

## ORDINANCE 2023-09

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**AN ORDINANCE ANNEXING TERRITORY TO THE VILLAGE OF EAST TROY  
BY UNANIMOUS APPROVAL PURSUANT TO § 66.0217 (2), WIS. STATS.****Municipal Boundary Review - MBR #14622**

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The Village Board of the Village of East Troy, Walworth County, Wisconsin, do ordain as follows:

**Section 1. Territory Annexed.** In accordance with Wis. Stats. §66.0217 (2) and the petition for direct annexation by unanimous approval filed with the Village Clerk on or about September 14, 2023, signed by all of the electors and the owner of all of the real property located in the territory, the following lands in the Town of East Troy, Walworth County, Wisconsin are annexed to the Village of East Troy, Wisconsin:

**Tax Parcel P ET2000003B (Parcel 1 of Exhibit 1)**

Part of the Northeast 1/4 of Section 20, town 4 North, Range 18 East described as: Commencing at the South 1/4 1/4 corner of the Northeast 1/4 of Section 20, Town 4 North, Range 18 East; Thence East 131.08 feet to the Point Of Beginning; Thence North 246.82 feet; Thence N 48°55' East, 212.03 feet; Thence South 386.28 feet; Thence South 89°56' West 160.00 feet to the Point Of Beginning. Said land being in the Town of East Troy, County of Walworth, State of Wisconsin.

More particularly described as:

A Part of the Southeast 1/4 of the Northeast 1/4 of Section 20, Township 4 North, Range 18 East, described as follows:

Commencing at the Southeast corner of the Northeast 1/4 of said Section 20; Thence S 88°45'18" W along the Southline of the Northeast 1/4 of Section 20, 1026.59 feet to the Point Of Beginning; Thence continuing S 88°45'18" W along the South line of the Northeast 1/4 of Section 20, 160.93 feet; Thence N 0°44'21" W, 33.00 feet to the North line of S.T.H. '20'; Thence continuing N 0°44'21" W, 215.13 feet to the South line of Oak Ridge Cemetery; Thence N 48°01'17"E along said South line of Oak Ridge Cemetery, 212.00 feet; Thence S 0°57'46" E, 353.46 feet to said North line of S.T.H. '20'; Thence continuing S 0°57'46" E, 33.00 feet to the South line of the Northeast 1/4 of Section 20 and the Point Of Beginning.

Said Parcel contains 50,873 Square feet or 1.168 Acres (45,565 S.F. or 1.046 AC. Net), more or less.

**Tax Parcel P ET2000003A (Parcel 2 of Exhibit 1)**

A parcel of land located in the Northeast 1/4 of Section 20, Township 4 North, Range 18 East, being more particularly described as follows: Commencing at the East 1/4 Section corner of said Section 20; Thence South 89°52'30" West along the East-West 1/4 Section line, 941.17 feet; Thence North 0°07'30" West 33.00 feet to the North line of Highway 20 and the Point Of Beginning; Thence North 29°52'30" East along the North line of National Avenue, 208.56 feet; Thence North 38°24'30" East along the North line of National Avenue 101.12 feet; Thence

North 29°52'30" East along the North line of National Avenue, 380.27 feet; Thence Northeasterly along the North line of National Avenue, 380 feet to the Southeasterly line of Oak Ridge Cemetery; Thence Southwesterly along said Southeasterly line of Oak Ridge Cemetery, 850 feet to the East line of land owned by G. Benjamin Bower and Sally S. Bower; Thence Southerly along said East line, 353.28 feet to the North line of Highway 20; Thence North 89°52'30" East 89.9 feet more or less to the Point Of Beginning. ALSO, together with a parcel of land located in the Southeast 1/4 of the Northeast 1/4 of Section 20, Town 4 North, Range 18 East, described as follows: Commencing at the East 1/4 corner of said Section 20, Town 4 North, Range 18 East; Thence South 88°57'16" West, 941.38 feet along the South line of the Northeast 1/4 of said Section 20; Thence North 0°52'46" West, 33.03 feet to the North line of County Trunk Highway '20' and the Northwestline of National Avenue; Thence South 88°56'19" West, 245.81 feet along the North line of C.T.H. '20'; Thence North 0°33'57" West, 215.23 feet; Thence North 48°13'54" East, 212.07 feet; Thence North 48°00'02" East, 109.87 feet to the Point Of Beginning; Thence North 27°00'46" West, 56.15 feet; Thence North 64°45'12" East, 188.18 feet; Thence South 48°00'02" West, 194.71 feet to the Point Of Beginning. Said lands being in the Town of East Troy, County of Walworth, State of Wisconsin.

