

ORDINANCE 2021-06

TOWN OF PORT WASHINGTON, OZAUKEE COUNTY, WISCONSIN

AN ORDINANCE CORRECTING THE WARD DESIGNATION IN ORDINANCE 2021-01

WHEREAS, On February 1, 2021 the Town of Port Washington Board of Supervisors passed ordinance 2021-01 providing for a boundary change pursuant to an intergovernmental agreement between the Town of Port Washington and the Town of Grafton

WHEREAS, In Ordinance 2021-01, Section 3: Ward Designation, the territory is designated to part of Ward No. 2 in the Town of Port Washington. The parcel of land will create Ward 3 in the Town of Port Washington and

NOW, THEREFORE, BE IT RESOLVED, that the Town of Port Washington Board of Supervisors does ordain as follows:

Ordinance 2021-01, SECTION 3. Ward Designation shall read The Territory shall be a part of Ward No. 3.


Adopted this 5th day of July, 2021

TOWN OF PORT WASHINGTON

By: 

Mike Didier, Chair

ATTEST:

By: 

Heather Krueger, Clerk

ORDINANCE 2021-01

TOWN OF PORT WASHINGTON, OZAUKEE COUNTY, WISCONSIN

AN ORDINANCE PROVIDING FOR A BOUNDARY CHANGE PURSUANT TO AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE TOWN OF PORT WASHINGTON AND THE TOWN OF GRAFTON

WHEREAS, on May 13, 2020 the Town of Grafton adopted a resolution approving an Intergovernmental Agreement providing for the boundary change described on Exhibit A, pursuant to Wis. Stats. §66.0301(6); and

WHEREAS, on July 6, 2020, the Town of Port Washington adopted a resolution approving an Intergovernmental Agreement providing for the boundary change described on Exhibit A, pursuant to Wis. Stats. §66.0301(6); and

NOW, THEREFORE, BE IT RESOLVED, that the Town of Port Washington Board of Supervisors does ordain as follows:

SECTION 1. Boundary Change. In accordance with Wis. Stats. §66.0301(6)(e) the Town Board hereby accepts real property from the Town of Grafton into the Town of Port Washington through a boundary line adjustment pursuant to the Intergovernmental Agreement. Accordingly, the real property which was formerly a part of the Town of Grafton, now a part of the Town of Port Washington pursuant to the Intergovernmental Agreement, is attached to and incorporated into the Town of Port Washington and detached from the Town of Grafton pursuant to Wis. Stats. §66.0301(6). The attached real property that is now part of the Town of Port Washington pursuant to the boundary change is the parcel within the Town of Grafton described as 'Parcel 2' below:

LEGAL DESCRIPTION OF "PARCEL 1"

LOT 4 CERTIFIED SURVEY MAP 3856

BEING PART OF G.L. 4 OF SEC.33, T11N, R22E, TOWN OF PORT WASHINGTON, OZAUKEE COUNTY, WISCONSIN;

MORE PARTICULARLY DESCRIBED AS:

COMMENCING AT THE SW COR. SAID SEC.33; THENCE N87°22'26"E ALONG THE SOUTH LINE OF THE SW 1/4 SAID SEC.33 AND SAID G.L.4, 214.85 FEET TO THE POINT OF BEGINNING; THENCE N17°03'49"E, 85.03 FEET; THENCE N02°37'34"W, 24.83 FEET; THENCE N87°22'26"E, 299.24 TO AN OPENING MEANDER CORNER OF LAKE MICHIGAN; THENCE CONTINUING N87°22'26"E, 283 FEET MORE OR LESS TO SAID LAKE; THENCE SOUTHWESTERLY ALONG SAID LAKE; THENCE S87°22'26"W, 306 FEET MORE OR LESS TO A CLOSING MEANDER CORNER OF SAID LAKE, LOCATED S25°27'46"W, 118.89 FEET FROM SAID OPENING MEANDER CORNER; THENCE CONTINUING S87°22'26"W, 271.91

FEET TO THE POINT OF BEGINNING; CONTAINING 59,206 S.F. +/- (1.359 AC. +/-) THEREIN BEING 29,598 S.F. (0.679 AC.) WITHIN SAID MEANDER LINE.

