



VILLAGE OF HOWARD STAFF REPORT

REPORT TO: Burt McIntyre, President and Village Board of Trustees

REPORT FROM: Dave Wiese, Director of Community Development

AGENDA ITEM: Review and take action on Ordinance 2013-07 annexing .23 acres from the Town of Pittsfield into the Village of Howard.

BACKGROUND

BASIC INFORMATION	
Project Name	Reinhard Annexation Request
Applicant Name/Contact No./ Email	Richard and Mary Reinhard
Subject property address	5315 Glendale Avenue
Abbreviated Legal	PI-630-3
Consultant	Dave Chrouser, Mau & Associates
Size of Parcel	.23 acres
Existing Zoning	N/A
Requested Zoning	Residential
Comp. Land Map Designation	Residential

The applicant is requesting to annex their Glendale Avenue frontage into the Village of Howard. Currently their home is located in the Village of Howard. The Village provides them with garbage collection and emergency services.

RECOMMENDED ACTION

The Plan Commission unanimously recommended approval of the annexation.

ATTACHMENTS

- I. Annexation petition for Direct Annexation
- II. Area map
- III. Ordinance 2013-07

Request for Annexation Review

Wisconsin Department of Administration

WI Dept. of Administration
 Municipal Boundary Review
 101 E. Wilson Street, 9th Floor
 Madison WI 53703
 608-264-6102 Fax: 608-264-6104
wimunicipalboundaryreview@wi.gov
<http://doa.wi.gov/municipalboundaryreview/>

13668

<p style="text-align: center;">Petitioner Information</p> <p>Name: <u>RICHARD L. & MARY E. REINHARD</u></p> <p>Address: <u>5315 GLENDALE AVENUE</u> <u>GREEN BAY, WI 54313</u></p> <p>Email: <u>REINHARD_ME@CO.BROWN.WI.US</u></p>	<p>Office use only:</p> <div style="border: 1px solid black; padding: 5px; text-align: center;"> <p>DEPT OF ADMINISTRATION</p> <p>APR 15</p> <p>2013</p> <p>MUNICIPAL BOUNDARY REVIEW</p> </div>
<p>1. Town where property is located: <u>PITTSFIELD</u></p> <p>2. Petitioned City or Village: <u>VILLAGE OF HOWARD</u></p> <p>3. County where property is located: <u>BROWN</u></p> <p>4. Population of the territory to be annexed: <u>2</u></p> <p>5. Area (in acres) of the territory to be annexed: <u>0.23</u></p> <p>6. Tax parcel number(s) of territory to be annexed (if the territory is part or all of an existing parcel): <u>PI-630-3</u></p>	<p>Petitioners phone: <u>920-362-8888</u></p> <p>Town clerk's phone: <u>920-822-3409</u></p> <p>City/Village clerk's phone: <u>920-434-4640</u></p>

Contact Information if different than petitioner:	
<p>Representative's Name and Address:</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>Phone: _____</p> <p>E-mail: _____</p>	<p>Surveyor or Engineering Firm's Name & Address:</p> <p><u>DAVID CHROUSER</u></p> <p><u>MAU & ASSOCIATES</u></p> <p><u>400 SECURITY BLVD</u></p> <p><u>GREEN BAY, WI 54313</u></p> <p>Phone: <u>920-434-9670</u></p> <p>E-mail: <u>DCHROUSER@MAU-ASSOCIATES.COM</u></p>

Required items to be provided with submission (to be completed by petitioner):

1. <input checked="" type="checkbox"/> Legal Description meeting the requirements of s. 66.0217 (1) (c) [see attached annexation guide]
2. <input checked="" type="checkbox"/> Map meeting the requirements of s. 66.0217 (1) (g) [see attached annexation guide]
3. <input checked="" type="checkbox"/> Signed Petition or Notice of Intent to Circulate is included
4. Indicate Statutory annexation method used: <ul style="list-style-type: none"> • <input checked="" type="checkbox"/> Unanimous per s. 66.0217 (2), or, OR • <input type="checkbox"/> Direct by one-half approval per s. 66.0217 (3)
5. <input checked="" type="checkbox"/> Check or money order covering review fee [see next page for fee calculation]