More particularly described as follows:

A Part of the Southeast 1/4 of the Northeast 1/4 of Section 20, Township 4 North, Range 18 East, described as follows: Commencing at the Southeast corner of the Northeast 1/4 of said Section 20; Thence S 88°45'18" W along the Southline of the Northeast 1/4 of Section 20, 941.13 feet; Thence N 1°14'42" W, 33.00 feet to the North line of S.T.H. '20' and the Point Of Beginning; Thence S 88°45'18" W along said North line of S.T.H. '20', 85.31 feet; Thence N 0°57'46" W, 353.46 feet to the South line of Oak Ridge Cemetery; Thence N 47°48'37" E along said South line of Oak Ridge Cemetery, 109.94 feet; Thence N 27°16'48" W along said South line of Oak Ridge Cemetery, 56.17 feet; Thence N 64°41'05" E along said South line of Oak Ridge Cemetery, 186.81 feet; Thence N 47°47'39" E along said South line of Oak Ridge Cemetery, 549.87 feet to the West line of National Avenue (also known as C.T.H. 'ES'); Thence S 30°51'52" W along said West line of National Avenue, 380.02 feet; Thence S 28°51'51" W along said West line of National Avenue, 379.64 feet; Thence S 37°10'18" W along said West line of National Avenue, 101.96 feet; Thence S 28°38'18" W along said West line of National Avenue, 210.42 feet to the North line of S.T.H. '20' and the Point Of Beginning.

Said Parcel contains 156,625 Square feet or 3.596 Acres, more or less.

**Right of way (Exhibit 2)**

The data and description contained herein for the Proposed Annexation has been referenced to the described Centerline of S.T.H. 20 per Transportation Project No.: 2698-03-21-4.02 and as referenced to the described Centerline of C.T.H. "ES" per the State Highway Commission of Wisconsin (Now Known as the Department of Transportation) Project No.: T015-2(18) and the ALTA (American Land Title Association) Survey performed by Peter Nelson S-2527 on March 17, 2021:

Lands being a part of the Southeast 1/4 of the Northeast 1/4 of Section 20, Township 4 North, Range 18 East, located in the Town of East Troy, Walworth County Wisconsin, are bound and described as follows;

commencing at the East 1/4 corner of said Section, thence South 88°45'18" West on and along the South line of said 1/4 Section said line is also the centerline of State Trunk Hwy 20, 862.07 feet to the centerline of County Trunk Highway "ES" and the the Point of Beginning of this description;

thence North 28°45'18" East on and along the Centerline of said Highway "ES", 680.27 feet to a point of curvature; thence along the Arc of a curve 372.81 feet, whose Center lies Southeasterly, whose Radius is 3819.72 feet, whose Delta Angle is 05°35'32", whose Chord bears North 31°33'04" East, 372.66 feet; thence on a Radial line from previously describe arc North 55°39'10" West along said radial line, 74.29 feet to a property corner and the assumed Westerly line of said Highway "ES"; thence South 30°51'52" West on and along said West line, 380.02 feet; thence South 28°51'50" West on and along said West line, 379.64 feet to a property corner; thence South 37°10'18" West on and along said West line, 101.96 feet to a property corner; thence South 28°38'18" West on and along said West line, 210.42 feet to the North line of said Highway 20; thence South 88°45'18" West on and along said North line 246.11 feet to a property corner; thence South 00°44'21" East, 33.00 feet to the South line of said 1/4 Section and the centerline of said Highway 20; thence North 88°45'18" East on and along said South line and said centerline, 325.45 feet to the place of beginning of this description.

said described area of land contains 87,309 S.F. or 2.0043 Acres more or less

A scaled map of the annexed territory is attached hereto and incorporated as Exhibit 1 and Exhibit 2.

**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 Village of East Troy 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 Village of East Troy.

**Section 3. Population.** The population of the subject territory is nine.

**Section 4. Temporary Zoning Classification.** Upon recommendation of the Plan Commission and pursuant to Wis. Stats. §66.0217 (8)(a), the territory annexed to the Village of East Troy is temporarily zoned, Highway Business (HB) District.

**Section 5. Permanent Zoning Classification.** The Plan Commission of the Village of East Troy is directed to prepare an amendment to the zoning ordinance setting forth a permanent zoning classification and regulations for the zoning of the annexed area and to submit its recommendation to the Village Board.

**Section 6. Ward Designation.** The territory described in Section 1 of this ordinance is made part of Ward 1 of the Village of East Troy, subject to the ordinances, rules, and regulations of the Village governing wards.

**Section 7. Payment to Town of East Troy.** Pursuant to Wis. Stats. §66.0217(14), the Village Board agrees to pay annually to the Town of East Troy, for five (5) years, an amount equal

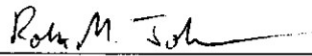
to the amount of property taxes levied by the Town of East Troy on the annexed territory, as shown by the tax roll under Wis. Stats. §70.65 in 2023 (the year in which this annexation is final).