LEGAL DESCRIPTION OF "PARCEL 2"

THE N 10 FEET OF THE NE 1/4 OF THE NW 1/4 SEC. 3, T10N, R22E, TOWN OF GRAFTON, OZAUKEE COUNTY, WISCONSIN, EXCEPTING THEREFROM THAT PART OF SAID 10 FEET WITHIN THE LIMITS OF LANDS DESCRIBED IN D.830675;

MORE PARTICULARLY DESCRIBED AS:

COMMENCING AT THE SW CORNER SAID LOT 4; THENCE N87°22'26"E ALONG THE SOUTH LINE OF SAID LOT 4, 107.10 FEET TO THE POINT OF BEGINNING; THENCE FROM SAID POINT OF BEGINNING, CONTINUING N87°22'26"E ALONG SAID SOUTH LINE, 164.81 FEET TO AN OPENING MEANDER CORNER OF LAKE MICHIGAN; THENCE CONTINUING N87°22'26"E ALONG SAID SOUTH LINE, 306 FEET (REC 329) +/- FEET TO THE OHW OF SAID LAKE; THENCE SOUTHWESTERLY ALONG SAID OHW LINE TO A POINT; THENCE S87°22'26"W, 316.60 +/- FEET TO A CLOSING MEANDER CORNER, SAID CORNER BEING LOCATED S25°27'46"W, 11.33 FEET FROM SAID OPENING MEANDER CORNER, THENCE CONTINUING S87°22'26"W, 163.30 FEET; THENCE N18°19'33"E (REC. S21°12'W), 10.71 FEET TO THE POINT OF BEGINNING; CONTAINING 4,702 S.F. +/- (0.108 AC.) +/- TO THE OHW THEREIN BEING 1,641 S.F. (0.038 AC.) WITHIN SAID MEANDER LINE.

Said Territory contains: 0.110 acres of land, more or less

Tax Parcel No.: 06-003-05-004.00

The current population of the boundary change area is zero (0) persons.

The real property subject to the boundary change is depicted on Exhibit A.

SECTION 2. Effect of Boundary Change. From and after the effective date of this ordinance, the Territory added to the Town of Port Washington on Exhibit A shall be part of the Town of Port Washington 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 Town of Port Washington.

SECTION 3. Ward Designation. The Territory shall be a part of Ward No. 2.

SECTION 4. Clerk Duties. The Town Clerk is hereby directed to notice and provide copies of this ordinance pursuant to the applicable Wisconsin Statutes.

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 passage and publication pursuant to law.

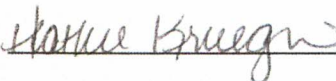
Adopted this 1st day of February, 2021

TOWN OF PORT WASHINGTON

By: 

Michael Didier, Chair

ATTEST:

By: 

Heather Krueger, Clerk

- i. The Town Board of Port Washington and the Town Board of Grafton have each adopted a resolution approving this Agreement, pursuant to Wis. Stats. §66.0301(6)(c)1;
- ii. Port Washington and Grafton have each published this Agreement as a Class 1 notice, pursuant to Wis. Stat. §66.0301(6)(c)2.

C. Ordinance to Accomplish Boundary Change

After this Agreement becomes effective, Port Washington shall enact an ordinance accomplishing the boundary change included in this Agreement. Port Washington shall satisfy the filing requirements under Wis. Stat. §66.0217(9)(a).

D. Term.

The term of this agreement is one year from the effective date. Pursuant to Wis. Stat. §66.0301(6)(b), the boundary change determined under this Agreement shall remain in effect until subsequently changed pursuant to Wisconsin law.

E. Binding Agreement.

This Agreement is binding upon the parties hereto and their respective successors and assigns.

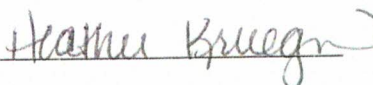
Signed by the Town of Port Washington this 6th day of July, 2020.

TOWN OF PORT WASHINGTON

By: 

Mike N. Didier, Chair

ATTEST:

By: 

Heather Krueger, Clerk

Resolution 2020-04

RESOLUTION APPROVING AN INTERMUNICIPAL AGREEMENT BETWEEN THE TOWN OF PORT WASHINGTON AND THE TOWN OF GRAFTON, OZAUKEE COUNTY, WISCONSIN

WHEREAS, Wis. Stats. §66.0301(6)(a) provides any two municipalities whose boundaries are immediately adjacent at any point to enter into a written agreement determining all or a portion of a common boundary line between the municipalities; and

WHEREAS, Wis. Stats. §66.0301(6)(c) provides that before an Agreement may take effect, it must be approved by the governing body of each municipality by the adoption of a resolution and before each municipality may adopt a resolution, a public hearing on the agreement must be held after due notice; and

WHEREAS, on the 6th day of July, 2020, after due public notice, a public hearing on the proposed Agreement was held at the Port Washington Town Hall;

NOW, THEREFORE, BE IT RESOLVED, that the Town of Port Washington Board of Supervisors does hereby approve the intermunicipal agreement between the Town of Port Washington and the Town of Grafton to transfer territory from the Town of Grafton to the Town of Port Washington as described in the Agreement.


