

**RESOLUTION 2021-1
VILLAGE OF RANDOM LAKE
ACCEPTING PETITION FOR ANNEXATION
(SCHOLLER DEVELOPMENT LLC)**

WHEREAS, a petition for direct annexation of the following territory of the Town of Sherman, Sheboygan County, Wisconsin, lying contiguous to the Village of Random Lake, Wisconsin, was filed with the Village Clerk on January 18, 2021.

All of lot 2 of Certified Survey Map recorded in Volume 14, Pages 217 and 218 of Certified Survey Maps and part of the Southwest ¼ of the Southeast ¼ and Southeast ¼ and the Southwest ¼ of the Southwest ¼ Section 35, Town North, Range 21 East, in the Town of Sherman, Sheboygan County, Wisconsin, bounded and described as follows:

Commencing at the South ¼ corner of Section 35; thence North 00°01'19" East along the East line of the Southwest ¼ Section 35 a distance of 33.00 feet to the point of beginning of the lands to be described; thence continue North 00°01'19" East along said East line, also being the East line of Lot 1 of Certified Survey Map recorded in Volume 11, Pages 275 and 276 of Certified Survey Maps 367.00 feet; thence South 89°20'02" West along the North line of said Certified Survey Map and the extension thereof 457.80 feet to the Easterly line of Lot 2 of Certified Survey Map recorded in Volume 14, Pages 217 and 218 of Certified Survey Maps; thence South 00°39'59" East along said Easterly line 39.97 feet to the Southerly line of said Lot 2; thence South 89°20'01" West along said Southerly line 300.00 feet to the Easterly line of said Lot 2; thence South 00°39'59" East along said Easterly line 327.00 feet to the North line of CTH K; thence South 89°20'01" West along said North line 150.00 feet to the Westerly line of said Lot 2; thence South 03°35'54" East along said Westerly line 472.91 feet to the Southerly line of said Lot 2; thence South 79°35'06" West along said Southerly line 570.86 feet to the centerline of an unnamed creek; thence North 03°02'06" East along said centerline 262.80 feet; thence North 22°22'54" West along said centerline 373.16 feet; thence North 17°19'21" West along said centerline 316.08 feet to the North line of the South ½ of the Southwest ¼ of Section 35; thence North 89°27'31" East along said North line 1627.96 feet to the west line of Lake Breeze Lane; thence S00°01'19" West along said West line 30.00 feet to the South line Orth Drive; thence North 89°03'49" East along said South line 692.20 feet; thence South 00°08'17" West, 1028.58 feet; thence South 89°08'16" West 567.54 feet; thence South 00°51'44" East, 225.87 feet to the North line of CTH K; thence South 89°15'08" West along said North line 96.04 feet to the point of beginning.

Said lands contain 2,119,110 square feet, 48.65 acres.

WHEREAS, the Village Clerk has investigated the petition and certified to the Village Board that it was signed by a number of resident electors equal to at least the majority of votes cast for governor in the territory at the last gubernatorial election and the owners of at least on-half of the land in area in the territory proposed for annexation as of the date of filing of the petition and that the territory to be annexed is properly described in the petition and shown on the scale map attached thereto, is contiguous to the Village of Random Lake and is unincorporated.

NOW THEREFORE, the Village Board of the Village of Random Lake, Wisconsin, determines that the petition for annexation of the above-described territory is a sufficient and legal petition conforming with the requirements of sec. 66.0217 of the Wisconsin Statutes; and

RESOLVES, that the petition be accepted; and that the Village Clerk is directed to notify the Clerk of the Town of Sherman by personal service or registered mail with return receipt requested, of the resolution of acceptance, in accordance with sec. 66.0217(7)(a)2 of the Wisconsin Statutes, and

FURTHER RESOLVES, that pursuant to Wis. Stat. sec. 66.0217(14)(a) that the Village will pay annually to the Town of Sherman, for five (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. Stat. sec. 70.65 in 2021.

Dated this 1st day of February, 2021.

Approved:

Michael San Felippo
Village President

Attest:

Jo Ann Lesser, CMC, WCMC
Clerk/Treasurer

JAMES O. CONWAY
JOSEPH J. VOELKNER
CORRADO CIRILLO
JOSHUA D. MCKINLEY
ALVIN R. KLOET (OF COUNSEL)
JOHN N. GUNDERSON (OF COUNSEL)

OLSEN, KLOET,
GUNDERSON &
CONWAY

602 NORTH 6TH STREET
SHEBOYGAN, WI 53081-4695

ATTORNEYS AT LAW

January 14, 2021

Village of Random Lake
Attention: Jo Ann Lesser, Clerk
P. O. Box 344
Random Lake, WI 53075

Dear Ms. Lesser:

Enclosed please find an annexation petition submitted on behalf of Scholler Development, LLC. The annexation petition has been signed by its managing member, John R. Scholler.

