ORDINANCE NO. 11-06-06-01

A GENERAL ORDINANCE OF THE VILLAGE OF FONTANA-ON-GENEVA LAKE ANNEXING CERTAIN TERRITORY IN THE TOWN OF WALWORTH (AND ACCOMPANYING ZONING MAP).

WHEREAS, an annexation petition duly circulated has heretofore been signed by the owners of all the real property within such territory and all of the electors residing in said territory; and

WHEREAS, Section 66.0217(2) of the Wisconsin Statutes allows for petition to be filed without a notice of intention to circulate in an annexation by unanimous approval; and

WHEREAS, said annexation petition together with a description of the territory to be annexed and a scale map showing the boundaries of such territory and its relation to the municipalities involved, has been filed with the Village Clerk of the Village of Fontana-on-Geneva Lake and the Town Clerk of the Town of Walworth; and

WHEREAS, a copy of said annexation petition together with a description of the territory to be annexed and a scale map has been mailed to the Department of Administration, State of Wisconsin within five (5) days of the filing of said petition; and

WHEREAS, not more than one hundred twenty (120) days have lapsed since the filing of the annexation petition; and

WHEREAS, the Department of Administration, State of Wisconsin, has issued the opinion that the annexation is not contrary to the public interest.

NOW, THEREFORE, the Village Board of the Village of Fontana-on-Geneva Lake do ordain as follows:

SECTION 1. The following described territory, pursuant to a duly circulated and filed annexation petition for direct annexation is hereby annexed to and made part of the Village of Fontana-on-Geneva Lake, a municipal corporation located in Walworth County and subject to Wisconsin Statutes and the amendments thereto:

A PART OF THE NORTHEAST 1/4, SOUTHEAST 1/4 AND SOUTHWEST 1/4 OF THE NORTHWEST 1/4 OF SECTION 15, TOWN 1 NORTH, RANGE 16 EAST, VILLAGE OF FONTANA-ON-GENEVA LAKE, WALWORTH COUNTY, WISCONSIN, INCLUDING LOT 1 OF CERTIFIED SURVEY MAP NO. 1817 RECORDED IN VOLUME 8 ON PAGE 301 AS

DOCUMENT NO. 177236, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTH 1/4 CORNER OF SAID SECTION 15 (T1N, R15E); THENCE S 01DEG 30MIN 55SEC E, 1216.12 FEET ALONG THE EAST LINE OF THE NORTHWEST 1/4 TO THE EASTERLY LINE OF THE FORMER LAKE GENEVA LAKE DELAVAN ELECTRIC COMPANY RIGHT OF WAY; THENCE S 04DEG 26MIN 23SEC W, 474.53 FEET ALONG SAID RIGHT OF WAY; THENCE 282.46 FEET ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 3379.08 FEET AND A CHORD WHICH BEARS S 06DEG 50MIN 04SEC W, 282.38 FEET; THENCE S 89DEG 14MIN 35SEC W, 1242.29 FEET; THENCE S 01DEG 21MIN 26SEC E, 380.06 FEET; THENCE S 89DEG 54MIN 50SEC W, 969.01 FEET TO THE SOUTHEAST CORNER OF CERTIFIED SURVEY MAP NO. 1817; THENCE ALONG THE SOUTH LINE OF SAID CSM, S 88DEG 06MIN 10SEC W, 344.74 FEET TO THE WEST LINE OF SAID SECTION 15 AND THE CENTERLINE OF TOWN HALL ROAD; THENCE ALONG SAID WEST LINE AND ROAD, N 01DEG 11MIN 59SEC W, 407.48 FEET TO THE SOUTHWEST CORNER OF CSM 425; THENCE ALONG THE SOUTHERLY LINE OF SAID CSM 425, N 88DEG 48MIN 17SEC E, 214.87 FEET TO THE SOUTHEAST CORNER OF SAID CSM 425; THENCE ALONG THE EASTERLY LINE OF SAID CSM 425, N 01DEG 05MIN 54SEC W, 220.15 FEET TO THE NORTHEAST CORNER OF SAID CSM 425; THENCE ALONG THE NORTHERLY LINE OF SAID CSM 425, S 88DEG 48MIN 46SEC W, 215.26 FEET TO THE NORTHWEST CORNER OF SAID CSM AND THE WEST LINE OF THE NORTHWEST 1/4 OF SAID SECTION 15 AND THE CENTERLINE OF TOWN HALL ROAD; THENCE N 01DEG 11MIN 59SEC W, 398.95 FEET ALONG SAID ROAD CENTERLINE AND SECTION LINE TO THE NORTHWEST CORNER OF THE SOUTHWEST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 15; THENCE N 89DEG 16MIN 34SEC E, 1320.75 FEET TO THE NORTHEAST CORNER OF THE SOUTHWEST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 15; THENCE N 01DEG 21MIN 26SEC W, 1320.60 FEET TO THE NORTHWEST CORNER OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 15; THENCE N 89DEG 20MIN 33SEC E, 1317.13 FEET TO THE POINT OF BEGINNING. CONTAINING 88.9 ACRES OF LAND, MORE OR LESS.

SECTION 2. The proper Village officials are hereby authorized and directed to comply with the following requirement of Section 66.0217(8) of the Wisconsin Statutes and the Village Clerk shall give written notice to the appropriate Town Clerk of the acceptance of the annexation petition and the adoption of this Ordinance.

SECTION 3. The Village officials are hereby directed to comply with the following requirement of Section 66.0217(14) of the Wisconsin Statutes by agreeing to pay annually to the Town of Walworth, for five (5) years, an amount equal to the amount of property taxed that the Town of Walworth levied on the annexed territory, as shown on the tax roll under sec. 70.65, Wis. Stats., in this year.

SECTION 4. Said property shall be part of the first ward.

SECTION 5. This Ordinance shall be in full force and effect from and after its passage and publication.

SECTION 6. All terms and conditions of the Village of Fontana-on-Geneva Lake Municipal Code, including the Village of Fontana-on-Geneva Lake Zoning Code and Subdivision Code, not inconsistent herewith are incorporated herein by reference as is set forth at length herein, including future amendments thereto.

PASSED AND ADOPTED by the Village Board of the Village of Fontana-on-Geneva Lake, Walworth County, Wisconsin, this 6th day of November, 2006.

VILLAGE BOARD OF THE
VILLAGE OF
FONTANA-ON-GENEVA LAKE

By:_____
Thomas Whowell, Village President

Attest:_____
Dennis Martin, Village Clerk