

Document Number

PIKES BAY SANITARY DISTRICT  
EXPANSION  
Findings and Order

PATRICIA A OLSON  
BAYFIELD COUNTY, WI  
REGISTER OF DEEDS

2006R-510288

11/06/2006 08:00:01AM

TF EXEMPT #:

RECORDING FEE: 17.00

PAGES: 4

In the matter of the addition of territory to Pike's Bay Sanitary District. Findings and Order Adding Territory to Pike's Bay Sanitary District. This document replaces Findings and Order recorded in V839P278 as Document 2002-R-477446 dated November 21, 2002.

The following parcels of real property situated in the Town of Bayfield, Bayfield County, Wisconsin:

Township 50 North – Range 3 West

In Section 6: NW ¼ of NW ¼ - SW ¼ of NW ¼ - Govt Lots 1,2,3,4. Dalrymple Addition Block 78 Lots 1-20; Block 79 Lots 1-20; Block 80 Lots 1-20; Block 81 Lots 2-10 & 13-20; Block 82 Lots 4-10 & 13-20; Block 83 Lots 1-20; Block 84 Lots 1-20; Block 85 Lots 1-20 – Roy's Point Shore Subdivision Lots 1-9 – Brickyard Creek Expandable Condominium Units 1-50 – Brickyard Creek II Expandable Condominium Unit 1-28.

In Section 7: Govt Lots 1-2.

Township 50 North – Range 4 West

All of Sections 1, 12, 15, 22, 23, and 27

In Sec. 2: NE ¼ of NE ¼ - NW ¼ of NE ¼ - SW ¼ of NE ¼ - SE ¼ of NE ¼  
NE ¼ of SE ¼ - NW ¼ of SE ¼ - SW ¼ of SE ¼ - SE ¼ of SE ¼  
NE ¼ of SW ¼ - NW ¼ of SW ¼ - SW ¼ of SW ¼ - SE ¼ of SW ¼  
NE ¼ of NW ¼ - SE ¼ of NW ¼ - E 300' of the NW ¼ of NW ¼ -  
E 300' & S 300' of SW ¼ of NW ¼.

In Sec. 3: 300'x300' SE Corner of SE ¼ of NE ¼ - E 300' of NE ¼ of SE ¼ - E 300' of the SE ¼ of SE ¼.

In Sec 10: E 300' of the NE ¼ of NE ¼ - E 300' of the SE ¼ of NE ¼ - E 300' of the NE ¼ of SE ¼ - E 300' & S 300' of the SE ¼ of SE ¼ - S 300' of the SW ¼ of SE ¼ - S 300' of the SE ¼ of SW ¼ - all lands S of Cty HWY J & 300' N of Cty HWY J in SE ¼ of SE ¼.

In Sec. 9: E 300' of the SE ¼ of SE ¼ laying W of CTY HWY J.

In Sec 16: E 300' of the NE ¼ of NE ¼ - E 300' of the SE ¼ of NE ¼ - E 300' of the NE ¼ of SE ¼ - E 300' of the SE ¼ of SE ¼.

In Sec 21: E 300' of NE ¼ of NE ¼ - E 300' of SE ¼ of NE ¼ - E 300' of NE ¼ of SE ¼ - E 300' & S & W 300' laying E & N of Milligan Rd in SE ¼ of SE ¼ - 300' N-W-S of Milligan Rd in SW ¼ of SE ¼.

In Sec. 28: 300' S-W-N of Milligan Rd & all land laying E & 300' W of ST HWY 13 in NE ¼ of NE ¼ - 300' W-S of Milligan Rd in NW ¼ of NE ¼ - 300' W of ST HWY 13 & 300' N of Ski Hill Rd & All land E of ST HWY 13 in SE ¼ of NE ¼ - S 300' SW ¼ of NE ¼ - S 300' SE ¼ of NW ¼ - S 300' SW ¼ of NW ¼ - N 300' NW ¼ of SW ¼ - N 300' NE ¼ of SW ¼ - N 300' NW ¼ of SE ¼ - N 300' & 300' E of ST HWY 13 in Govt Lot 1 – 300' W ST HWY 13 & S 300' of SE ¼ of SE ¼ - 300'x300' in the SE corner of SW ¼ of SE ¼.

In Sec. 29: S 300' SE ¼ of NE ¼ - lands laying 300' N & 300' S of Ski Hill Rd in NW ¼ of SE ¼ - lands laying 300' N-W-S Ski Hill Rd in SE ¼ of SW ¼ - lands laying 300' S of Ski Hill Rd in SW ¼ of SE ¼.

All of Section 11 excepting any portions within the City of Bayfield.

