

TO THE WINNEBAGO COUNTY BOARD SUPERVISORS

Your Planning and Zoning Committee begs leave to report:

WHEREAS, it has reviewed the Petition for Annexation filed with the Winnebago County Zoning Office by:

City of Menasha for Mayor Merkes, Town of Menasha, and

WHEREAS, a Planning Meeting was held on October 6, 2014, pursuant to meeting agenda notice as provided by as on the following:

PROPERTY INFORMATION:

Owner(s) of Property: Gemelli Real Estate Wisconsin LLC

Location of Premises Affected: Multiple parcels - see attached list of parcel numbers (Table #1)

Legal Description: Multiple - see attached list of legal descriptions (Table #1)

WHEREAS,

Applicant is requesting Annexation to the City of Menasha,

And

WHEREAS, we received notification from the City of Menasha approving ordinance 0-5-2014 for attachment referenced above,

And

WHEREAS, said ordinance is recorded in the Winnebago County Register of Deeds Office as document number 1663752,

And

WHEREAS, said ordinance must be approved by the Winnebago County Board of Supervisors to effectuate the amendment to the official Town / County Zoning Map – Winnebago County, Wisconsin,

And

WHEREAS, the City of Mensha adopted said annexation of the subject property on March 17, 2014,

And

WHEREAS, your Planning and Zoning Committee, being fully informed of the facts, and after full consideration of the matter, making the following finding:

- 1) Subject property has been annexed to the City of Menasha as noted in document number 1663752 recorded in the Winnebago County Register of Deeds Office.

Findings were made in consideration of Section 23.7-24.

NOW THEREFORE BE IT RESOLVED, that this committee hereby reports our findings for your consideration and is hereby recommending Approval by a vote of 5-0.

AND BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors, that the enclosed Ordinance is hereby ADOPTED OR DENIED.

For the Planning and Zoning Committee

AMENDATORY ORDINANCE # 101614

The Winnebago County Board of Supervisors do ordain the Annexation # 1663752 as follows:

Multiple - see attached list of legal descriptions (Table #1)

FROM: Town of Menasha

TO: City of Menasha

Adopted/ Denied this _____ day of _____, 20 _____

David Albrecht, Chairperson

ATTEST:

Susan T. Ertmer, Clerk

APPROVED BY WINNEBAGO COUNTY EXECUTIVE THIS _____ DAY OF _____,
20_____ .

Mark Harris
County Executive

County Board Supervisory district **27**

**TOWN OF MENASHA ORDINANCE O-5-2014
(Gemelli Real Estate Wisconsin LLC)**

Table # 1

	ATTACHED PARCELS (ALL)	Legal Description
Parcel A	008-0337-02	All that part of the NE ¼ of the NE ¼ of Section 11, Township 20 North, Range 17 East, Town of Menasha, Winnebago County, Wisconsin
Parcel B	008-337-04	All that part of the NE ¼ of the NE ¼ of Section 11, Township 20 North, Range 17 East, Town of Menasha, Winnebago County, Wisconsin
Parcel C	008-0337-03	All that part of NE ¼ of the NE ¼ of Section 11, Township 20 North, Range 17 East, Town of Menasha, Winnebago County, Wisconsin
Parcel D	008-0329-01	Part of the SE ¼ of Section 10, Township 20 North, Range 17 East, Town of Menasha, Winnebago County, Wisconsin
Parcel E	008-0345-05	All that part of the W ½ of the SW ¼, Section 11, Township 20 North, Range 17 East, Town of Menasha, Winnebago County, Wisconsin
Parcel F	008-0354-04	All that part of the NW ¼ of the SW ¼ of Section 11, Township 20 North, Range 17 East, Town of Menasha, Winnebago County, Wisconsin
	008-0354-06	
Parcel G	008-0354-11	All that part of the W ½ of the SW ¼, Section 11, Township 20 North, Range 17 East, Town of Menasha, Winnebago County, Wisconsin

COUNTY
BOARDS
COPY

ORDINANCE OF ANNEXATION

Document Number

Document Title



8 1 5 5 3 8 3
Tx:4110851

1663752

REGISTER'S OFFICE
WINNEBAGO COUNTY, WI
RECORDED ON

05/20/2014 09:09 AM

JULIE PAGEL
REGISTER OF DEEDS

Recording Fee

RECORDING FEE 30.00

Name and Return Address

PAGES: 11

City of Menasha Clerk's Office
140 Main Street
Menasha, WI 54952

charge

CITY OF MENASHA
ANNEXATION
ORDINANCE 0-5-2014

Parcel Identification Number (PIN)

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

0-11

CERTIFICATION OF CLERK

I, Deborah A. Galeazzi, duly appointed City Clerk of the City of Menasha, Winnebago and Calumet Counties, Wisconsin, **DO HEREBY CERTIFY** that the attached Ordinance O-5-2014, is a true and compared copy of the Ordinance adopted by the Mayor and Common Council of the City of Menasha, Winnebago and Calumet Counties, at a regular meeting held on March 17, 2014

Dated at Menasha, Wisconsin this 8th day of April, 2014.