By copy of this letter, a copy of the petition is being sent to the Department of Administration together with the required fee.

Yours truly,

OLSEN, KLOET, GUNDERSON & CONWAY

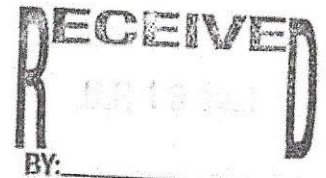


James O. Conway

JOC/kmm

Enclosure

cc: Wisconsin Department of Administration (w/enclosure)
Atty. Edward J. Ritger (w/enclosure)



Request for Annexation Review

Wisconsin Department of Administration

WI Dept. of Administration
Municipal Boundary Review
PO Box 1645, Madison WI 53701
608-264-6102 Fax: 608-264-6104
wimunicipalboundaryreview@wi.gov
http://doa.wi.gov/municipalboundaryreview

Petitioner Information

Name: **SCHOLLER DEVELOPMENT, LLC**

Address: **W5102 COUNTY ROAD K**

RANDOM LAKE, WI 53075

Email: **JOHNSCHOLLER@GMAIL.COM**

Office use only:

Petitioners phone:

(920) 207-1523

Town clerk's phone:

(920) 994-9421

City/Village clerk's phone:

(920) 994-4852

1. Town where property is located: **TOWN OF SHERMAN**

2. Petitioned City or Village: **VILLAGE OF RANDOM LAKE**

3. County where property is located: **SHEBOYGAN**

4. Population of the territory to be annexed: **0**

5. Area (in acres) of the territory to be annexed: **48.65 ACRES**

6. Tax parcel number(s) of territory to be annexed
(if the territory is part or all of an existing parcel): **59028-429600
AND 59028-429585**

Contact Information if different than petitioner:

Representative's Name and Address:

ATTORNEY JAMES O. CONWAY

OLSEN, KLOET, GUNDERSON & CONWAY

602 NORTH 6TH STREET

SHEBOYGAN, WI 53081

Phone: **(920) 458-3701**

E-mail:

JAMESCONWAY@OLSENKLOETLAW.COM

Surveyor or Engineering Firm's Name & Address:

KEITH KINDRED

SHORT ELLIOTT HENDRICKSON INC.

501 MAPLE AVENUE

DELAFIELD, WI 53018

Phone: **(262) 370-0165**

E-mail: **KKINDRED@SEHINC.COM**

Required Items to be provided with submission (to be completed by petitioner):

- Legal Description meeting the requirements of s.66.0217 (1) (c) [see attached annexation guide]
- Map meeting the requirements of s. 66.0217 (1) (g) [see attached annexation guide]
- Signed Petition or Notice of Intent to Circulate is included
- Indicate Statutory annexation method used:
 - Unanimous per s. 66.0217 (2), or
 - OR
 - Direct by one-half approval per s. 66.0217 (3)
- Check or money order covering review fee [see next page for fee calculation]

Annexation Review Fee Schedule

A Guide for Calculating the Fee Required by ss.16.53 (4) and 66.0217, Wis. Stats.

Required Fees

There is an initial filing fee and a variable review fee

\$350 **Initial Filing Fee** (required with the first submittal of all petitions)
\$200 – 2 acres or less
\$350 – 2.01 acres or more

\$800 **Review Fee** (required with all annexation submittals except those that consist ONLY of road right-of-way)
\$200 – 2 acres or less
\$600 – 2.01 to 10 acres
\$800 – 10.01 to 50 acres
\$1,000 – 50.01 to 100 acres
\$1,400 – 100.01 to 200 acres
\$2,000 – 200.01 to 500 acres
\$4,000 – Over 500 acres

\$1,150 **TOTAL FEE DUE** (Add the Filing Fee to the Review Fee)

