

CHAPTER 5
(revised & renumbered 6/05', ordinance 2005-04)

Annexations

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SEC. 13-5-1 ANNEXATION FEES AND COSTS

The petitioner, applicant or other person requesting annexation of lands to the Village of Marshall shall deposit with the Village of Marshall the sum of \$500.00 to cover the Village's costs in reviewing and acting upon the annexation request and in complying with statutory notice, recording and survey requirements upon adoption of the annexation. This includes, but is not limited to, the costs associated with recording the change to the municipal boundaries pursuant to sec. 66.0217(9)(a), Stats. At the conclusion of action regarding the annexation request, including those actions occurring after adoption of an annexation ordinance, the Village Clerk-Treasurer shall itemize all costs incurred by the Village and shall inform the petitioner, applicant or person requesting the annexation of these costs. If the costs are less than the \$500.00 deposit, the Clerk-Treasurer shall pay to the petitioner, applicant or person requesting the annexation the difference between the deposit and the costs incurred. If the costs incurred exceed the amount of the deposit, petitioner, applicant or person requesting the annexation shall pay to the Village of Marshall the amount in excess of the deposit.

SEC. 13-5-2 ANNEXATION --1994-2/ 1994-19.

(a) **Territory Annexed.**

- (1) In accordance with Sec. 66.021, Wis. Stats., the following described territory in the Medina, Dane County, Wisconsin, is annexed to the Village of Marshall, Wisconsin.

Part of the Northeast 1/4 of the Northeast 1/4 of Section 16, T8N, RUE, Town of Medina, Dane County, Wisconsin. More fully described as follows: Commencing at the Northeast corner of said Section 16; thence S 01° 31' 33" E along the East Line of the Northeast 1/4 of Section 16, 270.57 feet; thence S 72° 05' 51" W along the center line of County Trunk Highway "T" 828.21 feet to the point of beginning; thence

continuing S 72° 05' 51" W along said center line 0.24 feet; thence S 71° 48' 39" W along said center line 247.13 feet; thence S 72° 08' 16" W along said centerline 62.30 feet; thence S 3° 45' 54" E, 721.81 feet; thence N 86° 14' 06" E, 300 feet; thence N 03° 45' 54" West along the West Line of Marshall Public School Property 798.61 feet to the point of beginning. Contains 5.2346 acres. Subject to a 33 foot public road way over the Northwesterly side of said parcel.

- (2) The territory described above is shown on the scale map which is incorporated herein by reference. There is no population living in this area.
- (b) **Effect of Annexation.** From and after the original effective date of this Section the territory described in Subsection (a) shall be part of the Village of Marshall 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 Marshall.
- (c) **Temporary Zoning Classification.** The territory annexed to the Village of Marshall by this Section is temporarily designated to be R-1 One-Family Residential District for zoning purposes and subject to all provisions of the Zoning Code of the Village of Marshall relating to such district classification and to zoning in the Village.

SEC. 13-5-3 ANNEXATION --1994-16.

(a) Territory Annexed.

- (1) In accordance with Sec. 66.021, Wis. Stats., the following described territory in the Town of Medina, Dane County, Wisconsin, is annexed to the Village of Marshall, Wisconsin.

Lot 1, Certified Survey Map No. 4906 and part of the West 1/2 of the Northeast 1/4 of Section 15, T8N, R12E, Town of Medina, Dane County, Wisconsin, more fully described as follows; commencing at the North 1/4 corner of said Section 15; thence SO 55' 23" East along the West line of the West 1/2 of the Northeast 1/4, 791.94 feet to the point of beginning; thence continue SO 55' 23" East along the West line of said West 1/2 of the Northeast 1/4 also being the West line of said Certified Survey Map No. 4906, 617.68 feet; thence N35 46' 40" East along the Southeasterly side of said Lot 1, Certified Survey Map No. 4906, 460.22 feet; thence along a curve to the left along the Northerly side of Lot 2, Certified Survey Map No. 4906 with a radius of 2601.48 feet and a long chord bearing S60 11' 58" East, 260.83 feet (recorded as S60 12' 38" East, 261.17 feet); thence S57 13' 47" East along the Northerly line of said Lot 2, Certified Survey Map No. 4906, 49.31 feet (recorded as N57 20' 00" West); thence N37 16' 10" East, along the extension of the Easterly line of said Lot 2, Certified Survey Map No. 4906, 61.73 feet (recorded as N37 19' 46" East); thence along a curve to the right with a radius of 2546.48 feet and a long curve bearing N60 52' 34" West, 315.36 feet along the reference line of a State Trunk Highway 19; thence N57 20' 00" West along the reference line of State Trunk Highway 19, 366.72 feet to the point of beginning.