Deborah A. Galeazzi

Deborah A. Galeazzi
City Clerk

(City Seal)

ORDINANCE O - 5 - 2014

AN ORDINANCE RELATING TO THE ANNEXATION OF CERTAIN PROPERTY TO THE CITY OF MENASHA, WISCONSIN (Gemelli Real Estate Wisconsin, LLC Annexation)

Introduced by Mayor Merkes.

The Common Council of the City of Menasha does ordain as follows:

SECTION 1: Territory Annexed. (Majority Annexation) In accordance with Sec. 66.0217(3)(a) Wis. Stats., and the Petition for Annexation filed with the City Clerk on the 5th day of February, 2014, signed by the majority of owners of land in the following described territory in the Town of Menasha, Winnebago County, Wisconsin, is annexed to the City of Menasha, Winnebago County, Wisconsin.

Legal description:

PARCEL "A"

All that part of the North 27 acres of the Northeast 1/4 of the Northeast 1/4 of Section 11, Township 20 North, Range 17 East, in the Town of Menasha, Winnebago County, Wisconsin, described as follows:

Commencing at the Northeast corner of said Section 11; thence South 89°40' West along the north line of Section 60 feet; thence South 01°39' East, 643.5 feet; thence South 89°40' West, 150 feet; thence South 1°39' East, 22.6 feet to a point of curvature of a 1,700.08 foot radius curve to the right; thence Southwesterly along the line of the 1,700.08 foot radius curve to the right, 145.8 feet to the point of beginning; thence continuing Southwesterly along the line of said 1,700.08 foot radius curve about 84.2 feet to the South line of the North 27 acres of the Northeast 1/4 of the Northeast 1/4 of said Section 11; thence Easterly along the said South line of the North 27 acres, 150.8 feet to the Westerly right-of-way line of State Trunk Highway No. 47; thence Northeasterly along the 1,850.08 foot radius curve in said Westerly highway right-of-way line to a point which is North 89°40' East of the point of beginning; thence South 89°40' West to the point of beginning, containing 0.30 acres.

Parcel No. 008-0337-02

Parcel "B"

All that part of the North 27 acres of the Northeast 1/4 of the Northeast 1/4 of Section 11, Township 20 North, Range 17 East, in the Town of Menasha, Winnebago County, Wisconsin, described as follows:

Commencing at the Northeast corner of said Section 11, thence South 89°40' West along the North line of said Section 60 feet; thence South 01°39' East 643.5 feet, thence South 89°40' West, 150 feet; thence South 1°39' East, 22.6 feet to a point of curvature of a 1,700.08 foot radius curve to the right; thence Southwesterly along the line of the 1,700.08 foot radius curve to the right, 145.8 feet to the point of beginning; thence South 89°40' West, 151 feet; thence Southwesterly 24.42 feet along the arc of a 50 foot radius curve to the right ; thence South 1°39' East, 80 feet to the South line of the North 27 acres of the Northeast 1/4 of the Northeast 1/4 of said Section 11; thence Easterly along the said South line of the North 27 acres, 165 feet, thence Northeasterly along the 1,700.08 radius curve, 84.2 feet to the point of beginning containing 0.30 acres.

Parcel No. 00833704

Parcel "C"

All that part of the North 27 acres of the Northeast 1/4 of the Northeast 1/4 of Section 11, Township 20 North, Range 17 East, in the Town of Menasha, Winnebago County, Wisconsin, described as follows:

Commencing at the Northeast corner of said Section 11, thence West along the North line of said Section 60 feet to the Westerly right-of-way line of State Trunk Highway No. 47; thence South 01°39' East along the Westerly line of said Highway, 643.5 feet, the place of beginning; thence West parallel with the North line of said Section, 150 feet; thence South 1°39' East, 22.6 feet to a point of curvature of a 1,700.08 foot radius curve to the right; thence Southwesterly along the line of the 1,700.08 foot radius curve to the right, 145.8 feet; thence East parallel with the North line of said Section to the Westerly line of said Highway; thence Northerly along the Westerly line of said Highway to the place of beginning containing 0.57 acres.

