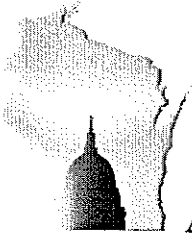


ID# 03994

JIM DOYLE  
GOVERNOR

STEPHEN BABLITCH  
SECRETARY

Division of Intergovernmental Relations  
101 E Wilson Street, 10<sup>th</sup> Floor  
Madison, WI 53702-0001  
(608) 264-6102, Fax (608) 267-6917  
<http://www.doa.wi.gov/>



WISCONSIN DEPARTMENT OF  
ADMINISTRATION

June 12, 2006

PETITION FILE NO. 12892

RAY FISHER, CLERK  
CITY OF MADISON  
210 MARTIN LUTHER KING JR BLVD  
MADISON, WI 53703

JANE HOEPKER, CLERK  
TOWN OF BURKE  
5365 REINER RD  
MADISON, WI 53718

Subject: SCHWEISS ET AL ANNEXATION

Section 66.0217 (6), Wis. Stats., provides that the annexation of lands to cities and villages within a county having a population of 50,000 or more shall be reviewed by the Department of Administration in order to determine if the proposed annexation is in the public interest or against the public interest. The proposed annexation from the Town of BURKE to the City of MADISON (see attached description) must be reviewed pursuant to the statute.

To assist us in making this determination, we urge that you promptly supply the data requested on the enclosed questionnaire (where possible) and return the questionnaire to the department.

The purpose of this questionnaire is to assist the department in determining "Whether the governmental services, including zoning, to be supplied to the territory could clearly be better supplied by the town . . ." The statute further stipulates that the department shall study the "shape of the proposed annexation and the homogeneity of the territory with the annexing municipality." In addition, we would appreciate receiving from you any comments or information bearing on governmental services or shape and homogeneity that would indicate whether the annexation is in or against the public interest.

Our reply must be prepared within a very limited statutory deadline. Please return the questionnaire no later than June 26, 2006 so that the information can be reviewed prior to the department's statutory deadline of June 29, 2006. Direct any questions and comments to Erich Schmidtke at (608) 264-6102 or George Hall at (608) 266-0683. Thank you for your cooperation.

For additional information on annexation or other land use issues, visit our web site at [www.doa.wi.gov](http://www.doa.wi.gov) and type 'annexation' in the search box.

Sincerely,

Erich Schmidtke

Enclosures

RECEIVED CITY OF MADISON  
CLERKS OFFICE  
06 JUN 15 PM 1:48

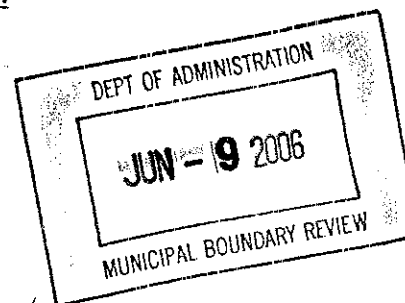
**UNANIMOUS PETITION FOR DIRECT ANNEXATION  
UNDER § 66.0217(2), WIS. STATS.**

To the Mayor and Common Council of the City of Madison, Dane County, Wisconsin:

1. The undersigned hereby petition for direct annexation of the territory described on Exhibit A hereto to the City of Madison, Dane County, Wisconsin, whereby said territory would be detached from the Town of Burke, Dane County, Wisconsin, pursuant to § 66.0217(2), Wis. Stats.
2. Attached hereto as Exhibit B is a scale map which accurately reflects the legal description of the property to be annexed and the boundary of the annexing City and includes a graphic scale on the face of the map.
3. The current population of the territory proposed to be annexed is zero.
4. This petition has been signed by the owners of all of the land in area within the territory proposed to be annexed, and there are no electors residing within the territory proposed to be annexed.