- (2) The territory described above is shown on the scale map which is incorporated herein by reference. There is no population living in this area.

- (b) **Effect of Annexation.** From and after the effective date of this Section, the territory described in Subsection (a) shall be part of the Village of Marshall 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 Marshall.
- (c) **Temporary Zoning Classification.** The territory annexed to the Village of Marshall by this Section is temporarily designated to be agricultural for zoning purposes and subject to all provisions of the zoning ordinance of the Village of Marshall relating to such district classification and to the zoning in the Village.

SEC. 13-5-4 ANNEXATION --1994-23.

(a) **Territory Annexed.**

- (1) In accordance with Sec. 66.021, Wis. Stats., the following described territory in the Town of Medina, Dane County, Wisconsin, is annexed to the Village of Marshall, Wisconsin.

Part of Lot 2 Certified Survey Map No. 4678, recorded in volume 20 of Dane County Certified Survey Maps, Page 272, also part of the East 1/2 of the Southeast 1/4 of Section 9, T8N, R12E, Town of Medina, Dane County, Wisconsin more fully described as follows: Commencing at the Southeast corner of said Section 9; thence N3 31' 50"E along the East line of said Southeast 1/4, 1834.55 feet to the point of beginning; thence continue N3 31' 50"E along the East line of said Southeast 1/4, 147.60 feet; thence N58 00' 00"W, 121.32 feet (recorded as N58 26' 38"W); thence N32 28' 40"E, 220.35 feet to the Easterly line of said Southeast 1/4; thence N45 48' 09"W, 611.87 feet; thence S89 41' 06"W along the North line of said Southeast 1/4, 12.33 feet; thence S32 00' 00"W along the northwesterly line of Lot 2 Certified Survey Map No. 4678, 942.47 feet; thence S58 00' 00"E, 184.85 feet (recorded as 185.00 feet) along the northeasterly line of Lot 1, Certified Survey Map No. 4678; thence S32 00' 00"W along the Southeasterly line of said Lot 1 Certified Survey Map No. 4678, 308.00 feet; thence S58 00' 00"E along the centerline of State Trunk Highway 19, 606.99 feet (recorded as S58 55' 18"E); thence N32 28' 40"E along the Northwesterly side of Drunasky's Lake View Plat, 777.71 feet (recorded as N3133' 22" East) to the point of beginning. Contains 19.15 acres.

- (2) The territory described above is shown on the scale map which is incorporated herein by reference. There are two (2) electors living in this area.
- (b) **Effect of Annexation.** From and after the original effective date of this Section, the territory described in Subsection (a) shall be part of the Village of Marshall 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 Marshall.
- (c) **Temporary Zoning Classification.** The territory annexed to the Village of Marshall by this Section is temporarily designated to be Agricultural (excluding floodplain areas) for zoning purposes and subject to all provisions of the Zoning Code of the Village of Marshall relating to such district classification and to the zoning in the Village.

SEC. 13-5-5 ANNEXATION --1994-24.

(a) **Territory Annexed.**

- (1) In accordance with Sec. 66.021, Wis. Stats., the following described territory in the Town of Medina, Dane County, Wisconsin, is annexed to the Village of Marshall, Wisconsin.

Part of the North 1/2 of the Northeast 1/4 of Section 15, T8N, RUE, Town of Medina, Dane County, Wisconsin more fully described as follows: Commencing at the Northeast corner of said Section 15; thence West along the North line of said Northeast 1/4; 1270.43 feet to the point of beginning; thence continue West along the North line of said Northeast 1/4, 826.91 feet; thence South, 273.00 feet; thence East, 594.41 feet; thence N40 25' 10"E along the Southeasterly line of a 33 foot access easement 358.59 feet to the point of beginning. Subject to a 33 foot public road right-of-way over the Northerly side of said property.

