

71-21

AN ORDINANCE RELATING TO ALDERMANIC DISTRICTS OF THE GENERAL ORDINANCES OF THE CITY OF APPLETON, RELATING TO REDISTRICTING

The Common Council of the City of Appleton does ordain as follows:

Section 1: The following provision relating to aldermanic districts is hereby created to read as follows:

(a) The City shall consist of fifteen (15) aldermanic districts which shall consist of whole wards or shall be established by combining contiguous whole wards, as follows:

- (1) Aldermanic district 1 shall consist of wards 1 and 2.
- (2) Aldermanic district 2 shall consist of wards 3, 4, 5, and 6.
- (3) Aldermanic district 3 shall consist of wards 7, 8, and 9.
- (4) Aldermanic district 4 shall consist of wards 10, 11, and 12.
- (5) Aldermanic district 5 shall consist of wards 13, 14, 15, and 16.
- (6) Aldermanic district 6 shall consist of wards 17, 18, and 19.
- (7) Aldermanic district 7 shall consist of wards 20, 21, and 22.
- (8) Aldermanic district 8 shall consist of wards 23, 24, and 25.
- (9) Aldermanic district 9 shall consist of wards 26, and 27.
- (10) Aldermanic district 10 shall consist of wards 28, 29, and 30.
- (11) Aldermanic district 11 shall consist of wards 31, 32, 33, and 34.
- (12) Aldermanic district 12 shall consist of wards 35, 36, and 37.
- (13) Aldermanic district 13 shall consist of wards 38, 39, 40, and 41.
- (14) Aldermanic district 14 shall consist of wards 42 and 43.
- (15) Aldermanic district 15 shall consist of wards 44, 45, 46, and 47.

Section 2: This Ordinance shall be effective on January 1, 2022.

Section 3: This is a charter ordinance and shall take effect sixty (60) days after its passage and publication, unless within such sixty (60) days a petition for a referendum is filed pursuant to Section 66.01 of the Wisconsin Statutes in which event this ordinance shall not become effective until approved by a majority of the electors voting thereon.

72-21

**AN ORDINANCE ANNEXING TERRITORY
TO THE CITY OF APPLETON, WISCONSIN.**

(Ziegler Mackville Road & EE Annexation)
MBR Number: 14442

The Common Council of the City of Appleton does ordain as follows:

Section 1. Territory Annexed. In accordance with §66.0217 of the Wisconsin Statutes for 2019 – 2020 and the *Unanimous Petition for Direct Annexation* filed with the City Clerk on September 15, 2021, the following described territory in the Town of Center, Outagamie County, Wisconsin, lying contiguous to the City of Appleton, is hereby annexed to the City of Appleton, Wisconsin:

*A part of the Northeast ¼ of the Northeast ¼ of Section 36, Township 22 North, Range 17 East, Town of Center, Outagamie County, Wisconsin, containing 62,759 Square Feet 1.4407 acres of land and being further described as follows:
Commencing at the Northeast corner of said Section 36;
Thence South 00°06'21" West 117.18 feet coincident with the East line of the Northeast ¼ of said Section 36 to the point of beginning;
Thence continue South 00°06'21" West 222.82 feet coincident with the East line of the Northeast ¼ of said Section 36 to the South line of lands described in Warranty Deed Document No.679131 of the Outagamie County Register of Deeds Office;
Thence North 89°51'03" West 225.00 feet coincident with the South line of lands described in Warranty Deed Document No.679131 of the Outagamie County Register of Deeds Office;
Thence North 00°06'21" East 307.00 feet coincident with the West line of lands described in Warranty Deed Document No.679131 and then the West line of lands*

described in Warranty Deed Document No.544576 to the South line of Mackville Road.

Thence South 89°51'03" East 107.95 feet coincident with the South line of Mackville Road to a highway vision corner;

Thence South 44°49'45" East 119.00 feet coincident with said highway vision corner to the West line of Ballard Road (aka C.T.H. "EE");

Thence South 89°51'03" East 33.00 feet to the point of beginning.

Town of Center Tax Parcel: 040097800.

The current population of such territory is 2 people.