Owners of All Lands Within the Territory Proposed to be Annexed:

Name of Owner: L. Norman Schweiss  
Address of Owner: P.O. Box 987  
Sun Prairie, WI 53590  
Date of Signing: November 15, 2005



Signature: \_\_\_\_\_

*L. Norman Schweiss*  
L. Norman Schweiss

---

Name of Owner: Darlene Schweiss  
Address of Owner: PO Box 987  
Sun Prairie, WI 53590  
Date of Signing: November 15, 2005

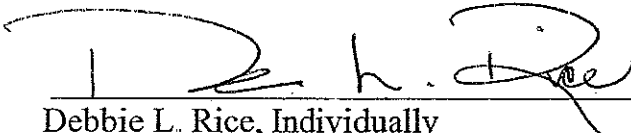
Signature: \_\_\_\_\_

*Darlene Schweiss*  
Darlene Schweiss

---

Name of Owner: Debbie L. Rice  
Address of Owner: 1307 North 13<sup>th</sup> Street  
Wausau, WI 54403  
Date of Signing: November 16, 2005

Signature:

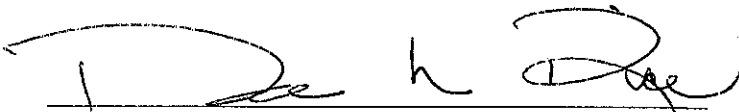
  
Debbie L. Rice, Individually

---

Name of Owner: Michelle M. McCarthy,  
a/k/a Michele McCarthy Kaiser  
Address of Owner: 1307 North 13<sup>th</sup> Street  
Wausau, WI 54403  
Date of Signing: November 16, 2005

Michelle M. McCarthy,  
a/k/a Michele McCarthy Kaiser

Signature: By:

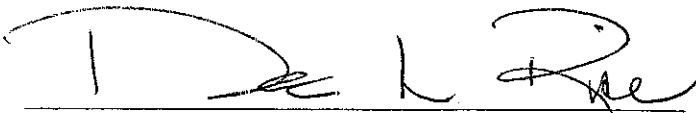
  
Debbie Rice, a/k/a Debbie L. Rice, Attorney-in-Fact (copy of power of attorney attached hereto)

---

Name of Owner: Jerome H. Eckel,  
a/k/a Jerome Eckel  
Address of Owner: 1307 North 13<sup>th</sup> Street  
Wausau, WI 54403  
Date of Signing: November 16, 2005

Jerome H. Eckel, a/k/a Jerome Eckel

Signature: By:

  
Debbie Rice, a/k/a Debbie L. Rice, Attorney-in-Fact (copy of power of attorney attached hereto)

---

Name of Owner: Elaine M. Olson, Personal Representative of the  
Estate of John M. Eckel, Deceased  
Address of Owner: 50 Whitcomb Circle, #14  
Madison, WI 53711  
Date of Signing: December 12, 2005

Signature: Elaine M. Olson  
Elaine M. Olson, Personal Representative of the  
Estate of John M. Eckel, Deceased

Name of Owner: Elaine M. Olson, Personal Representative of the  
Estate of John M. Eckel, Deceased  
Address of Owner: 50 Whitcomb Circle, #14  
Madison, WI 53711  
Date of Signing: December 12, 2005

Signature: *Elaine M. Olson*  
Elaine M. Olson, Personal Representative of the  
Estate of John M. Eckel, Deceased

October 7, 2005  
FN: ROA10

### ANNEXATION DESCRIPTION

Part of the East half (1/2) of the Southwest Quarter of Section 35, Township 8 North, Range 10 East, Town of Burke, Dane County, Wisconsin, more fully described as follows:

Beginning at the Northeast corner of the Southeast Quarter of the Southwest Quarter of said Section 35; thence South 89 degrees 36 minutes 27 seconds West, along the North line of the Southeast Quarter of the Southwest Quarter of said Section 35, 33.00 feet to the Westerly right-of-way line of Felland Road; thence South 00 degrees 26 minutes 14 seconds West, along said Westerly right-of-way line, 714.24 feet, to the Easterly extension of the North line of Certified Survey Map (C.S.M.) number 1799; thence North 89 degrees 33 minutes 46 seconds West, along said Easterly extension of the North line of C.S.M. number 1799, 7.00 feet to the Northeast corner of Lot 2 of said C.S.M. number 1799; thence South 00 degrees 26 minutes 14 seconds West, along the East line of said Lot 2, C.S.M. number 1799, 272.70 feet to the Southeast corner of said Lot 2; thence North 89 degrees 33 minutes 56 seconds West, along the South line of said Lot 2, 488.06 feet; thence North 03 degrees 47 minutes 50 seconds West, 14.06 feet; thence North 00 degrees 26 minutes 14 seconds East, 258.70 feet to the North line of said Lot 2, C.S.M. number 1799; thence North 89 degrees 33 minutes 46 seconds West, along said North line, 250.00 feet to the Northwest corner of said Lot 2 and the East line of C.S.M. number 1799; thence North 00 degrees 26 minutes 14 seconds East, along said East line of C.S.M. number 5458, 156.28 feet to the Northeast corner of said C.S.M. number 5458; thence South 89 degrees 46 minutes 18 seconds West, along the North line of said C.S.M. number 5458, 532.70 feet to the West line of the East half (1/2) of the Southwest Quarter of said Section 35; thence North 00 degrees 24 minutes 55 seconds East, along said West line, 1602.19 feet to the Southwest corner of the plat of BRIDLE DOWNS, according to the recorded plat thereof, said point also being on the South right-of-way line of Canter Drive; thence South 89 degrees 33 minutes 46 seconds East, along the South line of said BRIDLE DOWNS plat, 122.38 feet; thence South 00 degrees 26 minutes 14 seconds West, along said South plat line, 200.00 feet; thence South 89 degrees 33 minutes 46 seconds East, along said South plat line, 300.00 feet; thence South 00 degrees 26 minutes 14 seconds West, along said South plat line, 309.92 feet; thence South 89 degrees 33 minutes 46 seconds East, along said South plat line, 260.00 feet; thence North 00 degrees 26 minutes 14 seconds East, along said South plat line, 70.00 feet to a point of curvature; thence along said South plat line and the arc of a curve to the right through a central angle of 89 degrees 58 minutes 58 seconds, an arc distance of 31.41 feet, a radius of 20.00 feet and a chord bearing North 45 degrees 26 minutes 14 seconds East, 28.28 feet; thence South 89 degrees 33 minutes 46 seconds East, along said South plat line, 550.00 feet to a point of curvature; thence along said South plat line and the arc of a curve to the right through a central angle of 89 degrees 58 minutes 58 seconds, an arc distance of 31.41 feet, a radius of 20.00 feet and a chord bearing South 44 degrees 33 minutes 46 seconds East, 28.28 feet to the Westerly right-of-way line of Felland Road; thence South 89 degrees 33 minutes 46 seconds East, 40.00 feet to the East line of the Southwest Quarter of said Section 35; thence South 00 degrees 26 minutes 14 seconds West, along said East line, 597.64 feet to the point of beginning. This description contains approximately 1,869,173 square feet or 42.9 acres.