- (2) The territory described above is shown on the scale map which is incorporated herein by reference. There is no population living in this area.
- (b) **Effect of Annexation.** From and after the original effective date of this Section, the territory described in Subsection (a) shall be part of the Village of Marshall 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 Marshall.
- (c) **Temporary Zoning Classification.** The territory annexed to the Village of Marshall by this Section is temporarily designated to be 85% R-2, Two-Family Residential and 15% R-M, Multi-Family Residential, excluding the area that is designated floodplain, as shown on the attached map, for zoning purposes and subject to all provisions of the Zoning Code of the Village of Marshall relating to such district classification and to the zoning in the Village.

SEC. 13-5-6 ANNEXATION --1995-5.

(a) **Territory Annexed.**

- (1) In accordance with Sec. 66.021, Wis. Stats., the following described territory in the Town of Medina, Dane County, Wisconsin, is annexed to the Village of Marshall, Wisconsin:

Located in the Northeast 1/4 of Section 15, T8N, RUE, Town of Medina, Dane County, Wisconsin described as follows: Commencing at the Northeast corner of said Section 15; thence West along the centerline of Waterloo Road and the North line of the Northeast 1/4 of Section 15, 772.20 feet to the Northwest corner of St. Mary's Cemetery and the point of beginning; thence S0° 15' 13" W parallel with the East line of the Northeast Cemetery, 1095.90 feet to the centerline of Karem Drive; thence N81° 53' 56" E along said centerline of Karem Drive, 168.29 feet to the Northwesterly corner of Certified Survey Map No. 4604; thence S0° 56' 14" W along the centerline of Karem Drive and the Westerly line of Certified Survey Map No. 4604, 319.10 feet to the North right-of-way line of State Trunk Highway 19; thence S89° 16' 56" W along said North right-of-way line of State Trunk Highway 19, 244.65 feet to a point of curvature; thence continuing along said North right-of-way line and along

a curve to the right with a central angle of 12 46 02", a radius of 2471.48 feet and a long chord that bears N84° 20' 03" W, 549.58 feet; thence N31° 49' 32" W, 474.34 feet to the southerly corner of Certified Survey Map No. 3780; thence N58° 10' 28" E along the Southeasterly line of Certified Survey Map No. 3780, 150.00 feet to the Easterly corner of said Certified Survey Map; thence N31° 49' 32" W along the Northeasterly line of Certified Survey Map No. 3780, 400.00 feet to the Northerly corner of said Certified Survey Map and the Northwesterly line of a 33 foot wide access easement; thence N40° 25' 10" East along said Northwesterly line of said easement, 321.67 feet to the South line of lands formerly annexed to the Village of Marshall; thence East along the South line of said lands, 43.33 feet to the Southeast corner of said annexed lands; thence N40° 25' 10" East, 358.59 feet along the Easterly line of said lands to the North line of the Northeast 1/4 of Section 15 and the centerline of Waterloo Road; thence East along said North line of the Northeast 1/4 and said centerline, 498.24 feet to the point of beginning. Containing 25.7 acres more or less (25.0 acres excluding Waterloo Road and Karem Drive right-of-way). Subject to Waterloo Road along the North 33 feet. Subject to Karem Drive along the Southeasterly 33 feet. Subject to all easements of record.

- (2) The territory described above is shown on the scale map which is on file with the Village Clerk-Treasurer and is herein adopted by reference. There is no population living in this area.
- (b) **Effect of Annexation.** From and after the original effective date of this Section, the territory described in Subsection (a) shall be part of the Village of Marshall 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 Marshall.
- (c) **Temporary Zoning Classification.** The territory annexed to the Village of Marshall by this Section is agricultural, excluding the area that is designated flood plain, as shown on the attached map, for zoning purposes and subject to all provisions of the Zoning Code of the Village of Marshall relating to such district classification and to the zoning in the Village.

SEC. 13-5-7 ANNEXATION --1996-14.

- (a) **Territory Annexed.**
- (1) In accordance with Sec. 66.021, Wis. Stats., and the petition for direct annexation filed with the Village Clerk-Treasurer on the twentieth (20th) day of August, 1996, signed by the owners of at least one-half (1/2) of the land in area in the territory, the following described territory in the Township of Medina, Dane County, Wisconsin is annexed to the Village of Marshall, Wisconsin.