Attach check or money order here, payable to: **Department of Administration**

**THE DEPARTMENT WILL NOT PROCESS
AN ANNEXATION PETITION THAT IS NOT ACCOMPANIED
BY THE REQUIRED FEE.**

**THE DEPARTMENT'S 20-DAY STATUTORY REVIEW PERIOD
COMMENCES UPON RECEIPT OF THE PETITION AND REVIEW FEE**

Shaded Area for Office Use Only

Date fee received: _____

Payee: _____

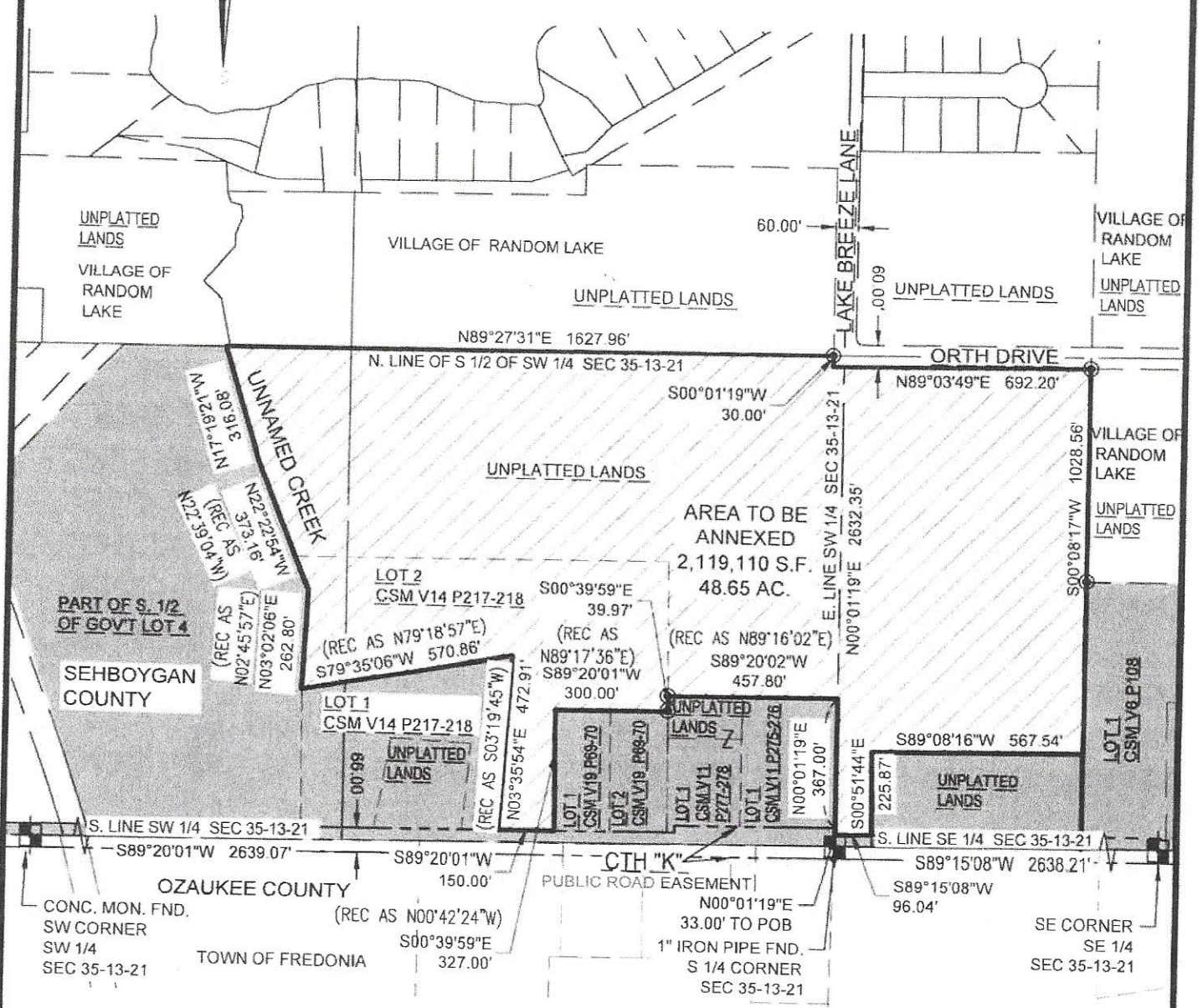
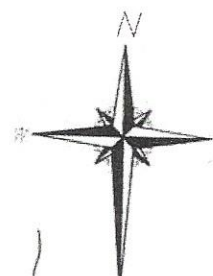
Check Number: _____

Check Date: _____

Amount: _____

EXHIBIT

ALL OF LOT 2 OF CERTIFIED SURVEY MAP RECORDED IN VOLUME 14, PAGES 217 AND 218 OF CERTIFIED SURVEY MAPS AND PART OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 AND SOUTHEAST 1/4 AND THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 SECTION 35, TOWN 13 NORTH, RANGE 21 EAST, IN THE TOWN OF SHERMAN, SHEBOYGAN COUNTY, WISCONSIN