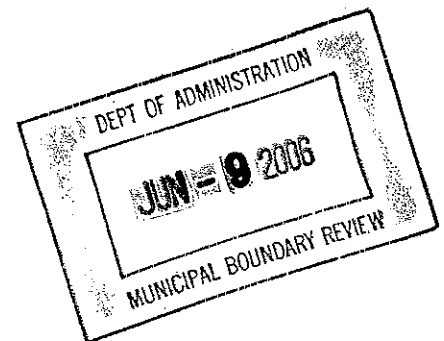
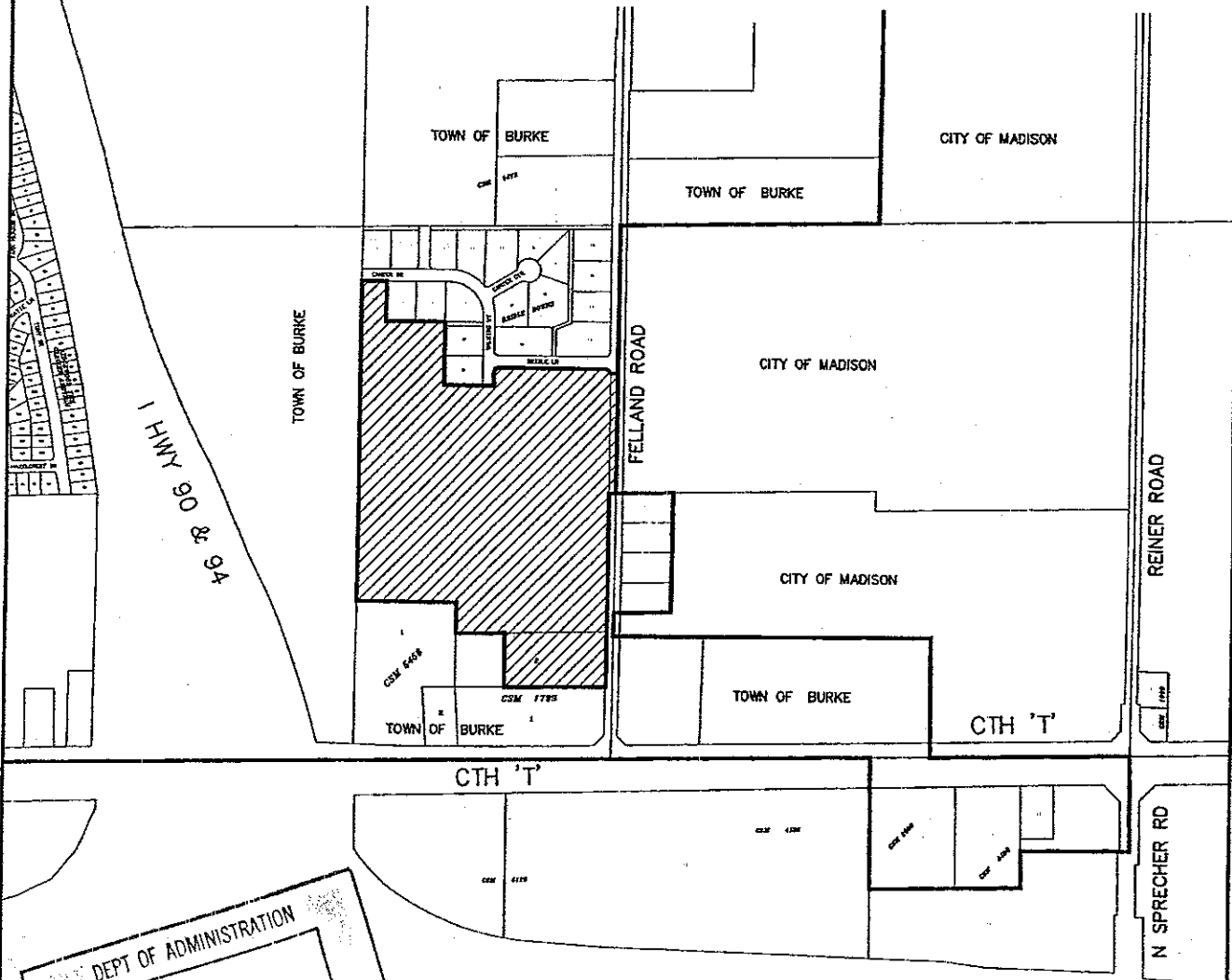


EXHIBIT     A

# ANNEXATION TO THE CITY OF MADISON

ORDINANCE No. \_\_\_\_\_  
 FILE No. \_\_\_\_\_  
 DATE ADOPTED \_\_\_\_\_

DATE PUBLISHED \_\_\_\_\_  
 ALD. DISTRICT ATTACHED TO \_\_\_\_\_  
 AREA 42.9 ACRES OR 0.0670 SQ. MI.



