

**CITY OF PLYMOUTH**  
**Ordinance No. 2 of 2018**

**AN ORDINANCE AMENDING ORDINANCE NOS. 6 AND 11 OF 2014  
TO INCLUDE VOTING WARDS**

**WHEREAS**, the Common Council annexed city owned property pursuant to the above-referenced ordinances and as more specifically described on the attached **Exhibit 1**; and

**WHEREAS**, such ordinances should be amended to include voting districts although there are not currently voters residing on such parcels nor eligible voters contemplated on such parcels in the future.

**NOW, THEREFORE**, the Common Council of the City of Plymouth, Wisconsin, does hereby ordain as follows:

**Section 1. Amending Ordinance No. 6 of 2014.** Ordinance No. 6 of 2014, copy attached hereto as **Exhibit 2**, shall be amended to include the following:

**“Section 3. Ward.** The annexed territory shall be made a part of Ward 12 for purposes of local elections.”

**Section 2. Amending Ordinance No. 11 of 2014.** Ordinance No. 11 of 2014, copy attached hereto as **Exhibit 3**, shall be amended to include the following:

**“Section 3. Ward.** The annexed territory shall be made a part of Ward 2 for purposes of local elections.”

**Section 3. Severability.** Should any portion of this Ordinance or the affected Municipal Code Section be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder shall not be affected.

**Section 4. Effective Date.** This Ordinance shall take effect the day after publication.

Enacted on January 9, 2018.

**CITY OF PLYMOUTH**  
**DONALD O. POHLMAN, Mayor**  
**PATRICIA HUBERTY, Clerk**

# EXHIBIT 1

## Ordinance No. 6 of 2014 Legal Description:

Lot One (1) of Certified Survey Map recorded in the Office of the Register of Deeds for Sheboygan County, Wisconsin on February 20, 2002, in Volume 18 of Certified Survey Maps, pages 189/192, Document #1628863, being a part of the Northeast Quarter (NE1/4) of the Northeast Quarter (NE1/4) of Section Twenty-Nine (29), Township Fifteen (15) North, Range Twenty-one (21) East, City of Plymouth (formerly in the Town of Plymouth), Sheboygan County, Wisconsin.

PIN: 59271-822649

## Ordinance No. 11 of 2014 Legal Description:

Part of the Southeast 1/4 of the Southwest 1/4 of Section 21, Township 15 North, Range 21 East, City of Plymouth (formerly in the Town of Plymouth), Sheboygan County, Wisconsin, described as follows:

Commencing at the South 1/4 corner of said Section 21; thence North along the East line of said Southeast 1/4 of the Southwest 1/4, N. 00°-25'-02" W., a distance of 416.91 feet to the point of beginning; thence continuing N. 00°-25'-02" W., a distance of 278.00 feet to the North right-of-way line of West Main Street; thence N. 89°-56'-59" W., a distance of 195.00 feet; thence S. 00°-25'-02" E., a distance of 278.00 feet; thence S. 89°-56'-59" E., a distance of 195.00 feet to the point of beginning.

PIN: 59271-818801 (formerly Part of 59016-218330)

## EXHIBIT 2

### CITY OF PLYMOUTH, WISCONSIN ORDINANCE NO. 6 OF 2014

#### AN ORDINANCE ANNEXING TERRITORY OWNED BY THE CITY OF PLYMOUTH FROM THE TOWN OF PLYMOUTH TO THE CITY OF PLYMOUTH PURSUANT TO WIS. STAT. SEC. 66.0223

**WHEREAS**, the annexation of the following City owned territory located in the Town of Plymouth, Sheboygan County, Wisconsin, more particularly and legally described below and as shown on the Certified Survey Map attached hereto as Exhibit A, to the City of Plymouth, was initiated upon the posting of a Common Council meeting notice indicating that the City was considering enacting an ordinance under Wis. Stat. sec. 66.0223:

Lot One (1) of Certified Survey Map recorded in the Office of the Register of Deeds for Sheboygan County, Wisconsin on February 20, 2002, in Volume 18 of Certified Survey Maps, pages 189/192, Document #1628863, being a part of the Northeast Quarter (NE1/4) of the Northeast Quarter (NE1/4) of Section Twenty-Nine (29), Township Fifteen (15) North, Range Twenty-one (21) East, Town of Plymouth, Sheboygan County, Wisconsin.