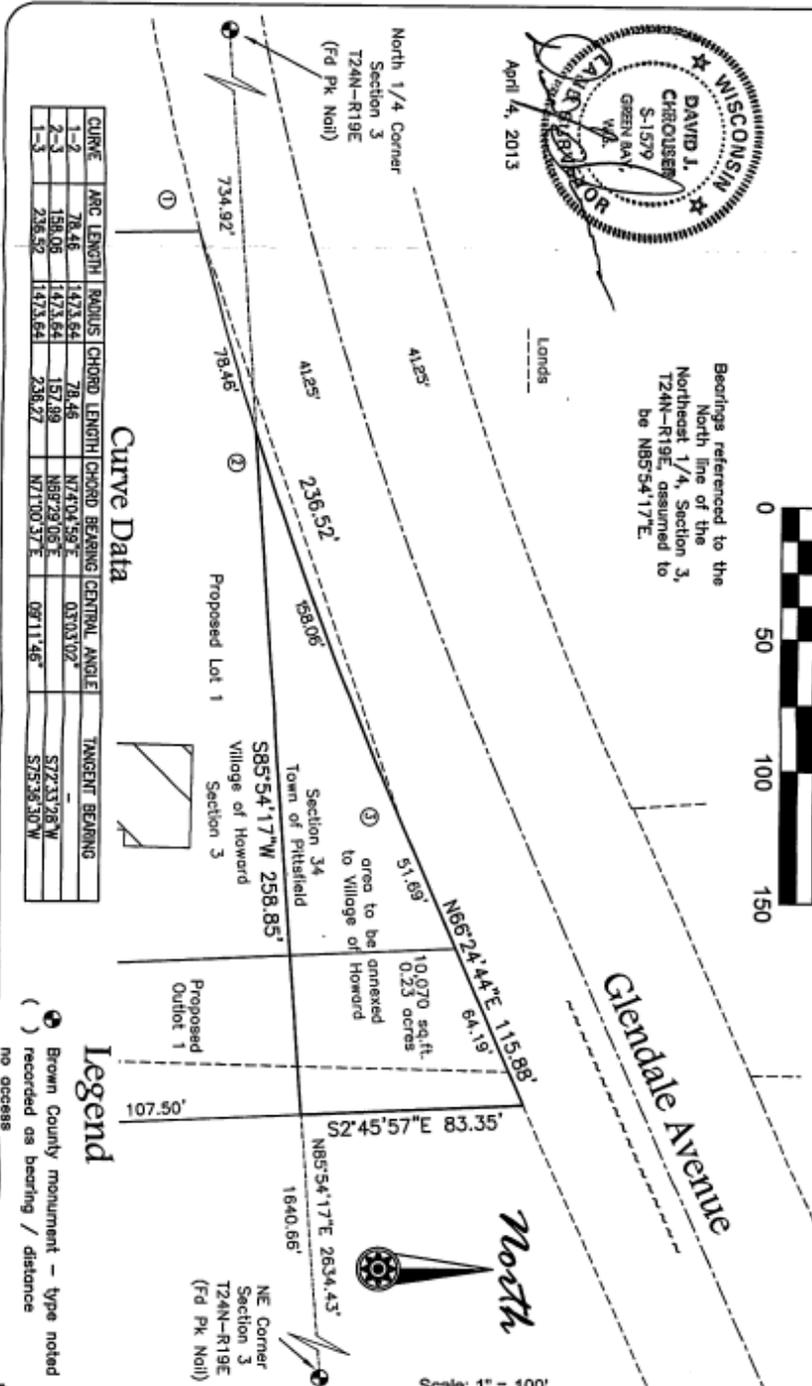
(2012)

Annexation Exhibit

Part of the Southwest 1/4 of the Southeast 1/4, Section 34, T26N-R19E, Town of Pittsfield, all in Brown County, Wisconsin.



Bearings referenced to the North line of the Northeast 1/4, Section 3, T24N-R19E, assumed to be N85°54'17"E.