Section 2. Effect of Annexation. From and after the date of this ordinance, the territory described in Section 1 shall be a part of the City of Appleton 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 City of Appleton.

Section 3. Ward Designation. The territory described in Section 1 of this ordinance is hereby made a part of the existing Forty-first (41st) Ward, attached to the Thirteenth (13th) Aldermanic District of the City of Appleton, Outagamie County, subject to the ordinances, rules and regulations of the City governing wards. As a result of redistricting, effective January 1, 2022, this territory will hereby be a part of the Thirty-eighth (38th) Ward, attached to the Thirteenth (13th) Aldermanic District.

Section 4. Zoning Classification. The territory described in Section 1 is hereby zoned as follows, pursuant to §66.0217(7)(a), Stats., and §23-65(e), Appleton Municipal Code:

Temporary AG District (Temporary Agricultural District)

Section 5. Statutory Payments. Subject to the requirements of Wis. Stats. §66.0217(14), the Finance Director will pay annually to the Town of Center, for 5 years, an amount equal to the amount of property taxes that the town levied on the annexed territory, as shown by the tax roll under Wis. Stats. §70.65, in the year in which the annexation is final.

Section 6. 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 without the invalid or unconstitutional provision or application.

Section 7. Effective Date. This ordinance shall take effect upon passage and publication.

73-21

**AN ORDINANCE ANNEXING TERRITORY
TO THE CITY OF APPLETON, WISCONSIN.**

(Lightning Drive & C.T.H. JJ (Right-of-Way) Annexation)
MRB No.: 14443

The Common Council of the City of Appleton does ordain as follows:

Section 1. Territory Annexed. In accordance with §66.0217 of the Wisconsin Statutes for 2019 – 2020 and the *Unanimous Petition for Direct Annexation* filed with the City Clerk on September 17, 2021, the following described territory in the Town of Grand Chute, Outagamie County, Wisconsin, lying contiguous to the City of Appleton, is hereby annexed to the City of Appleton, Wisconsin:

*A part of the Fractional Southwest ¼ of Section 6, Township 21 North, Range 18 East, Town of Grand Chute, Outagamie County, Wisconsin, containing 551,568 Square Feet 12.6622 acres of land and being further described as follows:
Commencing at the South ¼ corner of said Section 6;
Thence South 00°15'22" West 41.25 feet coincident with the current City of Appleton corporate limits;
Thence South 89°44'38" West 1,312.94 feet coincident with the current City of Appleton corporate limits;
Thence North 00°09'19" West 695.75 feet coincident with the current City of Appleton corporate limits to the Westerly boundary of Transportation Project Plat No: 0000-0G-17-4.02;
Thence North 00°27'27" East 27.61 feet coincident with said Westerly boundary of Transportation Project Plat No: 0000-0G-17-4.02 to a North line thereof;
Thence Southeasterly 162.67 feet along the arc of a curve to the right having a radius of 230.00 feet and the chord of which bears South 61°16'46" East 159.30 feet coincident with the boundary of Transportation Project Plat No: 0000-0G-17-4.02;
Thence South 79°18'14" East 46.36 feet coincident with the boundary of Transportation Project Plat No: 0000-0G-17-4.02;
Thence North 56°36'28" East 28.01 feet coincident with the boundary of Transportation Project Plat No: 0000-0G-17-4.02;
Thence North 58°51'13" East 127.60 feet;
Thence North 56°36'28" East 300.63 feet;
Thence Northeasterly 602.86 feet along the arc of curve to the left having a radius of 965.00 feet and the chord of which bears North 38°42'38" East 593.11 feet;
Thence North 89°51'14" West 156.83 feet to the Southeast corner of Outlot 10 of Apple Ridge 2;
Thence North 13°52'54" East 307.18 feet coincident with the East line of Outlot 10 of Apple Ridge 2;
Thence North 03°30'35" West 188.39 feet coincident with the East line of Outlot 10 of Apple Ridge 2 to the Southerly line of Baldeagle Drive;
Thence North 76°55'16" East 145.11 feet;
Thence Northwesterly 201.39 feet along the arc of curve to the left having a radius of 965.00 feet and the chord of which bears North 16°31'22" West 201.02 feet;
Thence Northerly 408.87 feet along the arc of a curve to the right having a radius of 1,035.00 feet and the chord of which bears North 11°11'03" West 406.21 feet;
Thence North 00°07'58" East 192.71 feet to the North line of the Fractional SW ¼ of said Section 6;
Thence South 89°27'19" East 70.00 feet coincident with the North line of the Fractional SW ¼ of said Section 6;
Thence South 00°07'58" West 192.20 feet;*

