

STATE OF WISCONSIN

VILLAGE OF SUSSEX

WAUKESHA COUNTY

ORDINANCE 798

**APPROVING THE ATTACHMENT OF PROPERTY  
WITHIN THE VILLAGE GROWTH AREA UNDER THE BOUNDARY STIPULATION  
AND INTERGOVERNMENTAL COOPERATION AGREEMENT  
WITH THE TOWN OF LISBON**

WHEREAS, the Village of Sussex and the Town of Lisbon entered into a Boundary Stipulation and Intergovernmental Cooperation Agreement (“Agreement”) on January 22, 2001, pursuant to §66.0225, and;

WHEREAS, the Waukesha County Circuit Court incorporated the Agreement as the judgment of the Court which was entered on March 12, 2001, (Case No. 99 CV 2407) which is its effective date, and;

WHEREAS, the Agreement provides in Article II, C. 1., a process by which property owners within the Village Growth Area (“VGA”) may detach from the Town of Lisbon and attach to the Village of Sussex, and;

WHEREAS, the Village of Sussex has received a petition for detachment and attachment from the Estate of Rescella Butler, by its duly authorized Co-Personal Representatives, John Hoff and Marjorie Boe, hereinafter collectively referred as “Petitioner”, owner of the property located at N72W23582 Good Hope Road, Tax Key No. LSBT0199.999, as shown on the attached petition, legal description and map, and;

WHEREAS, the Village Clerk reviewed the petition and the property description and verified that the subject property is within the VGA, and;

WHEREAS, Article II, B provides that the Village of Sussex may attach any lands for which the Village receives a petition for detachment and attachment which are located within the VGA without contest by the Town, and:

WHEREAS, in accordance with the Land Use Map this parcel is designated with a Low Density Single Family Residential Sewered Use and the properties surrounding this property are zoned Residential therefore the appropriate zoning would be RS-2 Single Family Residential District, and

WHEREAS, a deferred assessment for water is owed on this property. The total amount of \$44,249.97 is due prior to the attachment being finalized and is a condition therein, and

WHEREAS, any development to the property will require extending public utilities and shall be done in accordance with Village practices, policies and procedures, and

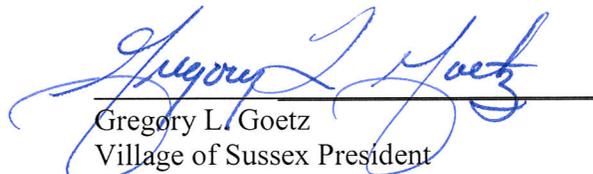
THEREFORE BE IT ORDAINED, that the Village Board of the Village of Sussex finds that the subject land proposed for detachment and attachment in the petition meets all applicable requirements and conditions required under the Agreement, and hereby approves the attachment of the property described above pursuant to Article II of the Agreement and directs the Village Clerk to forward a certified copy of this Ordinance to the Town of Lisbon Clerk.

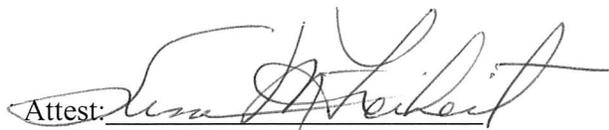
BE IT FURTHER ORDAINED that this property is placed in Ward 9.

BE IT FURTHER ORDAINED that this property is zoned RS-2 Single Family Residential District all hereto and incorporated herein.

BE IT FINNALLY ORDAINED, as part of this attachment to the Village said property owner is now placed on notice of the advanced utility work, the costs and obligations of the same, the public purpose for said work and acknowledges the same.

Dated this 24<sup>th</sup> day of MARCH, 2015.

  
Gregory L. Goetz  
Village of Sussex President

Attest:   
Susan M. Freiheit  
Village Clerk-Treasurer