Parcel No. 008033703

Parcel D

That part of the Southeast One-quarter of Section 10, Township 20 North of Range 17 East in the Town of Menasha, Winnebago County, Wisconsin commencing at the at a point 377 feet North and 660 feet West of the Southeast corner of Section 10; thence North 307 feet; thence East 407 feet; thence North 75 feet; thence East to the West Line of County Trunk Highway P; thence Southwesterly along the West line of said highway to a point which is 363.2 feet West and 373 feet North of the Southeast corner of Section 10, the point of beginning; thence West 120 feet; thence north 75 feet; thence East to the West line of said highway ; thence Southwesterly along the West Line of said highway to the point of beginning, containing 0.34 acres.

Parcel No. 008032901

Parcel "E"

All that part of the West one half (W1/2) of the Southwest 1/4 (SW14), Section (11) Township 20 North, Range 17 East, Town of Menasha , County of Winnebago, State of Wisconsin described as follows:

Commencing at a point on the West Line on the West half of the Southwest Quarter of said Section 11, 183 feet South of the Northwest corner thereof, thence East 33 feet to the East Right of Way Line of County Trunk Highway P and the point of beginning, thence East 120 feet, thence South 81.75 feet, thence West 120 feet to the East Line of said highway, thence north 81.75 feet to the point of beginning, containing 0.228 acres.

Parcel No. 00834505

Parcel "F"

All that part of the Northwest 1/4 of the Southwest 1/4 of Section 11, Township 20 North of Range 17 East in the Town of Menasha, Winnebago County, Wisconsin described as follows: Commencing at a point on the West Line of said Section 11 at a point 1,853 North of the Southwest corner, running thence East at right angles to the said West line 33 feet to the East Right of Way line of County Trunk Highway P and the point of beginning, thence East 135 feet; thence North, parallel with said Right of Way Line 120 feet; thence West 135 feet to said Right of Way line; thence South along said Right of Way line to the point of beginning, containing 0.372 acres.

Parcel No. 008035404 and 008035406

Parcel "G"

All that part of the West one half (W1/2) of the Southwest 1/4 (SW14), Section (11) Township 20 North, Range 17 East, Town of Menasha , County of Winnebago, State of Wisconsin described as follows:

Commencing at a point on the West line of said Section 11 one thousand eight hundred fifty three (1,853) feet north of the Southwest corner of said Section; thence East 33 feet to the East Right of Way line of County Trunk Highway P and the point of beginning; thence East 135 feet, thence South 60 feet; thence West 135 feet to the East Right of Way Line of said highway, thence North along the East line of said highway to the point of beginning, containing 0.186 acres.

Parcel No. 008035411

The population of the described parcels is 0.

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 Menasha 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 Menasha.

SECTION 3: Pursuant to the recommendation of the Plan Commission, the temporary zoning classification for the annexed territory is as follows: Parcels A, B, C, D, E, F and G, C-1 General Commercial.

SECTION 4: Aldermanic District Designation. The territory described in Section 1 of this Ordinance as Parcel A is hereby made a part of Aldermanic District 3, Ward 23. The territory described in Section 1 of this Ordinance as Parcel B is hereby made a part of Aldermanic District 3, Ward 24. The territory described in Section 1 of this Ordinance as Parcel C is hereby made a part of Aldermanic District 3, Ward 25. The territory described in Section 1 of this Ordinance as Parcel D is hereby made a part of Aldermanic District 4, Ward 26. The territory described in Section 1 of this Ordinance as Parcel E is hereby made a part of Aldermanic District 3, Ward 27. The territory described in Section 1 of this Ordinance as Parcel F is hereby made a part of Aldermanic District 3, Ward 28. The territory described in Section 1 of this Ordinance as Parcel G is hereby made a part of Aldermanic District 3, Ward 29. All subject to the ordinances, rules and regulations of the City governing wards and aldermanic districts.

SECTION 5: Severability. If any provision of this Ordinance is invalid or unconstitutional, or if the application of this Ordinance to any person or circumstance 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: This Ordinance shall become effective upon its passage and publication as provided by law.

Passed and approved this 17th day of March, 2014.