**Section 8. Notification.** The Village Clerk is directed to complete the notifications set forth in Wis. Stats. §66.0217 (9).

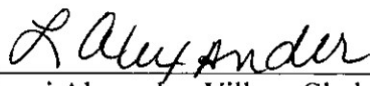
**Section 9. Effective Date.** This ordinance shall become effective upon passage as provided by law.

**Section 10. Severability.** The several sections of this ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful, or unenforceable, such decision shall apply only to the specific Section or portion thereof directly specified in the decision, and shall not affect the validity of any other provisions, Sections, or portions thereof of the ordinance. The remainder of the ordinance shall remain in full force and effect. Any other ordinances whose terms are in conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

Adopted this 27th day of November 2023, by at least a two-thirds vote of the Village Board

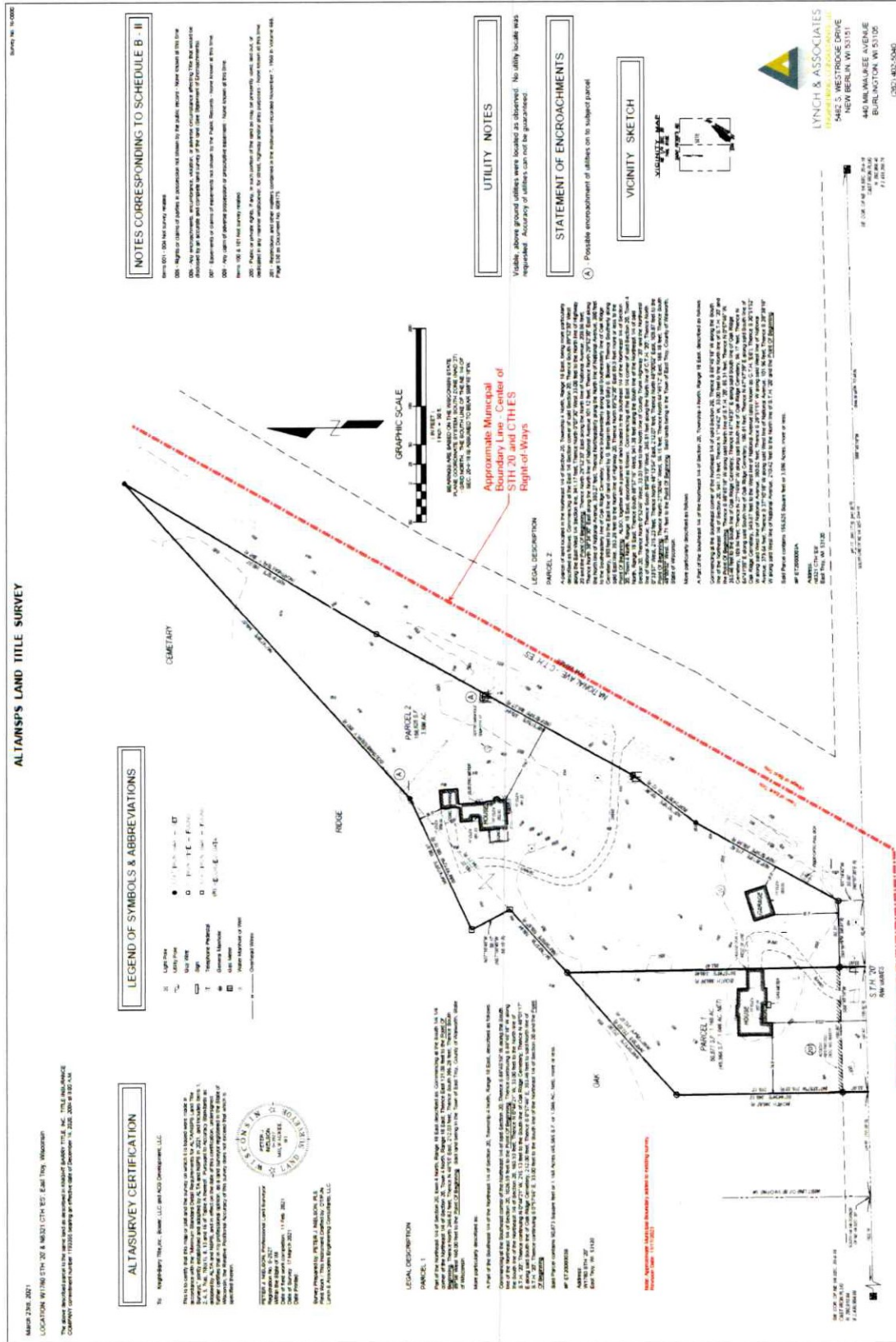
  
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Robert M Johnson, President

ATTEST:

  
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Lorri Alexander, Village Clerk



**Exhibit 1. Legal Description of Parcels to be Annexed**



**Exhibit 2. Legal Description of Right-of-Way to be Annexed**

