



December 6, 2001

City of Milwaukee
Ron Leonhardt
200 East Wells Street
Milwaukee, WI 53202

Mr. Leonhardt:

On November 26, 2001, the MMSD Commission adopted a resolution redefining the District boundary within the City of Franklin. Enclosed is a copy of this resolution for your records.

If you have questions, you can contact me at (414) 225-2082.

Very truly,


Fran Ashley-Jordan
Director, Office of the Commission

FAJ/mas

Enclosure

Milwaukee Metropolitan Sewerage District Resolution

File ID# 01-188-11

Date Adopted: November 26, 2001

Item 7

Redefining the District Boundary Within the City of Franklin

WHEREAS, the Milwaukee Metropolitan Sewerage District was reorganized by Chapter 282, Laws of 1981, and was granted an initial boundary that was the same as the boundary established for the predecessor District pursuant to sec. 59.95(5), Wisconsin Statutes 1979-1980; and

WHEREAS, the City of Franklin has requested that the District include the north-central area of the City in the vicinity of West Loomis Road and West Rawson Avenue, more completely described in Exhibit A, attached hereto, within the boundary of the Milwaukee Metropolitan Sewerage District in a resolution dated July 24, 2001; and

WHEREAS, the City of Franklin has requested that the District include approximately 27.3 acres of land on the west side on North 60th Street, north of its intersection with West Oakwood Road, more completely described in Exhibit B, attached hereto, within the boundary of the Milwaukee Metropolitan Sewerage District in an resolution dated July 24, 2001; and

WHEREAS, the following conditions are generally applicable to the area requested to be within the District's boundary:

- A. Sewerage from the area is or may be captured in drains run to the sewerage treatment plants of the District and unless captured such sewage would flow in Lake Michigan, which is the source of drinking water for many municipalities;
- B. The Commission has authorized the addition to the sewerage system of all facilities needed to treat and dispose of sewage from the area; and
- C. The addition of this area to the District is consistent with the SEWRPC Regional Water Quality Management Plan; and

WHEREAS, a public hearing preceded by publication of a class 2 notice as required pursuant to sec. 200.29(1)(d)2., Wis. Stats., has been held; and

WHEREAS, the City of Franklin has consented to the inclusion of these areas with the District;

now, therefore, be it

RESOLVED, that the City of Franklin's request that the District include the north-central area of the City in the vicinity of West Loomis Road and West Rawson Avenue, as is more accurately described in the attached legal description, Exhibit A, is hereby incorporated into the District's boundary and be it further

RESOLVED, that the City of Franklin's request that the District include approximately 27.3 acres of land on the west side of North 60th Street, north of its intersection with West Oakwood Road, as is more accurately described in the attached legal description, Exhibit B, is hereby incorporated into the District's boundary.

A motion was made by Commissioner Burke, seconded by Commissioner Brunner, that this matter be Adopted by a Voice Vote. The motion carried unanimously.

I, Fran Ashley-Jordan, Director of the Office of the Commission of the Milwaukee Metropolitan Sewerage District, do hereby certify that the above is a true and correct copy of a resolution adopted by the Milwaukee Metropolitan Sewerage District at a meeting held on November 26, 2001.

EXHIBIT A

BEING A PART OF THE NW $\frac{1}{4}$ AND SW $\frac{1}{4}$ OF THE SW $\frac{1}{4}$ OF SECTION 3; THE NE $\frac{1}{4}$, SE $\frac{1}{4}$, AND SW $\frac{1}{4}$ OF THE SE $\frac{1}{4}$ OF SECTION 4; THE NE $\frac{1}{4}$, SE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$ OF THE NW $\frac{1}{4}$ OF SECTION 9, AND THE NW $\frac{1}{4}$, SW $\frac{1}{4}$, AND NE $\frac{1}{4}$ OF THE NE $\frac{1}{4}$ OF SECTION 9, TOWNSHIP 5 NORTH, RANGE 21 EAST, CITY OF FRANKLIN, MILWAUKEE COUNTY.