Thence Southerly 381.21 feet along the arc of curve to the left having a radius of 965.00 feet and the chord of which bears South 11°11'03" East 378.74 feet;
Thence Southerly 1,429.04 feet along the arc of a curve to the right having a radius of 1,035.00 feet and the chord of which bears South 17°03'12" West 1,318.20 feet;
Thence South 56°36'28" West 300.63 feet;
Thence South 54°21'43" West 127.60 feet;
Thence South 56°36'28" West 85.86 feet coincident with the boundary of Transportation Project Plat No: 0000-0G-17-4.02;
Thence Southwesterly 41.28 feet along the arc of a curve to the left having a radius of 310.00 feet and the chord of which bears South 52°49'13" West 41.25 feet coincident with the boundary of Transportation Project Plat No: 0000-0G-17-4.02;
Thence Southeasterly 241.12 feet along the arc of a curve to the left having a radius of 238.50 feet and the chord of which bears South 61°43'30" East 230.98 feet coincident with the boundary of Transportation Project Plat No: 0000-0G-17-4.02;
Thence South 00°28'26" West 266.19 feet coincident with the boundary of Transportation Project Plat No: 0000-0G-17-4.02;
Thence North 89°44'38" East 214.97 feet coincident with the boundary of Transportation Project Plat No: 0000-0G-17-4.02;
Thence South 00°28'26" West 35.00 feet coincident with the boundary of Transportation Project Plat No: 0000-0G-17-4.02;
Thence North 89°44'38" East 751.25 feet coincident with the boundary of Transportation Project Plat No: 0000-0G-17-4.02 to the East line of the Fractional SW ¼ of said Section 6;
Thence South 00°27'14" West 61.25 feet coincident with the East line of the Fractional SW ¼ of said Section 6 to the point of beginning.
Part of tax parcels: 101157000 and 101158200.

The current population of such territory is 0 people.

Section 2. Effect of Annexation. From and after the date of this ordinance, the territory described in Section 1 shall be a part of the City of Appleton 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 City of Appleton.

Section 3. Ward Designation. The territory described in Section 1 of this ordinance is hereby made a part of the Thirty-eighth (38th) Ward, attached to the thirteenth (13th) Aldermanic District of the City of Appleton, Outagamie County, subject to the ordinances, rules and regulations of the City governing wards. As a result of redistricting, effective January 1, 2022, this territory will hereby be a part of the Thirty-ninth (39th) Ward, attached to the Thirteenth (13th) Aldermanic District.

Section 4. Zoning Classification. The territory described in Section 1 is hereby zoned as follows, pursuant to §66.0217(7)(a), Stats., and §23-65(e), Appleton Municipal Code:

Temporary AG District (Temporary Agricultural District)

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 without the invalid or unconstitutional provision or application.

Section 6. Effective Date. This ordinance shall take effect upon passage and publication.

74-21

**AN ORDINANCE ANNEXING TERRITORY
TO THE CITY OF APPLETON, WISCONSIN.
(Spartan Drive (Right-of-Way) Annexation)
MBR Number: 14451**

The Common Council of the City of Appleton does ordain as follows:

Section 1. Territory Annexed. In accordance with §66.0217 of the Wisconsin Statutes for 2019 – 2020 and the *Unanimous Petition for Direct Annexation* filed with the City Clerk on October 5, 2021, the following described territory in the Town of Grand Chute, Outagamie County, Wisconsin, lying contiguous to the City of Appleton, is hereby annexed to the City of Appleton, Wisconsin:

A part of Lot 1 of Certified Survey Map No. 4027, located in and being a part of the South ½ the Fractional Northeast ¼ of Section 2, Township 21 North, Range 17 East, Town of Grand Chute, Outagamie County, Wisconsin, containing 171,926 Square Feet (3.9468 Acres) of land and described as follows:

Commencing at the East ¼ corner of said Section 2;

Thence North 89°40'21" West 839.03 feet along the South line of the Fractional NE ¼ of said Section 2 and being coincident with the South line of Certified Survey Map No.4431 to the point of beginning;

Thence continue North 89°40'21" West 234.71 feet along the South line of the Fractional NE ¼ of said Section 2

Thence North 39°21'44" West 331.88 feet;

Thence North 28°42'55" East 170.75 feet;

Thence Westerly 443.68 feet along the arc of a curve to the left having a radius of 365.00 feet and the chord of which bears South 85°27'40" West 416.86 feet;

Thence South 50°38'16" West 177.69 feet to the West line of Lot 1 of Certified Survey Map No.4027;

Thence North 00°19'45" East 90.97 feet along the West line of Lot 1 of Certified Survey Map No.4027;

Thence North 50°38'16" East 119.60 feet;

Thence Easterly 644.99 feet along the arc of a curve to the right having a radius of 435.00 feet and the chord of which bears South 86°53'06" East 587.51 feet;

Thence South 44°24'28" East 175.81 feet;

Thence North 45°35'32" East 47.78 feet;

Thence South 44°24'28" East 119.08 feet to the East line of Lot 1 of Certified Survey Map No.4027;

Thence South 01°03'01" West 219.70 feet along the East line of Lot 1 of Certified Survey Map No.4027 to the Point of Beginning.

The current population of such territory is 0 people.

Section 2. Effect of Annexation. From and after the date of this ordinance, the territory described in Section 1 shall be a part of the City of Appleton 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 City of Appleton.

Section 3. Ward Designation. The territory described in Section 1 of this ordinance is hereby made a part of the Twentieth (20th) Ward, attached to the seventh (7th) Aldermanic District of the City of Appleton, Outagamie County, subject to the ordinances, rules and regulations of the City governing wards. As a result of redistricting, on January 1, 2022 this territory will hereby be a part of the Twentieth (20th) Ward, attached to the Seventh (7th) Aldermanic District.

Section 4. Zoning Classification. The territory described in Section 1 is hereby zoned as follows, pursuant to §66.0217(7)(a), Stats., and §23-65(e), Appleton Municipal Code:

Temporary Agricultural District (Temporary AG)

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 without the invalid or unconstitutional provision or application.

Section 6. Effective Date. This ordinance shall take effect upon passage and publication.

75-21

AN ORDINANCE AMENDING ORDINANCE NO. 70-21, REVISING SECTION 2-3 OF THE GENERAL ORDINANCES OF THE CITY OF APPLETON, RELATING TO BOUNDARIES AND WARDS.

(Common Council / Redistricting 2021)

The Common Council of the City of Appleton does ordain as follows:

Section 1: The City of Appleton shall be divided into forty-seven (47) wards (Descriptions are based on centerlines of streets, centerline of intersections of two streets, centerline of the Fox River and railroads and exact boundary of the City of Appleton Corporate Limit Line, unless otherwise noted). That Section 2-3 (Ordinance No. 70-21) is hereby amended by making changes to the following wards:

THE TWELFTH WARD

The twelfth ward shall include and contain all that portion of territory lying within the following confines: Commencing at the intersection of Drew Street and Pacific Street and being the point of beginning; thence East on Drew Street to Vine Street; thence Southeasterly on Vine Street to Wood Street; thence South on Wood Street to North Street; thence East on North Street to Green Bay Road; thence Northeasterly on Green Bay Road to Green Bay Court; thence Southeasterly along Green Bay Court and the Southeasterly extension of Green Bay Court to the main channel of the Fox River; thence Southwesterly and Northwesterly along the main channel of the Fox River to the Lawe Street Bridge; thence East-South-East to the Southeasterly end of Brokaw Place; thence Northwest and North on Brokaw Place to South Street; thence West on South Street to Meade Street; thence North on Meade Street to Washington Street; thence West of Washington Street to Drew Street; thence North on Drew Street to the point of beginning.

