

ORDINANCE 2024-01
AN ORDINANCE APPROVING THE DETACHMENT OF TERRITORY FROM THE
VILLAGE OF VERNON TO VILLAGE OF MUKWONAGO

WHEREAS, pursuant to Wis. Stats. §66.0227(1), the Village of Vernon has received a Petition for Detachment from Craig Hein (Property Owner) of the subject territory located in the Village of Vernon, Waukesha County, Wisconsin to be Attached to the Village of Mukwonago, Waukesha County, Wisconsin ; and

WHEREAS, the Petition has been signed by a majority of the owners of three-fourths of the taxable land in area within the territory to be detached, and the petition was filed with the Village Clerk within 120 days after the date of a publication of a class 1 notice of intention to circulate a petition of detachment pursuant to Wis. Stats. §66.0227(1); and

WHEREAS, pursuant to Wis. Stats. §66.0627(2) this Ordinance detaching the territory is being adopted by the Village Board of the Village of Vernon within 60 days after the filing of the petition; and

WHEREAS, all requirements of Wis. Stat. §66.0227 have been fully complied with; and

WHEREAS, pursuant to Wis. Stats. §66.0227(2), the Village Board of the Village of Vernon by at least a three-fourths majority has approved this Detachment Ordinance.

NOW THEREFORE, the Village Board of the Village of Vernon, Wisconsin, does hereby ordain as follows:

SECTION 1: Territory detached. In accordance with Wis. Stat. §66.0227 and the Petition to detach a portion of land from the Village of Vernon and Attach to the Village of Mukwonago filed with the Village Clerk for the Village of Vernon on December 14, 2023, signed by the majority of the owners of three-fourths of the taxable land in area within the territory, the following described territory in the Village of Vernon is detached from the Village of Vernon and attached to the Village of Mukwonago, Wisconsin:

All that part of Lot 1 of Certified Survey Map No. 8142, recorded in the Office of the Register of Deeds for Waukesha County on October 22, 1996, in Volume 71 of Certified Survey Maps, at Pages 23 through 25 inclusive, as Document No.2166785 and Unplatted Lands, being located in a part of the Northeast 1/4 and Southeast 1/4 of the Southwest 1/4 of Section 19, Town 5 North, Range 19 East, in the Village of Vernon, Waukesha County, Wisconsin, now being more particularly bounded and described as follows:

Commencing at the East 1/4 Corner of said Section 19; Thence South 87°32'52" West and along the North line of the said Southeast 1/4 Section, 1902.96 feet to a point on the East line of said Lot 1 of Certified Survey Map No. 8142; Thence South 01°43'08" East and along the East line of said Lot 1 of said Certified Survey Map No. 8142, 1,154.34 feet to a point; Thence South 89°14'21" West, 1212.39 feet to the point of beginning of lands hereinafter described;

Thence South 26°40'38" East, 60.00 feet to a point; Thence South 63°19'22" West, 150.00 feet to a point; Thence North 26°40'38" West, 27.28 feet to a point; Thence Southwesterly 276.73 feet along the arc of a curve, whose center lies to the Southeast, whose radius is 60.0 feet, whose central angle is 264°15'39", and whose chord bears South 21°11'32" West, 88.99 feet to a point; Thence Southeasterly 76.89 feet along the arc of a curve, whose center lies to the Northwest, whose radius is 183.0 feet, whose central angle is 24°04'20", and whose chord bears South 38°42'49" East, 76.32 feet to a point; Thence South 39°15'00" West, 68.04 feet to a point; Thence South 57°38'00" West, 111.50 feet to a point; Thence along the existing Corporate Limits Line the following courses; Thence North 56°47'31" West, 191.03 feet to a point; Thence North 13°05'19" West, 155.18 feet to a point; Thence Northeasterly 305.65 feet along the arc of a curve, whose center lies to the Northwest, whose radius is 333.07 feet, whose central angle is 52°34'47", and whose chord bears North 65°59'28" East, 295.04 feet; Thence South 59°23'49" East, 151.31 feet to a point; Thence North 31°29'21" East, 54.12 feet to a point; Thence North 50°35'42" East, 10.30 feet to the point of beginning of this description.

Said Parcel contains 72,840 Square Feet (or 1.6722 Acres) of land, more or less.

Waukesha County Tax Parcel Number: VNT-2091-999-009

Said territory is owned in its entirety by the Property Owner and contains approximately 1.672 acres, more or less, with a current population of zero (0) owners. A drawing of the parcel reasonably showing the boundaries of said territory in relation of said territory to the municipalities involved is attached hereto as Exhibit A

SECTION 2: Effect of Detachment. From and after the date of this ordinance, and the adoption of an associated Village of Mukwonago attachment ordinance, the territory described in Section 1 shall no longer be a part of the Village of Vernon and shall be part of the Village of Mukwonago, for any and all purposes provided by law, and all persons coming or residing on the property shall be subject to all ordinances, rules and regulations governing the Village of Mukwonago.

SECTION 3: Zoning Classification. The territory being detached from the Village of Vernon by this Ordinance is zoned as follows, pursuant to Wis. Stat. §66.0227(4): RRD-5 Rural Residential District 5 Acre Density. The territory shall continue to be zoned as such until such time as it is re-zoned by the Village of Mukwonago.

SECTION 4: Detachment. That the above-described territory situated in the Village of Vernon will be detached and the same is hereby Attached to the Village of Mukwonago, Waukesha County, Wisconsin. The Village Clerk of the Village of Vernon is Hereby directed to provide the Ordinance to the Village of Mukwonago so that the Village of Mukwonago may act upon the Ordinance within the time period set forth in Wis. Stat. §66.0227(2),. and to allow the Village of Mukwonago to make the mailings and recordings pursuant to Wis. Stats. §66.0217(9)(a) and Wis. Stat. §66.0227(5).

SECTION 5: 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 the adoption of an associated attachment ordinance by the Village of Mukwonago as provided by law.

Adopted this 18th day of January 2024 by the Village Board of the Village of Vernon, Waukesha County, Wisconsin:

Karen L. Schuh, Village President

Attest to posting on the ____ day of _____ 2024

Bradley Calder, Village Administrator/Clerk