All of Section 14 excepting any portion of the City of Bayfield – Deerfield Estates First Addition Lots 1-26 – Apple Hill Lots A-Z – Deerfield Estates Lots 1-10 & Deerfield Estates Gabriel Park.

All of Section 15 including all Apostle Highlands and Sunset Ridge Additions.

This instrument drafted by David L. Good – Clerk; Town of Bayfield, PO Box 1126; Bayfield, WI 54814

Recording Area

Name and Return Address  
**David L. Good - Clerk**  
**Town of Bayfield**  
**PO Box 1126**  
**Bayfield, WI 54891**

Parcel Identification Number (PIN)

V957 P361

**TOWN OF BAYFIELD**  
**Bayfield County, Wisconsin**

**Resolution 2005-21**

**IN THE MATTER OF THE ADDITION OF TERRITORY  
TO PIKE'S BAY SANITARY DISTRICT**

**Findings and Order Adding Territory to Pike's Bay Sanitary District**

**WHEREAS**, the Commission of Pike's Bay Sanitary District adopted a petition to the Town of Bayfield dated the 7<sup>th</sup> day of November, 2005, to correct the description of the district boundary and add the following territory in the Town of Bayfield, Bayfield County, Wisconsin to Pike's Bay Sanitary District:

Item 1 - Correct the description of the District - Starting at the point where the southern town line meets Lake Superior, thence West to a point 300 feet past the end of Kennedy Road, then North to a point of intersection of a line running parallel to and 300 feet North of the centerline of Kennedy Road, thence East on that line to a point of intersection of a line parallel to and 300 feet West of State Highway 13, thence North on that line to a point of intersection of a line parallel to and 300 feet South of the centerline of Ski Hill Road, thence West on that line to a point 300 feet past the end of Ski Hill Road, thence directly to the same point of the line parallel to and 300 feet North of the Ski Hill Road, thence East on that line to a point on a line parallel to and 300 feet West of State Highway 13, thence North on that line to a point of intersection of a line parallel to and 300 feet South of Milligan Road, thence West on that line to a point 300 feet past the end of Milligan Road, thence directly to the same point of the line parallel to and 300 feet North of Milligan Road, thence East on that line to a point of intersection of a line parallel to and 300 feet West of Hatchery Road, thence North on that line to a point where it intersects a line parallel to and 300 feet West of County Road J, thence North on that line following County Road J until it meets the boundary of the Town of Russell, thence East along this boundary until it intersects a line parallel to and 300 feet East of the centerline of County J, thence along a line 300 feet from the centerline and parallel to the centerline of County Road J until it meets the North boundary of Section 12, T50N R4W, thence East on that boundary to Section 7, T50N R3W, thence along that North boundary to Lake Superior, excepting there from however:

- a. Any land which is within the City of Bayfield, Bayfield County, Wisconsin, and
- b. Any land which is zoned Agriculture-1, and

Item 2 - Addition of Lands Zoned Agriculture-1 – Include all land zoned Agriculture-1 starting at the point where the southern town line meets Lake Superior, thence West to a point 300 ft past the end of Kennedy Road, then North to a point of intersection of a line running parallel to and 300 feet North of the centerline of Kennedy Road, thence East on that line to a point of intersection of a line parallel to and 300 feet West of Highway 13, thence North on that line to a point of intersection of a line parallel to and 300 feet South

of the centerline of Ski Hill Road, thence West on that line to a point 300 feet past the end of Ski Hill Road, thence directly to the same point of the line parallel to and 300 feet North of the Ski Hill Road, thence East on that line to a point on a line parallel to and 300 feet West of Highway 13, thence North on that line to a point of intersection of a line parallel to and 300 feet South of Milligan Road, thence West on that line to a point 300 feet past the end of Milligan Road, thence directly to the same point of the line parallel to and 300 feet North of Milligan Road, thence East on that line to a point of intersection of a line parallel to and 300 feet West of Hatchery Road, thence North on that line to a point where it intersects a line parallel to and 300 feet West of County Road J, thence North on that line following County Road J until it meets the boundary of the Town of Russell, thence East along this boundary until it intersects a line parallel to and 300 feet East of the centerline of County J, thence along a line 300 feet from the centerline and parallel to the centerline of County Road J until it meets the North boundary of Section 12, T50N R4W, thence East on that boundary to Section 7, T50N R3W, thence along that North boundary to Lake Superior, excepting there from however:

- a. Any land which is within the City of Bayfield, Bayfield County, Wisconsin, and

Item 3 – New Lands Added to the District - Starting at the point where the southern boundary line of Section 6, T50N, R3W, meets Lake Superior; thence West along said line; continuing West along the southern boundary of Section 1, T50N, R4W, to the existing boundary of the Pike's Bay Sanitary District at a point 300 feet East of the centerline of County Road J, thus continuing along a line 300 feet from the centerline and parallel to the centerline of County Road J until said parallel line intersects the southern boundary line of the Town of Russell; thence East along that line to the intersection of the line with Lake Superior.