Donald Merkes, Mayor

ATTEST: 
Deborah A. Galeazzi, City Clerk

CERTIFICATE OF ANNEXATION

I, Deborah A. Galeazzi, City Clerk of the City of Menasha, Winnebago and Calumet Counties, State of Wisconsin, **do hereby certify** that the following described properties were annexed from the Town of Menasha, County of Winnebago, to the City of Menasha, Winnebago County pursuant to Section 66.021(3)(a) of the Wisconsin Statutes by an ordinance (Ordinance O-5-14) adopted by the Common Council of the City of Menasha at a regular meeting held March 17, 2014

Legal description:

PARCEL "A"

All that part of the North 27 acres of the Northeast 1/4 of the Northeast 1/4 of Section 11, Township 20 North, Range 17 East, in the Town of Menasha, Winnebago County, Wisconsin, described as follows:

Commencing at the Northeast corner of said Section 11; thence South 89°40' West along the north line of Section 60 feet; thence South 01°39' East, 643.5 feet; thence South 89°40' West, 150 feet; thence South 1°39' East, 22.6 feet to a point of curvature of a 1,700.08 foot radius curve to the right; thence Southwesterly along the line of the 1,700.08 foot radius curve to the right, 145.8 feet to the point of beginning; thence continuing Southwesterly along the line of said 1,700.08 foot radius curve about 84.2 feet to the South line of the North 27 acres of the Northeast 1/4 of the Northeast 1/4 of said Section 11; thence Easterly