SCALE: 1" = 400'



© 1" IRON PIPE FOUND



TOWN OF SHERMAN



PHONE: 414.949.8919
 501 MAPLE AVENUE
 DELAFIELD, WI 53018-9351
 www.sehinc.com

PROJECT SCHOD #157683

EXHIBIT

ALL OF LOT 2 OF CERTIFIED SURVEY MAP RECORDED IN VOLUME 14, PAGES 217 AND 218 OF CERTIFIED SURVEY MAPS AND PART OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 AND SOUTHEAST 1/4 AND THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 SECTION 35, TOWN 13 NORTH, RANGE 21 EAST, IN THE TOWN OF SHERMAN, SHEBOYGAN COUNTY, WISCONSIN

Lands to be Annexed

All of Lot 2 of Certified Survey Map recorded in Volume 14, Pages 217 and 218 of Certified Survey Maps and part of the Southwest 1/4 of the Southeast 1/4 and Southeast 1/4 and the Southwest 1/4 of the Southwest 1/4 Section 35, Town 13 North, Range 21 East, in the Town of Sherman, Sheboygan County, Wisconsin, bounded and described as follows:

Commencing at the South 1/4 corner of Section 35; thence North $00^{\circ}01'19''$ East along the East line of the Southwest 1/4 of Section 35 a distance of 33.00 feet to the point of beginning of the lands to be described; thence continue North $00^{\circ}01'19''$ East along said East line, also being the East line of Lot 1 of Certified Survey Map recorded in Volume 11, Pages 275 and 276 of Certified Survey Maps 367.00 feet; thence South $89^{\circ}20'02''$ West along the North line of said Certified Survey Map and the extension thereof 457.80 feet to the Easterly line of Lot 2 of Certified Survey Map recorded in Volume 14, Pages 217 and 218 of Certified Survey Maps; thence South $00^{\circ}39'59''$ East along said Easterly line 39.97 feet to the Southerly line of said Lot 2; thence South $89^{\circ}20'01''$ West along said Southerly line 300.00 feet to the Easterly line of said Lot 2; thence South $00^{\circ}39'59''$ East along said Easterly line 327.00 feet to the North line of CTH K; thence South $89^{\circ}20'01''$ West along said North line 150.00 feet to the Westerly line of said Lot 2; thence North $03^{\circ}35'54''$ East along said Westerly line 472.91 feet to the Southerly line of said Lot 2; thence South $79^{\circ}35'06''$ West along said Southerly line 570.86 feet to the centerline of an unnamed creek; thence North $03^{\circ}02'06''$ East along said centerline 262.80 feet; thence North $22^{\circ}22'54''$ West along said centerline 373.16 feet; thence North $17^{\circ}19'21''$ West along said centerline 316.08 feet to the North line of the South 1/2 of the Southwest 1/4 of Section 35; thence North $89^{\circ}27'31''$ East along said North line 1627.96 feet to the West line of Lake Breeze Lane; thence South $00^{\circ}01'19''$ West along said West line 30.00 feet to the South line of Orth Drive; thence North $89^{\circ}03'49''$ East along said South line 692.20 feet; thence South $00^{\circ}08'17''$ West, 1028.56 feet; thence South $89^{\circ}08'16''$ West, 567.54 feet; thence South $00^{\circ}51'44''$ East, 225.87 feet to the North line of CTH K; thence South $89^{\circ}15'08''$ West along said North line 96.04 feet to the point of beginning.

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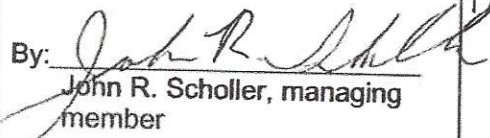
PHONE: 414.949.8919
501 MAPLE AVENUE
DELAFIELD, WI 53018-9351
www.sehinc.com

PROJECT SCHOD #157683

PETITION FOR DIRECT ANNEXATION BY UNANIMOUS APPROVAL
PURSUANT TO WISCONSIN STATUTE § 66.0217(2)

The undersigned constituting all of the owners of real property in the following territory of the Town of Sherman, Sheboygan County, Wisconsin, lying contiguous to the Village of Random Lake, petition the Village Board of the Village of Random Lake to annex the territory shown on the attached **Annexation Exhibit** to the Village of Random Lake, Sheboygan County, Wisconsin:

The above-described territory contains a population of zero (0).

Signature of Petitioner	Date of Signing	Mark an "X" if Owner	Address or Description of Property
Scholler Development, LLC By:  John R. Scholler, managing member	1/4/2021	X	