CURVE	ARC LENGTH	RADIUS	CHORD LENGTH	CHORD BEARING	CENTRAL ANGLE	TANGENT BEARING
1-2	78.46	1473.64	78.46	N74°04'59"E	03°03'02"	S72°33'28"W
2-3	198.06	1473.64	157.99	N89°29'05"E		S75°36'30"W
1-3	236.52	1473.64	236.27	N71°00'37"E	09°11'46"	

Curve Data

Legend

⊕ Brown County monument - type noted
 () recorded as bearing / distance
 no access

Client: Richard Reinhard
 Tax Parcel: P1-630-3
 Drafted By: JMP
 File: R-16911Annes 040413.dwg

Mau & Associates
 LAND SURVEYING & PLANNING
 CIVIL & WATER RESOURCE ENGINEERING
 Phone: 920-434-8870 Fax: 920-434-8872

Sheet One of Two
 Project No.: R-16911
 Drawing No.: L-8463

ORDINANCE NO. 2013-07

**AN ORDINANCE ANNEXING TERRITORY FROM THE TOWN OF PITTSFIELD
TO THE VILLAGE OF HOWARD, BROWN COUNTY, WISCONSIN**

Property Owners: Richard L. and Mary E. Reinhard

WHEREAS, a petition has been filed with the Clerk of the Village of Howard requesting the annexation of the hereinafter described territory heretofore located in the Town of Pittsfield, Brown County, Wisconsin, to the Village of Howard, Brown County, Wisconsin, pursuant to Section 66.021(12), Wis. Stats.; and

WHEREAS, such matter was referred to the Village Plan Commission for review, the Plan Commission recommending such approval, and finding that the territory is contiguous and that the annexation is not contrary to the public interest; and

WHEREAS, the Village Board finds that the hereinafter described territory is contiguous to the Village of Howard, that the petition for annexation herein is a petition for direct annexation filed pursuant to Section 66.021(12), Wis. Stats., that the petitioners constitute the owners of all real property in such territory and that there are zero (0) electors residing within such territory, that the procedural requirements of Section 66.021, Wis. Stats., have been complied with, and that upon review and consideration of the findings of the State Department of Administration regarding such annexation (as required by Section 66.021(11) Wis. Stats.), the Village Board specifically finds that such annexation is not against the public interest;

NOW, THEREFORE, the Village Board of the Village of Howard, Wisconsin, do ordain as follows:

SECTION 1. That the Village Board accepts such annexation petition, thereby ordaining that the following described territory presently in the Town of Pittsfield, Brown

County, Wisconsin, to-wit:

Part of the Southwest 1/4 of the Southeast 1/4, Section 34, T25N-R19E, Town of Pittsfield, all in Brown County, Wisconsin, more fully described as follows:

Commencing at the North 1/4 Corner, Section 3, T24N-R19E; thence N85°54'17"E, 734.92 feet along the North line of the Northeast 1/4, said Section to the Southerly right of way of Glendale Avenue and the point of beginning; thence 158.06 feet along said Southerly right of way being the arc of a 1473.64 foot radius curve to the left whose long chord bears N69°29'06"E, 157.99 feet; thence N66°24'44"E, 115.88 feet along said Southerly right of way; thence S02°45'57"E, 83.35 feet to said North line; thence S85°54'17"W, 258.85 feet along said North line to the point of beginning.

Parcel contains 10,070 square feet / 0.23 acres more or less.

Be and the same is hereby annexed to and made part of the Village of Howard, Brown County, Wisconsin. Attached hereto, and identified as Exhibit A is a scale map of the territory annexed herein with an attached legal description for the territory annexed herein.

SECTION 2. That the above-described territory is hereby made a part of Ward 16 of the Village of Howard, Brown County, Wisconsin. All such annexed territory shall be a part of the Village of Howard for any and all purposes provided by law and shall be subject to the laws, ordinances, rules and regulations of the Village of Howard applicable thereto.

SECTION 3. That the above-described annexed property prior to annexation was part of the School District of Pulaski and such territory shall remain part of said School District.

SECTION 4. Upon recommendation of the Plan Commission, the territory annexed to the Village of Howard by this ordinance is temporarily designated to be a Rural Estate Residential District (R-5), Section 50.451 of the Village of Howard Zoning Code.