THE SIXTEENTH WARD

The sixteenth ward shall include and contain all that portion of territory lying within the following confines: Commencing at the intersection of Schaefer Street and Calumet Street and being the point of beginning; thence North on Schaefer Street to Fremont Street; thence West on Fremont Street to Weimar Street; thence North on Weimar Street to John Street; thence Southeasterly on John Street to Midpark Drive; thence Northeasterly and North on Midpark Drive to Bona Avenue; thence East on Bona Avenue to Chickadee Lane; thence Southeasterly on Chickadee Lane to Rail Road; thence Northeasterly on Rail Road to Kensington Drive; thence Southeasterly and South on Kensington Drive to Calumet Street; thence West on Calumet Street to the point of beginning.

THE THIRTY-FIRST WARD

The thirty-first ward shall include and contain all that portion of territory lying within the following confines: Commencing at the intersection of College Avenue and Appleton Street; thence East on College Avenue to Drew Street; thence North on Drew Street to Washington Street; thence East on Washington Street to Meade Street; thence South on Meade Street to South Street; thence East on South Street to Brokaw Place; thence South and Southeast on Brokaw Place to its Southeast end; thence West-North-West to the Lawe Street Bridge at the main channel of the Fox River; thence Northwesterly and Southwesterly along the main channel of the Fox River to the Oneida Street Bridge; thence Northwesterly on the Oneida Street Bridge and Oneida Street to Appleton Street; thence North on Appleton Street to the point of beginning.

THE THIRTY-NINTH WARD

The thirty-ninth ward shall include and contain all that portion of territory lying within the following confines: Commencing at the intersection of Meade Street and Broadway Drive and being the point of beginning; thence East on Broadway Drive to Ballard Road; thence East along the South line of the SW $\frac{1}{4}$ of Section 31, T.22N., R.18E. to the corporate limits at a point on the South line of Lot 33, Apple Hill Farms; thence Southeasterly and continue in a clockwise direction along the corporate limits to Edgewood Drive along the South line of the SW $\frac{1}{4}$ of Section 5, T.21N., R.18E.; thence West on Edgewood Drive to French Road; thence South on French Road to Ashbury Drive; thence West on Ashbury Drive to Ballard Road; thence North on Ballard Road to the intersection of Melody Lane and the corporate limits; thence West on Melody Lane and the corporate limits in a clockwise direction along the corporate limits to Edgewood Drive at the South line of the SW $\frac{1}{4}$ of Section 1, T.21N., R.17E., thence West on Edgewood Drive to Meade Street; thence North on Meade Street to its intersection with Spartan Drive and the corporate limits; thence East along the corporate limits and continue in a clockwise direction along the corporate limits and then Meade Street to the point of beginning. Excepting all that land within the afore described area that is not currently within the corporate limits.

And

The East 109 feet of the West 578 feet of the South 11 acres of the Southeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 1, Township 21 North, Range 17 East, City of Appleton, Outagamie County, Wisconsin, less and excepting premises conveyed and/or used for highway purposes.

THE FORTY-FIRST WARD

The forty-first ward shall include and contain all that portion of territory lying within the following confines: Commencing at the intersection of Ashbury Drive and Ballard Road and being the point of beginning; thence East on Ashbury Drive to French Road; thence South on French Road to its intersection with the corporate limits; thence continue South and in a clockwise direction along the corporate limits to Wisconsin Avenue; thence Southwesterly on Wisconsin Avenue to the intersection of Ballard Road; thence North on Ballard Road to the point of beginning. Excepting all that land within the afore described area that is not currently within the corporate limits.

Section 2: This Ordinance shall be effective on January 1, 2022 and shall govern the adjustment of aldermanic districts for the purpose of elections subsequent to January 1, 2022.

Section 3: This is a charter ordinance and it shall take effect sixty (60) days after its passage and publication, unless within such sixty (60) days a petition for a referendum is filed pursuant to Section 66.01 of the Wisconsin Statutes in which event this ordinance shall not become effective until approved by a majority of the electors voting thereon.