Commencing at the Northeast Corner of said Section 16; thence S 01° 31' 49" E, along the East line of the Northeast 1/4 of said Section 16, 270.52 feet to the centerline of County Trunk Highway "T" as established by the Dane County Highway Department on Project No. 611-0418; thence S 72° 05' 51" W along said centerline, 828.37 feet; thence S 71° 48' 39" W along said centerline, 247.04 feet; thence S 72° 08' 16" W along said centerline, 62.45 feet to the Northwest corner of lands recorded in Volume 23702 of Records, Page 2; thence S 3° 45' 34" E

along the West line of said lands, 34.02 feet (recorded as S 03⁰ 45' 54" E, 34.07 feet) to the South right-of-way line of County Trunk Highway "T" and the point of beginning; thence continuing S 03⁰ 45' 34" E along the West line of said lands, 687.66 feet (recorded as S 03⁰ 45' 54" E, 687.79 feet) to the Southwest corner of said lands; thence N 86⁰ 18' 24" E along the South line of said lands, 299.91 feet (recorded as N 86⁰ 14' 06" E, 300.00 feet) to the Southeast corner of said lands and the West line of lands recorded in Volume 813 of Records, Page 436; thence S 03⁰ 48' 24" E (recorded as South) along the West line of said lands, 488.88 feet to the Southwest corner of said lands; thence S 86⁰ 01' 09" W, 1320.00 feet; thence N 02⁰ 00' 40" E, 751.11 feet; thence N 15⁰ 54' 04" E, 97.05 feet; thence N 29⁰ 51' 28" E, 164.76 feet to the Southeasterly right-of-way of County Trunk Highway "T"; thence N 17⁰ 51' 44" W, 66.00 feet to Northwesternly right-of-way line of County Trunk Highway "T"; thence N 72⁰ 08' 16" E along said Northwesternly right-of-way line, 374.16 feet to the Westerly limits of the Village of Marshall; thence S 31⁰ 24' 06" E along said Village limits 67.89 feet to the South right-of-way line of said County Trunk Highway "T"; thence N 72⁰ 08' 16" E along said South right-of-way line,

Containing 1,192,070 square feet (27.366 acres), more or less. Subject to County Trunk Highway "T" right-of-way. Subject to all easements of record.

- (2) The territory described above is shown on the scale map which is incorporated herein by reference. There is no population living in this area.
- (b) **Effect of Annexation.** From and after the date of this Section the territory described in Subsection (a) shall be a part of the Village of Marshall and 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 Marshall.
- (c) **Temporary Zoning Classification.** Upon recommendation of the Plan Commission, the territory annexed to the Village of Marshall by this Section is temporarily zoned as R-1 Single Family Residential District for zoning purposes and subject to all provisions of the zoning ordinance of the Village of Marshall relating to such district classification and to the zoning in the Village, pursuant to Sec. 66.021(7)(a), Wis. Stats.
- (d) **Ward Designation.** The territory described in Subsection (a) is hereby made a part of the third (3rd) Ward of the Village of Marshall, subject to the ordinances, rules and regulations of the Village governing wards.
- (e) **Condition Precedent.** Notwithstanding anything to the contrary contained herein this Section shall not become effective unless and until Joint School District #2 acquires fee simple title to the real estate described herein on or before December 31, 1996. If such title is not so acquired prior to that date, then this Section shall be of no force or effect.

SEC. 13-5-8 ANNEXATION --1997-09.

- (a) **Territory Annexed.** In accordance with Sec. 66.021, Wis. Stats., and the petition for direct annexation filed with the Village Clerk-Treasurer on the 20th day of August, 1996, signed by the owners of at least one-half (1/2) of the land in area in the territory, the following described territory in the Township of

Medina Dane County, Wisconsin is annexed to the Village of Marshall, Wisconsin:

Commencing at the Northeast Corner of said Section 16; thence S 01° 31' 49" E, along the east line of the Northeast Quarter of said Section 16, 270.52 feet to the centerline of CTH "T" as established by the Dane County Highway Department on Project No. 611-0418; thence S 72° 05' 51" W along said centerline, 828.37 feet; thence S 71° 48' 39" W along said centerline, 247.04 feet; thence S 72° 08' 16" W along said centerline, 62.45 feet to the northwest corner of lands recorded in Volume 23702 of Records, Page 2; thence S 03° 45' 34" E along the west line of said lands, 34.02 feet (recorded as S 03° 45' 54" E, 34.07 feet) to the south right-of-way line of CTH "T" and the POINT OF BEGINNING; thence continuing S 03° 45' 34" E along the west line of said lands, 687.66 feet (recorded as S 03° 45' 54" E, 687.79 feet) to the southwest corner of said lands; thence N 86° 18' 24" E along the south line of said lands, 299.91 feet (recorded as N 86° 14' 06" E, 300.00 feet) to the southeast corner of said lands and the west line of lands recorded in Volume 813 of Records, Page 436; thence S 03° 48' 24" E (recorded as South) along the west line of said lands, 488.88 feet to the southwest corner of said lands; thence S 86° 01' 09" W, 1320.00 feet; thence N 02° 00' 40" E, 751.11 feet; thence N 15° 54' 04" E, 97.05 feet; thence N 29° 51' 28" E, 154.35 feet to the southeasterly right-of-way of CTH "T"; thence N 17° 51' 44" W, 73.00 feet to northwesterly right-of-way line of CTH "T"; thence N 72° 08' 16" E along said northwesterly right-of-way line, 381.86 feet to the westerly limits of the Village of Marshall; thence S 31° 24' 06" E along said Village limits 67.89 feet to the south right-of-way line of said CTH "T"; thence N 72° 08' 16" E along said south right-of-way line 455.73 feet to the POINT OF BEGINNING.

Containing 1,192,610 square feet (27.379 acres), more or less.

Subject to CTH "T" right-of-way.
Subject to all easements of record.

- (b) **Map.** The territory described above is shown on the scale map which is incorporated herein by reference.

SEC. 13-5-9 ANNEXATION – 2009-12.

(a) **Territory Annexed.**

- (1) In accordance with sec. 66.0217 of the Wisconsin Statutes and the petition for direct unanimous annexation filed with the Village Clerk on 24th day of October, 2009, signed by all of the owners of the land described below, and the Village Board having determined that there are no electors residing in such territory, the following described territory in the Town of Medina, Dane County, Wisconsin, is annexed to the Village of Marshall, Wisconsin.

Part of the NE ¼ of the SW corner of Section 3; thence N01°01'33"E along the East line of the SW 1/4, 1983.41 feet to the Southeast corner of the N ½ of the N ½ of said SW ¼ ; thence S86°12'18"W along the South line of the N ½ of the N 1/2, 33.12 feet to the West line of State Trunk Highway 73 and the point of beginning; thence continue

S86°23'18"W along said South line, 203.40 feet; thence N01°01'33"E, 129.86 feet to the point of curvature of a curve to the right, said curve having a central angle of 85 10'45" and a radius of 80.00 feet, the long chord of which bears N43°36'55"E, 108.28 feet; thence N86°12'18"E, 129.86 feet to the aforesaid West line of State Trunk Highway 73; thence S01°01'33"W, 203.40 feet to the point of beginning.

The above described containing 0.921 acres, or 40,100 square feet.

- (b) **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 Marshall 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 Marshall.
- (c) **Temporary Zoning Classification.** The territory annexed to the Village of Marshall by this ordinance is temporarily zones as follows, pursuant to sec. 66.0217(8)(a) of the Wisconsin Statutes: AG-Agricultural. The Plan Commission is directed to prepare an amendment to the zoning ordinance setting forth permanent classification and regulations for the zoning of the annexed area and to submit its recommendations to the Village Board not later than June 15, 2010.
- (d) **Ward Designation.** The territory described in section 1 of this ordinance is hereby designated part of the 5th Ward of the Village of Marshall, subject to the ordinances, rules and regulations of the Village of Marshall governing wards. The population of the annexed territory is zero (0).
- (e) **Severability.** If any provision of this ordinance is invalid or unconstitutional, or if the application of this ordinance to any person or circumstance is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the provisions or applications of this ordinance which can be given effect without the invalid or unconstitutional provision or application.

SEC. 13-5-10 ANNEXATION – 2010-13.