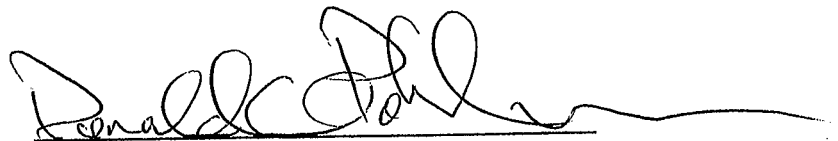
**NOW, THEREFORE**, the Common Council of the City of Plymouth does ordain as follows:

Section 1. **Annexation of Territory**. The territory described is hereby annexed to the City of Plymouth and shall be included on the City of Plymouth Official Zoning Map and temporarily classified under the Zoning Code in the Agricultural District (A), pursuant to City Municipal Code Section 13-1-21, and the City Clerk/Treasurer is hereby instructed to file immediately with the Secretary of State seven (7) certified copies of this Ordinance together with seven (7) copies of the Certified Survey Map showing the boundaries of the territory attached to the City of Plymouth. The Clerk shall within ten (10) days of filing the certified copies mail or deliver a copy of this Ordinance and the Certified Survey Map with the Sheboygan County Clerk.

Section 2. **Effective Date**. All ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict, and this Ordinance shall be in effect from and after its passage.

Enacted on April 29, 2014.

CITY OF PLYMOUTH

  
DONALD O. POHLMAN, Mayor

Date: 05-01-2014

**CLERK'S CERTIFICATE OF ENACTMENT**

I hereby certify that the foregoing Ordinance was duly enacted by the City of Plymouth Common Council and approved by the Mayor on the dates indicated above. I further certify that the population of the annexed area is zero (0).

Dated: May 1, 2014

Patricia Huberty  
PATRICIA HUBERTY, Clerk

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EXHIBIT A

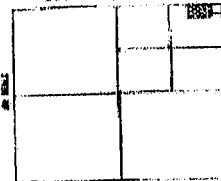
Sheet 1 of 1

CERTIFIED SURVEY MAP

Part of the NE1/4 of the NE1/4 of Section 29, Township 15 North,  
Range 21 East, Town of Plymouth, Shaboygan County, Wisconsin.