along the said South line of the North 27 acres, 150.8 feet to the Westerly right-of-way line of State Trunk Highway No. 47; thence Northeasterly along the 1,850.08 foot radius curve in said Westerly highway right-of-way line to a point which is North 89°40' East of the point of beginning; thence South 89°40' West to the point of beginning, containing 0.30 acres.

Parcel "B"

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Parcel D

That part of the Southeast One-quarter of Section 10, Township 20 North of Range 17 East in the Town of Menasha, Winnebago County, Wisconsin commencing at the at a point 377 feet North and 660 feet West of the Southeast corner of Section 10; thence North 307 feet; thence East 407 feet; thence North 75 feet; thence East to the West Line of County Trunk Highway P; thence Southwesterly along the West line of said highway to a point which is 363.2 feet West and 373 feet North of the Southeast corner of Section 10, the point of beginning; thence West 120 feet; thence north 75 feet; thence East to the West line of said highway ; thence Southwesterly along the West Line of said highway to the point of beginning, containing 0.34 acres.

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Parcel "G"

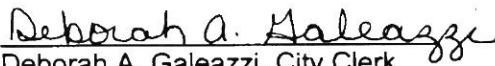
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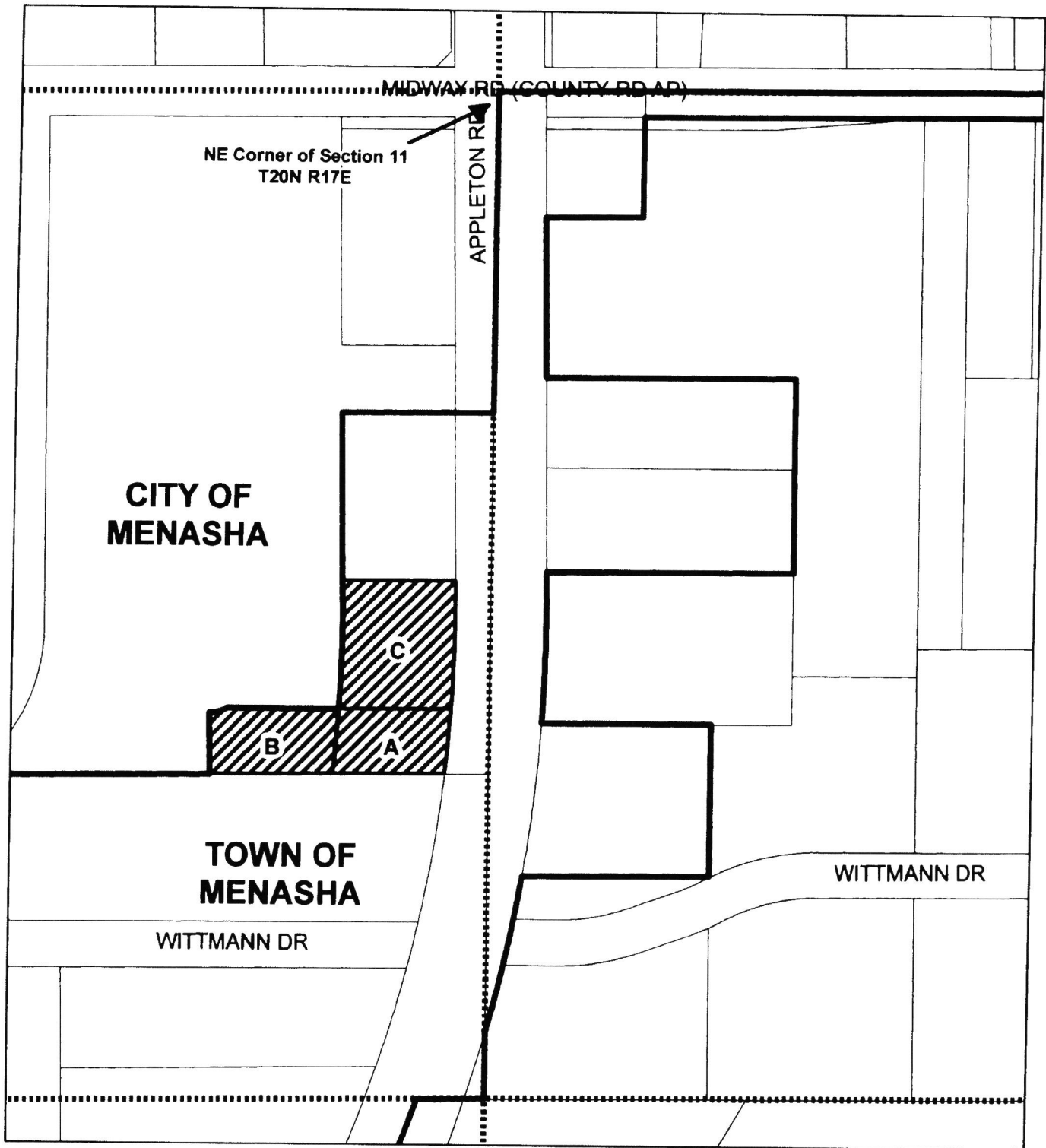
The population of the described parcels is 0.

