as Nashotah Road) to the Westernmost corner of Lot 9, Block 11; thence Northeasterly, along the Easterly right-of-way line of Lalumiere Road (platted as Park Drive) to the Northernmost corner of Lot 6, Block 12, of said subdivision; thence Southeasterly, along the common lot line between Lots 6 and 7, of Block 12, to the Easternmost corner of said Lot 6; thence Southeasterly to the point of curvature on the Westerly line of Lot 4, Block 16, of said subdivision, said point being 80 feet Southwesterly of the Northernmost corner of said Lot 4; thence Northeasterly and Easterly, along the Northerly line of Lots 4 through 12, inclusive, of Block 16, to the North East corner of said Lot 12, said point being on the East line of Lalumiere Subdivision; thence Southerly, along said East line, to the South East corner of Lot 15, Block 15, and the place of beginning.

EXHIBIT

No. 1

LaLumiere Annexation Ordinance
No. 2
Village of Oconomowoc Lake,
Waukesha County, Wisconsin

Document Number

Document Title

Legal Description attached
as Exhibit No. 1

Recording Area

Name and Return Address
VILLAGE OF OCONOMOWOC LAKE
35328 W. PABST ROAD
OCONOMOWOC, WI 53066

Parcel Identification Number (PIN)

This information must be completed by submitter: document title, name & return address, and PIN (if required). Other information such as the granting clauses, legal description, etc. may be placed on this first page of the document or may be placed on additional pages of the document. Note: Use of this cover page adds one page to your document and \$2.00 to the recording fee. Wisconsin Statutes, §9.517. WRDA 2/96

STATE OF WISCONSIN)
)
COUNTY OF WAUKESHA)

AFFIDAVIT OF POSTING

ORD 164 - Lalumiere
Annex

The undersigned, being first duly sworn, on oath deposes and states that on 17 Dec, 1997 at the direction of the Clerk of the Village of Oconomowoc Lake, he posted copies of the foregoing proceedings of the Village Board in the following public places in said Village.

to-wit:

- (1) Opposite the entrance to the Oconomowoc Lake Club on the northern side of the road in front of the Club;
- (2) At the entrance to the Village Hall on West Pabst Road;
- (3) At the northern corner of the junction of West Beach Road and the private drive (South Beach Road) leading into the Borisch, Fischer, Lowry, et al properties.

James R. Fulmer

Subscribed and sworn to before me

this 17th day of December, 1997

Cheryl A. Weidman

Notary Public, Waukesha County, Wisconsin

My commission expires: 11-14-99