LOCATION MAP FOR SECTION 29-15-21

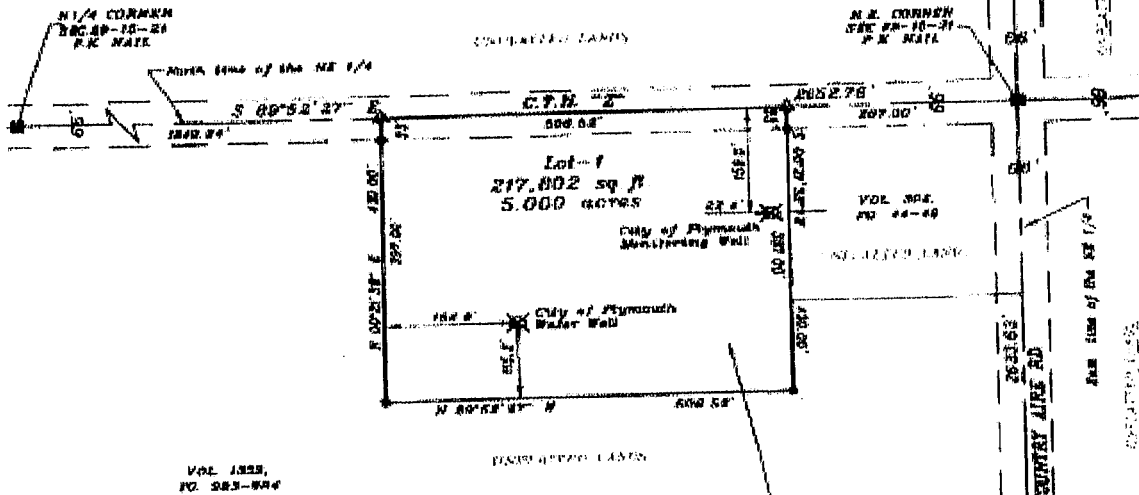


- DENOTES 1-1/4" O.D. X 24" LONG. IRON PIPE SET, WEIGHING 113 LBS/FT.
- △ DENOTES MASONRY NAIL SET

NOTE  
C.F.H. "Z" RIGHT OF WAY OBTAINED BY STATUTORY AUTHORITY.

NO SOIL TESTS HAVE BEEN CONDUCTED ON LOT 1. PURSUANT TO SECTION 71.22(4) OF THE SHABOYGAN COUNTY SUBDIVISION ORDINANCE, THIS LOT CREATION IS FOR CONVEYANCE PURPOSES ONLY AND ON-SITE SEWAGE DISPOSAL SYSTEM SHALL BE INSTALLED ON SAID LOT WITHOUT THE EXPRESS CONSENT OF THE SHABOYGAN COUNTY PLANNING & RESOURCES DEPARTMENT.

"USE COVENANT"  
THE FUTURE USE OF LOT 1 IS NOT INTENDED FOR RESIDENTIAL PURPOSES THEREFORE, NO PARK & OPEN SPACE AND DEDICATION OR FEE IN LIEU OF PUBLIC LAND DEDICATION HAVE BEEN REQUIRED FOR SAID LOT AND RESIDENTIAL DEVELOPMENT SHALL TAKE PLACE ON SAID LOT WITHOUT THE EXPRESS CONSENT OF THE SHABOYGAN COUNTY PLANNING & RESOURCES DEPARTMENT.



TOGETHER WITH BLANKET EASEMENTS AS RECORDED IN VOLUME 1 OF CONTRACTS, ON PAGE 580, AS DOCUMENT NO. 147880 AND VOLUME 2 OF CONTRACTS, ON PAGE 10, AS DOCUMENT NO. 147879 OF THE SHABOYGAN COUNTY REGISTRY AND ASSIGNED TO PLYMOUTH UTILITIES COMMISSION FROM WISCONSIN POWER AND LIGHT COMPANY VIA VOLUME 182, ON PAGES 30-314, AS DOCUMENT NO. 147789 OF THE SHABOYGAN COUNTY REGISTRY.

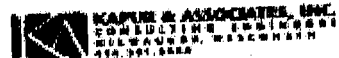
*Erk R. Amstutz*



02-19-02

N 1/4 CORNER  
SEC 29-15-21  
P.K. NAIL

Vol 182, P. 189



CERTIFIED SURVEY MAP

Sheet 2 of 4

SURVEYOR'S CERTIFICATE

I hereby certify that by the direction of Town & Country Realty and Insurance, Inc., I have surveyed, divided, and mapped the land shown and described hereon, being that part of the NE 1/4 of the NE 1/4 of Section 29, Township 15 North, Range 21 East, Town of Plymouth, Sheboygan County, Wisconsin. Described as follows:

Commencing at the Northeast corner of said Section 29; thence North 89°52'27" West, along the North line of the NE 1/4 of said Section 29, 297.00 feet to the point of beginning; thence South 00°21'38" West, parallel with the East line of said NE 1/4, and also along the westerly line and the southerly extension thereof, of lands described in Volume 302, on Pages 44-46 of the Sheboygan County Registry, 430.00 feet; thence North 89°52'27" West, parallel with said North line of the NE 1/4, 506.52 feet; thence North 00°21'38" East, parallel with said East line of the NE 1/4, 430.00 feet to said North line of the NE 1/4; thence South 89°52'27" East, along said North line of the NE 1/4, 506.52 feet to the point of beginning.