DEPT OF ADMINISTRATION  
**JUN - 9 2003**  
 MUNICIPAL BOUNDARY REVIEW



SCALE: ONE INCH = EIGHT HUNDRED FEET

**KEY**

- CITY OF MADISON LIMITS LINE
- ANNEXATION AREA AND BOUNDARY



Colkins Engineering, LLC 5010 Vegas Road Madison, WI 53718 (608) 838-0444

REVISED: 10/07/05  
 DATE: 06/22/05  
 \projects\ROA10\base.dwg

EXHIBIT B

FN: ROA10

PEITION # 12892

**ANNEXATION REVIEW QUESTIONNAIRE**  
**MUNICIPAL BOUNDARY REVIEW**

1. Territory to be annexed: \_\_\_\_\_ | From Town of: \_\_\_\_\_ | To City/Village of: \_\_\_\_\_

2. Area (Acres): \_\_\_\_\_ Approx. Equalized (full) value: Land:\$ \_\_\_\_\_ Improvements:\$ \_\_\_\_\_

3. Property Tax Payments **OR** Boundary Agreement (circle one)

a. Annual town property tax on territory to be annexed: _____	a. Title of boundary agreement _____
b. Total that will be paid to Town (annual tax multiplied by 5 years): _____	b. Year adopted _____
c. Paid by: Petitioner _____ City/Village (circle one) _____ Other _____	c. Participating jurisdictions _____
	d. Statutory authority (circle one) 66.0307                      66.0225                      66.0301

4. Approximate present land use of territory: \_\_\_\_\_ | Resident Population: \_\_\_\_\_

Undeveloped: _____ %	Residential _____ %	Electors: _____
Commercial: _____ %	Recreational _____ %	Total: _____
Industrial: _____ %		

5. If territory is undeveloped, what is the anticipated use?

Commercial: _____ %	Residential _____ %	Other: _____
Industrial: _____ %	Recreational _____ %	

Comments: \_\_\_\_\_

6. Has a preliminary \_\_\_ or final \_\_\_ plat been submitted to the Plan Commission: \_\_\_ Yes \_\_\_ No

7. What is the nature of land use adjacent to this territory in the city or village?:  
\_\_\_\_\_  
\_\_\_\_\_  
In the town?: \_\_\_\_\_

8. What are the basic service needs that precipitated the request for annexation?

Sanitary sewer _____	Police/Fire protection _____
Water supply _____	EMS _____
Storm sewers _____	Zoning _____
Other _____	



9. Is the city/village or town capable of providing needed utility services?

City/Village \_\_\_ Yes \_\_\_ No. Town \_\_\_ Yes \_\_\_ No

If yes, approximate time table for providing service:

Sanitary Sewers immediately  
or, write in number of years.

City/Village

Town

Water Supply immediately,  
or, write in number of years

Will provision of sanitary sewers and/or water supply to the territory proposed for annexation require capital expenditures (i.e. treatment plant expansion, new lift stations, interceptor sewers, wells, water storage facilities)?

\_\_\_ Yes \_\_\_ No. If yes, identify the nature of the anticipated improvements and their probable costs: \_\_\_\_\_

10. Parks and Recreation:

Total acreage: \_\_\_\_\_ Annual park program appropriation: \$ \_\_\_\_\_

Describe proximity of parks from annexation territory: \_\_\_\_\_

11. Schools:

What school district(s) serve the territory to be annexed? \_\_\_\_\_

12. Planning:

1. Do you have a comprehensive plan for the City/Village/Town? \_\_\_ Yes \_\_\_ No

If yes, when was it prepared? \_\_\_\_\_ When Updated? \_\_\_\_\_

Who prepared the plan? \_\_\_\_\_

2. Annual appropriation for planning? \$ \_\_\_\_\_

3. How is the annexation territory now zoned? \_\_\_\_\_

4. How will the land be zoned and used if annexed? \_\_\_\_\_

14. Other relevant information and comments bearing upon the public interest in the annexation:

Prepared by: \_\_\_\_\_  
Title: \_\_\_\_\_  
Phone: \_\_\_\_\_  
Date: \_\_\_\_\_

Please **RETURN PROMPTLY** to:  
Municipal Boundary Review  
101 E. Wilson Street, 10<sup>th</sup> Floor  
Madison, WI 53702-0001  
(608) 264-6102 (608) 267-6917 FAX  
[erich.schmidtke@doa.state.wi.us](mailto:erich.schmidtke@doa.state.wi.us) EMAIL