I further certify that the plat attached hereto is a true and correct plat of the territories annexed and that the territory of Parcel A is hereby made a part of Aldermanic District 3, Ward 23, Parcel B is hereby made a part of Aldermanic District 3, Ward 24, and the territory of Parcel C is hereby made a part of Aldermanic District 3, Ward 25, Parcel D is hereby made a part of Aldermanic District 4, Ward 26, Parcel E is hereby made a part of Aldermanic District 3, Ward 27, Parcel F is hereby made a part of Aldermanic District 3, Ward 28, Parcel G is hereby made a part of Aldermanic District 3, Ward 29, subject to the ordinances, rules and regulations of the City governing wards and aldermanic districts.




Dated at Menasha, Wisconsin this 8th day of April, 2014

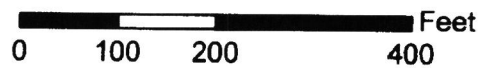

Deborah A. Galeazzi, City Clerk

PROPOSED ANNEXATION - MAP 1

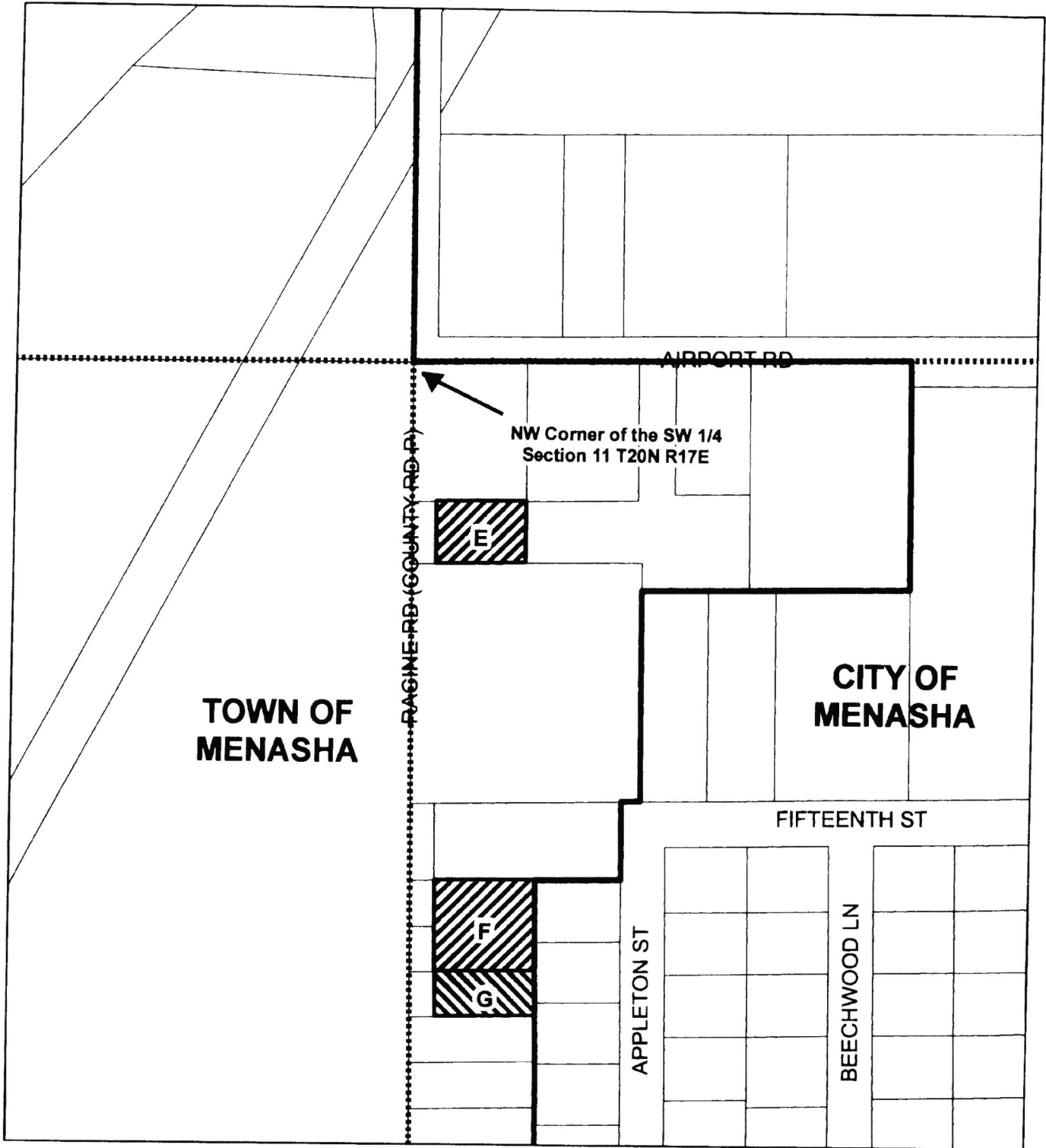


Legend

- Section Lines
-  Parcels Proposed for Annexation
-  Parcel Lines
-  City of Menasha Corporate Limits