That pursuant to Chapter 50, Village of Howard Municipal Code, no building or structure shall be erected, enlarged, or moved, and no change in the use of land or existing buildings or structures shall be made until an ordinance designating the permanent zoning district classification is duly adopted. The issue of permanent classification of the above-

described territory for zoning purposes is hereby referred to the Village of Howard Plan Commission with instructions to such Commission to comply with the requirements of Chapter 50, Village of Howard Municipal Code, and Section 62.23(7)(d), Wis. Stats., thereby designating a permanent zoning district classification for such annexed territory.

SECTION 5. That upon adoption of this ordinance, the Clerk shall file a certified copy of this ordinance, a certificate of annexation, and a scale map of the property annexed with the Secretary of State-Government Records, with any utility company currently providing service to such area, with the Register of Deeds of Brown County, and with the Clerk of the School District of Pulaski, in accordance with Section 66.021(8), Wis. Stats., and, further, said Clerk shall give written notice of acceptance of such annexation petition to the Clerk of the Town of Pittsfield by personal service or by registered mail with return receipt requested.

SECTION 6. That the annexation described herein shall be effective upon enactment of this ordinance as provided at Section 66.021(7)(d), Wis. Stats.

Adopted by the Village Board of the Village of Howard, Brown County, Wisconsin, this 10th day of June, 2013.

Burt McIntyre, Village President

ATTEST:

Chris Haltom, Village Clerk

Ayes:

Nays:

Attachment



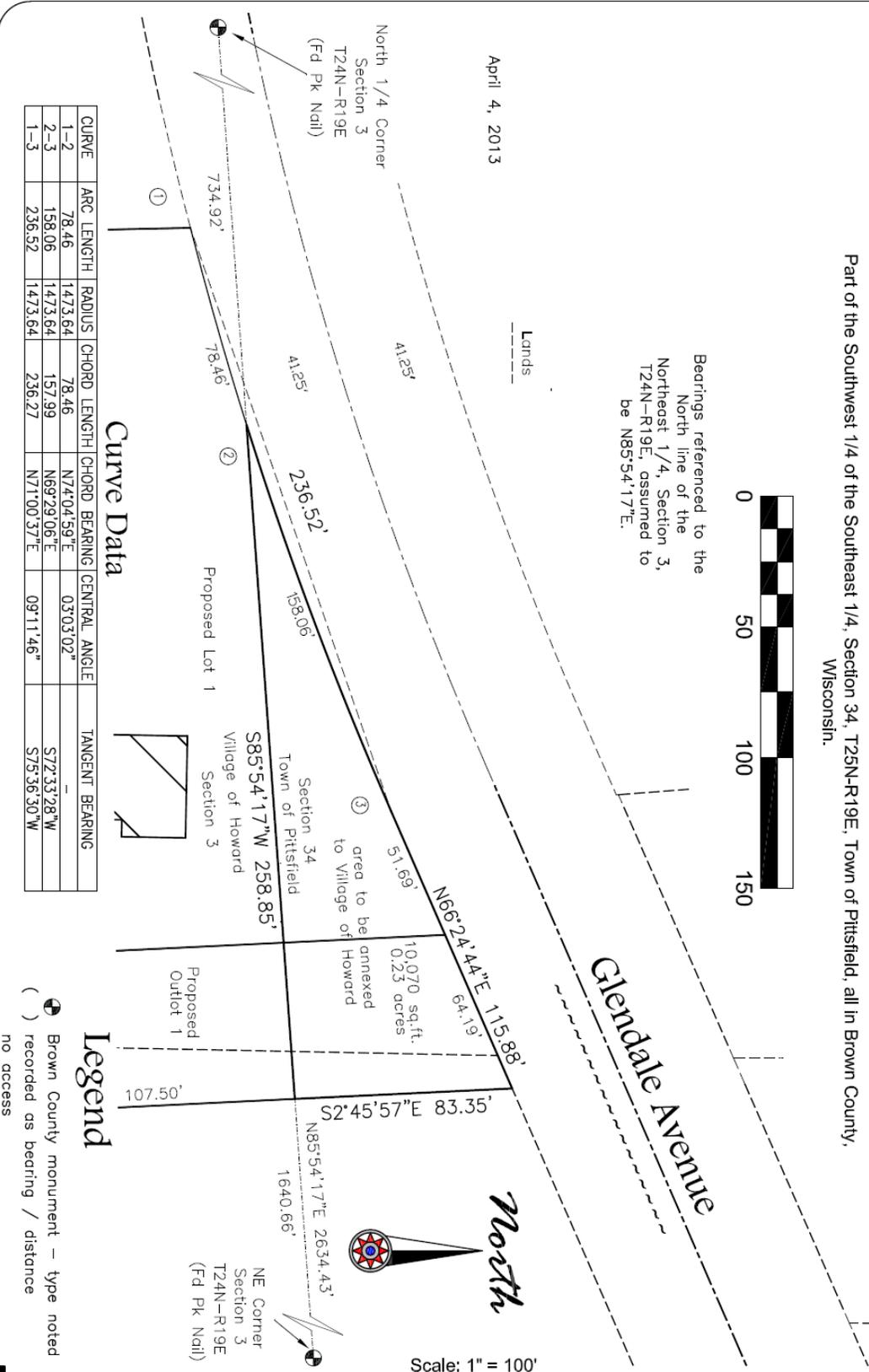
Annexation Exhibit

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April 4, 2013



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Curve Data

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Brown County monument - type noted
 recorded as bearing / distance
 no access

Scale: 1" = 100'

Client: Richard Reinhard
 Tax Parcel: PI-630-3
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Sheet One of Two
 Project No.: R-16911
 Drawing No.: L-8463



LEGAL DESCRIPTION

Part of the Southwest 1/4 of the Southeast 1/4, Section 34, T25N-R19E, Town of Pittsfield, all in Brown County, Wisconsin, more fully described as follows:

Commencing at the North 1/4 Corner, Section 3, T24N-R19E; thence N85°54'17"E, 734.92 feet along the North line of the Northeast 1/4, said Section to the Southerly right of way of Glendale Avenue and the point of beginning; thence 158.06 feet along said Southerly right of way being the arc of a 1473.64 foot radius curve to the left whose long chord bears N69°29'06"E, 157.99 feet; thence N66°24'44"E, 115.88 feet along said Southerly right of way; thence S02°45'57"E, 83.35 feet to said North line; thence S85°54'17"W, 258.85 feet along said North line to the point of beginning.

Parcel contains 10,070 square feet / 0.23 acres more or less.
Parcel subject to any easements and restrictions of record.



Sheet Two of Two
Project No.: R-16911
Drawing No.: L-8463

CERTIFICATE OF ANNEXATION

STATE OF WISCONSIN)
COUNTY OF BROWN)

I, Chris Haltom, Village Clerk of the Village of Howard, County of Brown, Wisconsin,
DO HEREBY CERTIFY that the following described territory was detached from the Town of
Pittsfield, Brown County, by ordinance passed by the Village Board of the Village of Howard, at a
regular meeting held on the 10th day of June, 2013.

LEGAL DESCRIPTION

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along the North line of the Northeast 1/4, said Section to the Southerly right of way of Glendale
Avenue and the point of beginning; thence 158.06 feet along said Southerly right of way being
the arc of a 1473.64 foot radius curve to the left whose long chord bears N69°29'06"E, 157.99
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83.35 feet to said North line; thence S85°54'17"W, 258.85 feet along said North line to the point
of beginning.

Parcel contains 10,070 square feet / 0.23 acres more or less.

No. of Residents: 0
Dated this ____ day of June, 2013

STATE OF WISCONSIN)
BROWN COUNTY)

Christopher A. Haltom, Village
Clerk

(SEAL)

I, Christopher Haltom, Village Clerk of the Village of Howard, County of Brown, State of
Wisconsin, do hereby certify that the attached is a true and correct copy of a certain ordinance
passed by the Village Board of the Village of Howard at a regular session thereof held on the 10th of
June, 2013.

Dated this ____ day of _____, 2013.

Attachment

Christopher A. Haltom, Village
Clerk

(SEAL)