- (a) **Territory Annexed.**
 - (1) In accordance with Sec. 66.025 of the Wisconsin Statutes, the following described territory is hereby detached from the Town of Medina and annexed to the Village of Marshall, Wisconsin as part of the 5th Ward:

Part of the NE1/4 of the SW1/4 of Section 3, T8N, R12E, Town of Medina, Dane County, Wisconsin described as follows: Commencing at the S1/4 corner of Section 3; thence N01°01'33"E, 1983.41 feet; thence S86°12'18"W, 33.12 feet to the Southeast corner of Dane County Certified Survey Map number 12824; thence N01°01'33"E, 203.40 feet to the Northeast corner of said survey and the point of beginning of this description; thence continue N01°01'33" along the West line of State Trunk Highway 73, 65.00 feet; thence S86°12'18"W, 30.00 feet, thence S01°01'33"W, 65.00 feet to the North line, 30.00 feet to the point of beginning.
- (b) **Effect of Annexation.** From and after the effective date of this ordinance, the territory described above shall be a part of the Village of Marshall for any and all purposes and such lands, and all persons entering upon such lands, shall be

- subject to the applicable ordinance, rules and regulations governing persons and lands within the Village of Marshall.
- (c) **Temporary Zoning Classification.** The territory annexed to the Village of Marshall by this ordinance is temporarily zoned as follows, pursuant to sec. 66.0217(8)(a) of the Wisconsin Statutes: AG – Urban Agricultural. The Plan Commission is directed to hold a public hearing and make a recommendation to the Village Board regarding a permanent zoning classification for the annexed area.
 - (d) **Filing.** The Clerk-Treasurer is directed to promptly file with the Secretary of State, seven (7) certified copies of this ordinance together with seven (7) copies of a plat showing the boundaries of the territory annexed. Within ten (10) days after the certified copies are filed, the Clerk-Treasurer shall mail or deliver a copy of this ordinance and the plat to the Dane County Clerk.
 - (e) **Severability.** If any provision of this ordinance, or its application to any person or circumstances, is determined to be 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.

SEC. 13-5-11 ANNEXATION – 2013-01

(a) Territory Annexed

- (1) In accordance with sec. 66.0217 of the Wisconsin Statutes and the petition for direct unanimous annexation filed with the Village Clerk on 25th day of March, 2013, signed by all of the owners of the land described below, and the Village Board having determined that there are no electors residing in such territory, the following described territory in the Town of Medina, Dane County, Wisconsin, is annexed to the Village of Marshall, Wisconsin.

Annexation Description: Part of Lot 2, Certified Survey Map No. 10906 located in part of the Southwest ¼ of the Northeast ¼ of Section 15, T8N, R12E, Town of Medina, Dane County, Wisconsin, more particularly described as follows: commencing at the North ¼ corner of said Section 15; thence along the West line of the said Northeast ¼ S00°55'23"E, 1959.56 feet to the Northwest corner of said Lot 2; thence continuing along said West line S00°55'23"E, 155.64 feet; thence S83°34'55"E, 168.75 feet; thence N44°29'26"E, 152.14 feet to the Northerly line of said Lot 2; thence along said Northerly line N45°30'34"W, 31.35 feet; thence continuing along said Northerly line N80°11'40"W, 258.22 feet to the said Northwest corner of Lot 2 and the point of beginning.

The above described parcel contains 33,864 square feet or 0.777acres.

- (b) **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 Marshall 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 Marshall.
- (c) **Zoning Classification.** The territory annexed to the Village of Marshall by this ordinance is zoned as follows, pursuant to sec. 66.0217(8)(a) of the Wisconsin Statutes: **B-H Highway Business**
- (d) **Ward Designation & Population of annexed area.** The territory described in section 1 of this ordinance is hereby designated part of the 1st Ward of the Village of Marshall, subject to the ordinances, rules and regulations of the Village of Marshall governing wards. The population of the annexed territory is zero (0).
- (e) **Filing.** The Clerk-Treasurer is directed to promptly file with the Secretary of State, seven (7) certified copies of this ordinance together with seven (7) copies of a plat showing the boundaries of the territory annexed. Within ten (10) days after the certified copies are filed, the Clerk-Treasurer shall mail or deliver a copy of this ordinance and the plat to the Dane County Clerk.
- (f) **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 provisions or applications of this ordinance which can be given effect without the invalid or unconstitutional provision or application.
- (g) **Payment to Town.** Pursuant to Wis. Stat. sec. 66.0217(14), the Village Board agrees to pay annually to the Town of Medina, for 5 years, an amount equal to the amount of property taxes that the town levies on the annexed territory, as shown by the tax roll under Wis. Stat. Sec. 70.65 in 2009.