Said tract of land contains 217,802 square feet or 5.000 acres of land, more or less.

I further certify that I have fully complied with the provisions of section 236.34 of the Wisconsin Statutes, Sheboygan County and the Town of Plymouth Land Division Ordinances in surveying, dividing, and mapping and that this Certified Survey Map is a true and correct representation of all of the exterior boundaries and the division of said land.

Dated this 11th day of FEBRUARY, 2002

Erik A. Gustafson  
Erik A. Gustafson S-2328



CITY OF PLYMOUTH PLANNING COMMISSION APPROVAL

This land division is hereby approved by the City of Plymouth as being in conformance with the City's Subdivision Ordinance.

DATED THIS 18 DAY OF February, 2002

Ronald V. Orada  
Planning Commission Secretary, Ronald Orada

TOWN OF PLYMOUTH RESOLUTION

Resolved, that this Certified Survey Map in the Town of Plymouth is hereby approved by the Plymouth Town Board.

DATED THIS 18th DAY OF Feb, 2002

Frederick O. Luedke  
Town Chairman, Frederick O. Luedke

CERTIFICATE OF COUNTY PLANNING AGENCY

This Certified Survey Map has been reviewed and approved as depicted hereon by the Sheboygan County Planning & Resources Department.

DATED THIS 20th DAY OF February, 2002

Shannon K. Hayden  
Asst. County Planning Director, Shannon K. Hayden



VA 18 FEB 190

CERTIFIED SURVEY MAP

Sheet 3 of 4

CORPORATE OWNER'S CERTIFICATE

Town & Country Realty and Insurance, Inc., a corporation duly organized and existing under and by virtue of the laws of the State of Wisconsin, as owner, does hereby certify that said corporation caused the land described on this Certified Survey Map to be surveyed, divided, and mapped as represented hereon.

Town & Country Realty and Insurance, Inc., does further certify that this map is required within section s.236.34 of the Wisconsin Statutes in surveying to be submitted to the following for approval or objection:

- (1) City of Plymouth Planning Commission
(2) Town of Plymouth Board
(3) Sheboygan County Planning & Resources Department

IN WITNESS WHEREOF, the said Town & Country Realty and Insurance, Inc., has caused these presents to be signed by F.J. Feider, its President, and countersigned by Sharon Feider, its Secretary at Plymouth, Wisconsin, and its corporate seal to be hereunto affixed on this 18th day of Feb 2002.

In the presence of:

Town & Country Realty and Insurance, Inc.,

(Witness)
(print name under signature)

F.J. Feider (President)

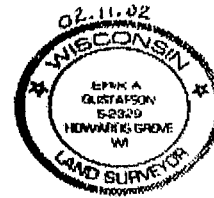
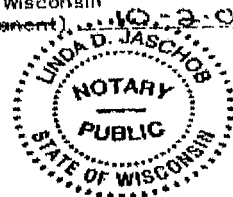
(Witness)
(print name under signature)

Sharon Feider (Secretary)

STATE OF WISCONSIN)
SHEBOYGAN COUNTY) SS

Personally came before me this 18th day of February, 2002, F.J. Feider, President, and Sharon Feider, Secretary of the above named corporation, to me known to be the persons who executed the foregoing instrument, and known to be such President and Secretary of said corporation, and acknowledged that they executed the foregoing instrument as such officers as the deed of said corporation, by its authority.

Notary Public, Sheboygan County, Wisconsin
My Commission (expires) (is permanent) 10-2-05