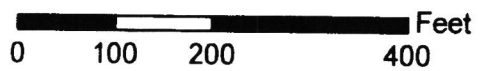


PROPOSED ANNEXATION - MAP 2

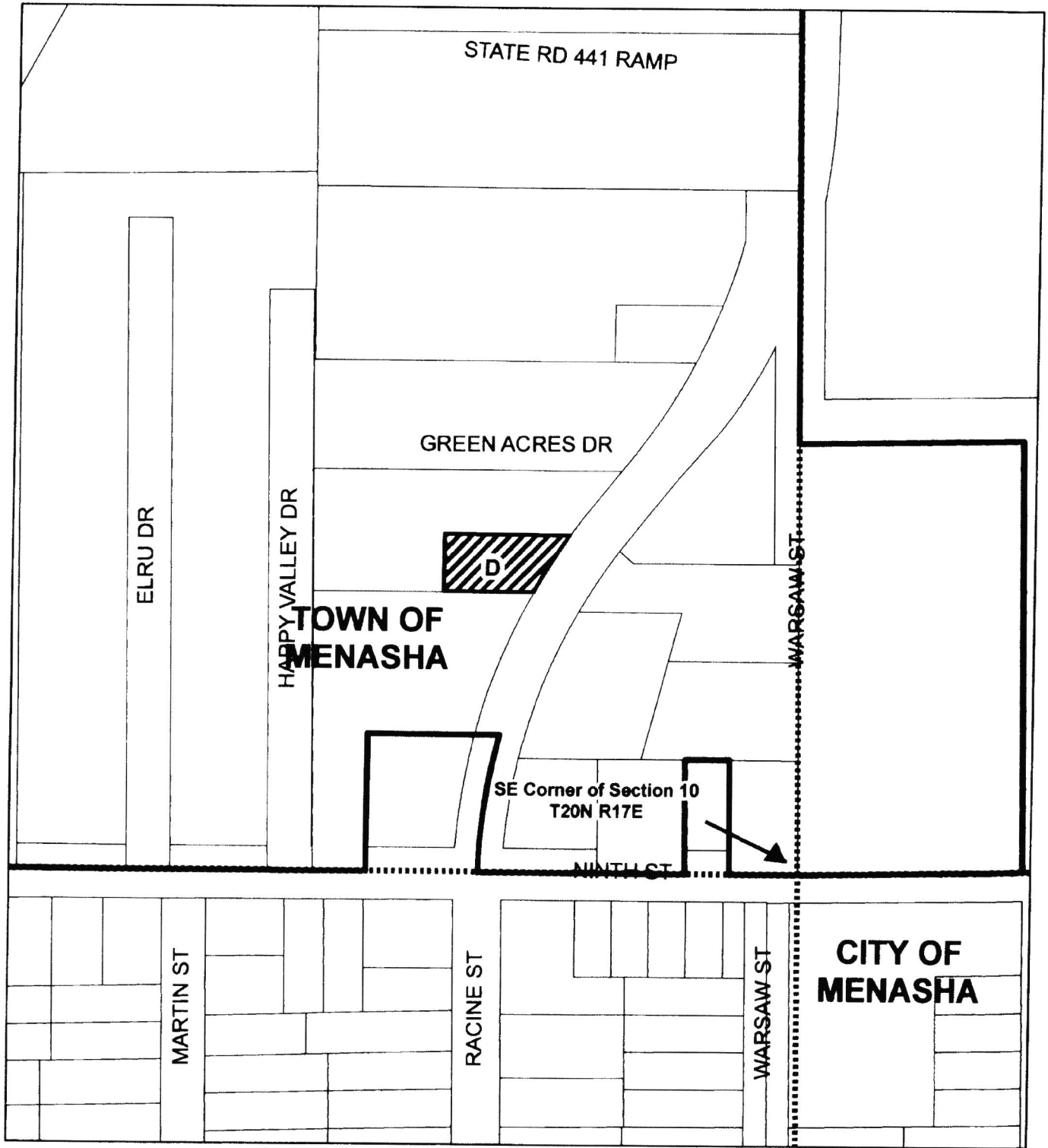


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

- Section Line
- City of Menasha Corporate Limits
- Parcels Proposed for Annexation
- Parcel Lines

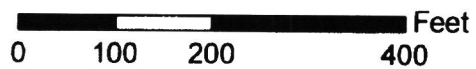


PROPOSED ANNEXATION - MAP 3



Legend

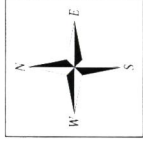
- Section Lines
-  Parcels Proposed for Annexation
-  Parcel Lines
-  City of Menasha Corporate Limits



**Request to Remove
Attached/Annexed Area
from Town/County
Zoning Map**

City of Menasha
Ordinance #O-5-2014

Subject Parcel(s):
008033702 / 008033703 /
008033704 / 008032901 /
008035404 / 005035405 /
008035406 / 008035411



Winnebago County
WINGS Project

Scale
1 inch : 300 feet
(Detail Map 1 of 2)