**WHEREAS**, subsequently the Pike's Bay Sanitary District Commission, pursuant to §60.785(1)(b), Wisconsin Statutes, filed with the Town of Bayfield Town Clerk its written request on November 18, 2005 correct the district boundary and to add the aforesaid territory to the Pike's Bay Sanitary District, and

**WHEREAS**, after proper notice to the public, the Department of Commerce and the Department of Natural Resources, the Town of Bayfield Town Board conducted a public hearing on such request at the Town of Bayfield Town Hall on December 15, 2005. The Town Board at a Regular Monthly Meeting held December 19, 2005, considered the request of the Commission, all oral and written objections, criticisms, suggestions, comments and relevant information presented at the hearing, and the Board having discussed the same and made its findings in open session. The Board having stated reasons for its findings on the record and having found that a partial expansion of the Sanitary District as described in Item 3. above is necessary because so much development has occurred and is expected to continue to occur within the area to be added, that Lake Superior may be adversely affected by private sanitary systems in the area to be added which maybe failing, that Lake Superior and the groundwater needs to be protected for the benefit of all. The Town Board concurred that the boundary description in the Order to Expand the Sanitary District dated October 31, 2002 required correction as proposed in Item 1. above to clarify the current boundary. The Town Board determined that the inclusion

of land zoned Agriculture-1 within the current district described in Item 2, above is not in the best interests of the public, that public health, safety, convenience and welfare will not be promoted by the proposed expansion into lands zoned Agriculture-1. The Town is actively involved in a Farmland Preservation Program to preserve farmland and protect farmland from development. Including lands zoned Agriculture-1 in the sanitary district may subject these lands to increased development pressure, fractionalization, and diminish the Town's ability to purchase development rights to add additional lands to the Farmland Preservation Program.

The Town Board voted unanimously to adopt the boundary correction set forth in Item 1. above and include the addition of lands as described in Item 3. above excluding any lands Zoned Agriculture- 1. The Town Board voted unanimously to reject the inclusion of lands zoned Agriculture-1 as described in item 2.

**NOW, THEREFORE, IT IS ORDERED,** pursuant to §60.71(6), Wisconsin Statutes, that the territory described in the above request as Item 1 and Item 3 as proposed by the Pike's Bay Sanitary District Commission be and hereby is added to the Pike's Bay Sanitary District. The boundaries of the Pike's Bay Sanitary District are hereby established to include the above-described property situated in the Town of Bayfield, Bayfield County, Wisconsin. Any expansion of the Pike's Bay Sanitary District sewer system is to be consistent with the Town of Bayfield's land use plan.

Adopted by the Town of Bayfield Board of Supervisors by a roll call vote of 5-0 as follows: Carlson -yes, Compton-yes, Ferraro-yes-Erickson-yes, and Gordon-yes.

Dated this 19th day of December, 2005.

TOWN OF BAYFIELD

Tom Gordon  
Tom Gordon, Chair

Gerald L. Carlson  
Gerald L. Carlson, Supervisor

James Erickson  
James Erickson, Supervisor

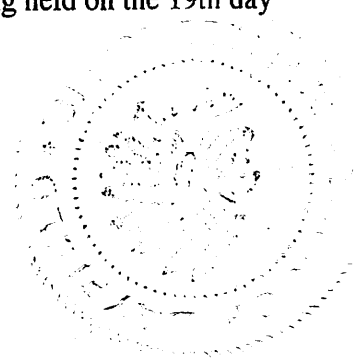
Richard C. Compton  
Richard C. Compton, Supervisor

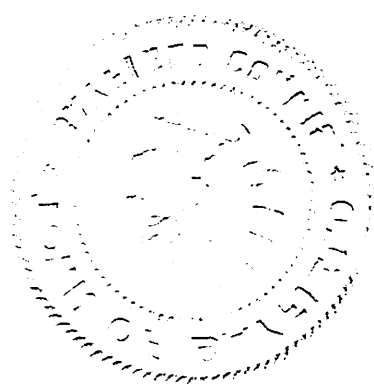
William Ferraro  
William Ferraro, Supervisor

THIS IS TO CERTIFY THAT the foregoing is a true and correct copy of a resolution duly and legally adopted by the TOWN OF BAYFIELD at a regular meeting held on the 19th day of December, 2005.

David L. Good  
David L. Good, Clerk

V957 P364





APR 23 5 00 PM

REGISTER OF DEEDS IN OFFICE MEMO			
CP <input type="checkbox"/>	TI <input checked="" type="checkbox"/>	W <input checked="" type="checkbox"/>	PGCK <input type="checkbox"/>