Adopted this 6th day of July, 2020

TOWN OF PORT WASHINGTON

By: 

Mike N. Didier, Chair

ATTEST:

By: 

Heather Krueger, Clerk

LEGAL DESCRIPTION OF "PARCEL 1"

LOT 4 CERTIFIED SURVEY MAP 3856

BEING PART OF G.L. 4 OF SEC.33, T11N, R22E, TOWN OF PORT WASHINGTON, OZAUKEE COUNTY, WISCONSIN;

MORE PARTICULARLY DESCRIBED AS:

COMMENCING AT THE SW COR. SAID SEC.33; THENCE N87°22'26"E ALONG THE SOUTH LINE OF THE SW 1/4 SAID SEC.33 AND SAID G.L.4, 214.85 FEET TO THE POINT OF BEGINNING; THENCE N17°03'49"E, 85.03 FEET; THENCE N02°37'34"W, 24.83 FEET; THENCE N87°22'26"E, 299.24 TO AN OPENING MEANDER CORNER OF LAKE MICHIGAN; THENCE CONTINUING N87°22'26"E, 283 FEET MORE OR LESS TO SAID LAKE; THENCE SOUTHWESTERLY ALONG SAID LAKE; THENCE S87°22'26"W, 306 FEET MORE OR LESS TO A CLOSING MEANDER CORNER OF SAID LAKE, LOCATED S25°27'46"W, 118.89 FEET FROM SAID OPENING MEANDER CORNER; THENCE CONTINUING S87°22'26"W, 271.91 FEET TO THE POINT OF BEGINNING; CONTAINING 59,206 S.F. +/- (1.359 AC. +/-) THEREIN BEING 29,598 S.F. (0.679 AC.) WITHIN SAID MEANDER LINE.

LEGAL DESCRIPTION OF "PARCEL 2"

THE N 10 FEET OF THE NE 1/4 OF THE NW 1/4 SEC. 3, T10N, R22E, TOWN OF GRAFTON, OZAUKEE COUNTY, WISCONSIN, EXCEPTING THEREFROM THAT PART OF SAID 10 FEET WITHIN THE LIMITS OF LANDS DESCRIBED IN D.830675;

MORE PARTICULARLY DESCRIBED AS:

COMMENCING AT THE SW CORNER SAID LOT 4; THENCE N87°22'26"E ALONG THE SOUTH LINE OF SAID LOT 4, 107.10 FEET TO THE POINT OF BEGINNING; THENCE FROM SAID POINT OF BEGINNING, CONTINUING N87°22'26"E ALONG SAID SOUTH LINE, 164.81 FEET TO AN OPENING MEANDER CORNER OF LAKE MICHIGAN; THENCE CONTINUING N87°22'26"E ALONG SAID SOUTH LINE, 306 FEET (REC 329) +/- FEET TO THE OHW OF SAID LAKE; THENCE SOUTHWESTERLY ALONG SAID OHW LINE TO A POINT; THENCE S87°22'26"W, 316.60 +/- FEET TO A CLOSING MEANDER CORNER, SAID CORNER BEING LOCATED S25°27'46"W, 11.33 FEET FROM SAID OPENING MEANDER CORNER, THENCE CONTINUING S87°22'26"W, 163.30 FEET; THENCE N18°19'33"E (REC. S21°12'W), 10.71 FEET TO THE POINT OF BEGINNING; CONTAINING 4,702 S.F. +/- (0.108 AC.) +/- TO THE OHW THEREIN BEING 1,641 S.F. (0.038 AC.) WITHIN SAID MEANDER LINE.

Signed by the Town of Grafton this 14th day of July 2020.

TOWN OF GRAFTON

By: Lester A. Bartel, Jr.

Lester A. Bartel, Jr., Chair

ATTEST:

By: Lisa Kien

Lisa Kien, Clerk/Planner