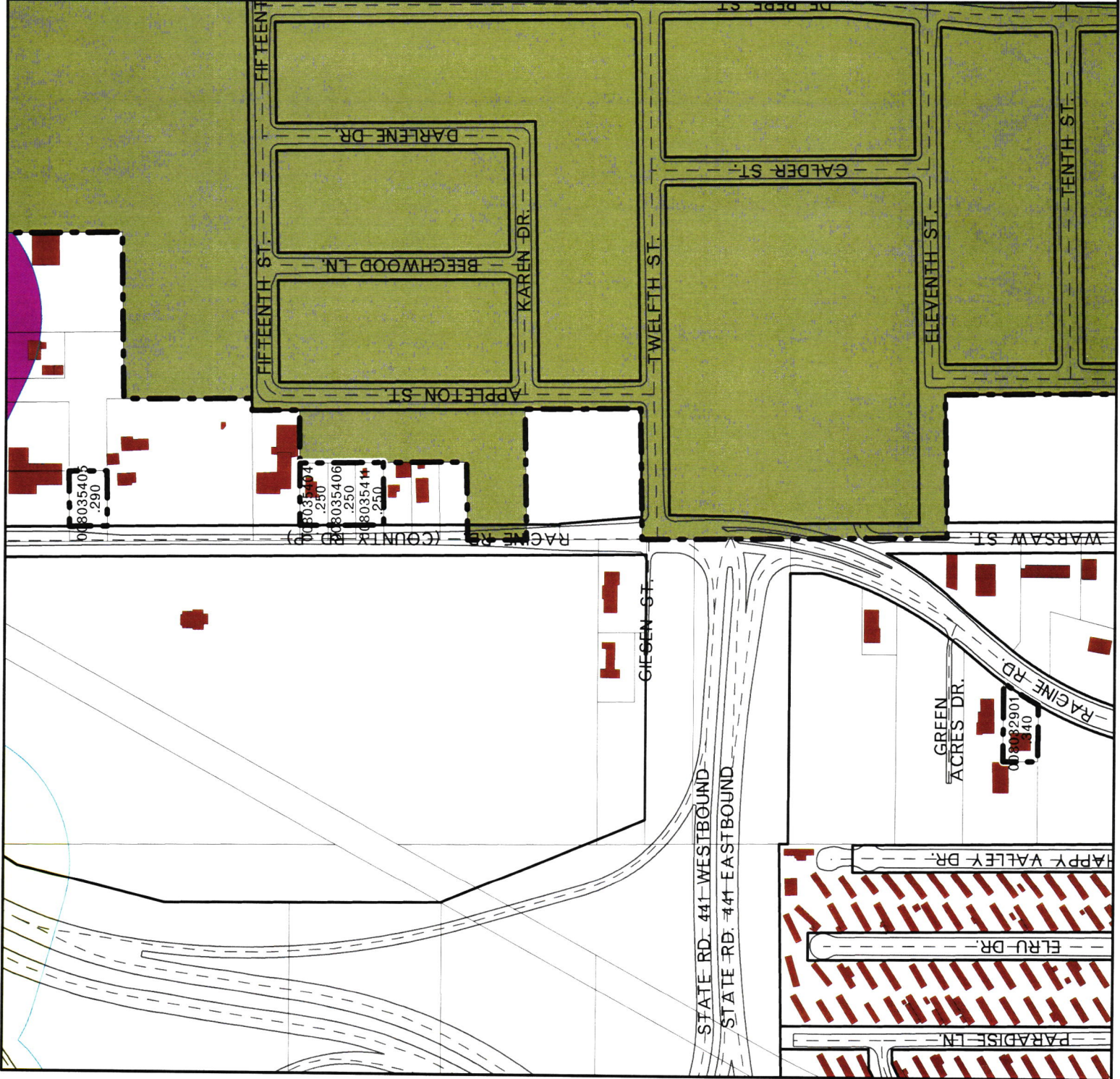
County Zoning Districts

R-1	PDD	B-1
R-2	A-1	B-2
R-3	A-2	B-3
R-4	I-1	M-1
R-8	I-2	

Other Areas

City of Oshkosh Extraterritorial
Zoning Jurisdiction

Incorporated Area



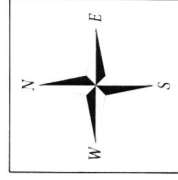
Request to Remove Attached/Annexed Area from Town/County Zoning Map

City of Menasha: Ordinance #O-5-2014

Subject Parcel(s):

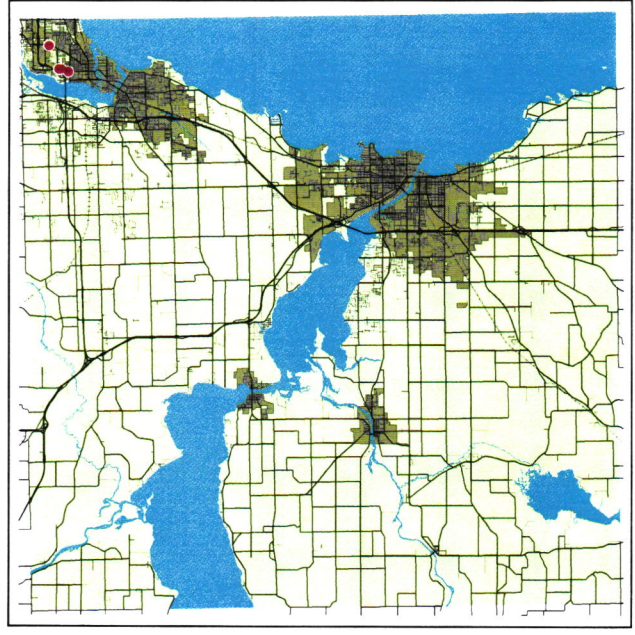
- 008033702 / 008033703 / 008033704 /**
- 008032901 / 008035404 / 008035405 /**
- 008035406 / 008035411**

○ = SITE



*Winnebago County
WINGS Project*

● = SITE



Scale 1 inch : 2000 feet

WINNEBAGO COUNTY