Vol 18 pg 191

OWNER:
TOWN AND COUNTRY REALTY AND INSURANCE, INC.
1215 EASTERN AVE.
PLYMOUTH, WI 53073

SURVEYOR:
KAPUR & ASSOCIATES, INC.
7711 N. PORT WASHINGTON RD.
MILWAUKEE, WI 53217

Erik A. Gustafson



Vertical text on the left margin: not used, use 02/12/02 02:03pm

THIS INSTRUMENT CREATED BY LRS & COMPANY

Sheet 4 of 4

1628863

SHEBOYGAN COUNTY, WI  
RECORDED ON

02-20-2002 10:40 AM

DARLENE J. NAVIS  
REGISTER OF DEEDS

RECORDING FEE: 17.00  
TRANSFER FEE:  
075691 2

# OF PAGES: 4

VAL  
18 MAR 1992



# EXHIBIT 3

## CITY OF PLYMOUTH, WISCONSIN ORDINANCE NO. 11 OF 2014

### AN ORDINANCE ANNEXING TERRITORY OWNED BY THE CITY FROM THE TOWN OF PLYMOUTH TO THE CITY OF PLYMOUTH PURSUANT TO WIS. STAT. SEC. 66.0223

**WHEREAS**, the annexation of the following City owned territory located in the Town of Plymouth, Sheboygan County, Wisconsin, more particularly and legally described below and as shown on the Land Acquisition Exhibit, attached hereto as Exhibit A, to the City of Plymouth, was initiated upon the posting of a Common Council meeting notice indicating that the City was considering enacting an ordinance under Wis. Stat. sec. 66.0223:

Part of the Southeast 1/4 of the Southwest 1/4 of Section 21, Township 15 North, Range 21 East, Town of Plymouth, Sheboygan County, Wisconsin, described as follows:

Commencing at the South 1/4 corner of said Section 21; thence North along the East line of said Southeast 1/4 of the Southwest 1/4, N. 00°-25'-02" W., a distance of 416.91 feet to the point of beginning; thence continuing N. 00°-25'-02" W., a distance of 278.00 feet to the North right-of-way line of West Main Street; thence N. 89°-56'-59" W., a distance of 195.00 feet; thence S. 00°-25'-02" E., a distance of 278.00 feet; thence S. 89°-56'-59" E., a distance of 195.00 feet to the point of beginning.

PIN: Part of 59016-218330

**NOW, THEREFORE**, the Common Council of the City of Plymouth does ordain as follows:

Section 1. **Annexation of Territory.** The territory described is hereby annexed to the City of Plymouth and shall be included on the City of Plymouth Official Zoning Map and temporarily classified under the Zoning Code in the Agricultural District (A), pursuant to City Municipal Code Section 13-1-21, and the City Clerk/Treasurer is hereby instructed to file immediately with the Secretary of State seven (7) certified copies of this Ordinance together with seven (7) copies of the Land Acquisition Exhibit showing the boundaries of the territory attached to the City of Plymouth. The Clerk shall within ten (10) days of filing the certified copies, mail or deliver a copy of this Ordinance and the Land Acquisition Exhibit to the Sheboygan County Clerk's office. The Clerk shall further record this Ordinance with the Sheboygan County Register of Deeds Office.

Section 2. **Effective Date.** All ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict, and this Ordinance shall be in effect from and after its passage.

Enacted on July 8, 2014.

CITY OF PLYMOUTH



DONALD O. POHLMAN, Mayor

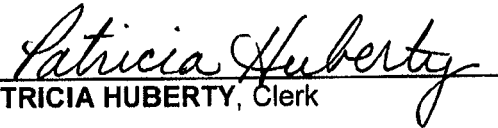
Date: 7-10-2014

**CLERK'S CERTIFICATE OF ENACTMENT**

I hereby certify that the foregoing Ordinance was duly enacted by the City of Plymouth Common Council and approved by the Mayor on the dates indicated above.

**I further certify that the population of the annexed area is zero (0).**

Dated: July 10, 2014

  
PATRICIA HUBERTY, Clerk

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Exhibit A



LAND ACQUISITION EXHIBIT

THAT PART OF THE SOUTHEAST 1/4 OF THE SOUTHWEST  
1/4 OF SECTION 21, TOWN 15 NORTH, RANGE 21 EAST,  
TOWN OF PLYMOUTH, SHEBOYGAN COUNTY, WISCONSIN

SCALE: 1" = 100'  
NORTH REFERENCED TO THE  
SHEBOYGAN COUNTY TRIANGULAR  
STATION