COMMENCING AT THE SOUTHEAST CORNER OF THE NORTHWEST QUARTER CORNER OF SECTION 9. THENCE ALONG THE SOUTH LINE OF SAID QUARTER SECTION, 742.80 FEET TO A REFERENCE LINE OF WEST LOOMIS ROAD, ALSO THE POINT OF BEGINNING OF THE LAND TO BE DESCRIBED. THENCE ALONG THE RECORDED REFERENCE LINE OF SAID ROAD TO AN EAST QUARTER LINE OF THE NW $\frac{1}{4}$ OF SECTION 9 1167.74 FEET, N 00°14'02" W FROM THE SOUTHEAST CORNER OF SAID QUARTER SECTION; THENCE CONTINUE ALONG THE REFERENCE LINE OF SAID ROAD TO A NORTH QUARTER LINE OF NORTHWEST QUARTER OF SECTION 9, 1198.87 FEET, S 88°34'19" W FROM THE NORTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 9, ALSO THE SOUTHEAST CORNER OF SOUTHEAST QUARTER SECTION OF 4; THENCE CONTINUE ALONG THE REFERENCE LINE OF SAID ROAD TO AN EAST QUARTER LINE OF SOUTHEAST QUARTER SECTION OF 4, 983.80 FEET, N 00°19'12" W FROM SOUTHEAST CORNER OF THE SOUTHEAST QUARTER OF SECTION 4; THENCE CONTINUE ALONG REFERENCE LINE OF SAID ROAD, 813.0 ± TO A POINT; THENCE N 00°27'20" W, 180.00 FEET TO A POINT; THENCE S 58°03'12" W, 720.00 FEET TO A POINT; THENCE N 00°19'12" W, 199.72 FEET TO A POINT; THENCE S 88°50'56" W, 100.83 FEET TO A NORTH RIGHT-OF-WAY LINE OF CRYSTAL RIDGE DRIVE; THENCE CONTINUE ALONG THE NORTH RIGHT-OF-WAY LINE OF SAID DRIVE TO A SOUTHEAST CORNER OF CERTIFIED SURVEY MAP NO. 3931; THENCE N 00°21'52" E, 1082.73 FEET TO A POINT; THENCE S 87°07'30" E, 662.68 FEET TO A POINT; THENCE S 00°21'07" E, 1221.75 FEET TO A MONUMENT, SOUTHWEST CORNER OF THE SOUTH EAST QUARTER OF SECTION 4; THENCE S 88°31'09" W, 660.75 FEET TO A POINT; THENCE S 00°11'17" E, 420.59

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FEET TO A POINT; THENCE S 88°31'09" W, 115.53 FEET TO A POINT; THENCE N 00°11'17" W, 202.68 FEET TO A POINT; THENCE S 88°31'09" W, 600.00 FEET TO A POINT; THENCE N 00°08'31" W, 142.80 FEET TO THE SOUTH RIGHT-OF-WAY OF WEST RAWSON; THENCE ALONG SAID RIGHT-OF-WAY S 88°31'09" W, 198.31 FEET TO NORTHEAST CORNER OF PARCEL 1, CERTIFIED SURVEY MAP NO. 4930; THENCE S 01°28'24" E, 300 FEET TO A POINT; THENCE S 88°31'35" W, 20.00 FEET TO A POINT; THENCE S 45°25'03" W, 172.59 FEET TO A POINT; THENCE S 37°51'09" W, 170.00 FEET; THENCE ALONG THE NORTH RIGHT-OF-WAY LINE OF 60.00-FOOT FUTURE STREET ALSO THE NORTHEAST CORNER OF LOT 1, CERTIFIED SURVEY MAP NO. 4671, N 50°08'51" W, 290.00 FEET TO A POINT; THENCE S 39°51'09" W, 60.00 FEET TO A POINT; THENCE ALONG THE SOUTH RIGHT-OF-WAY LINE OF SAID FUTURE STREET, S 50°08'51" E, 290.00 FEET; THENCE ALONG THE BACK PROPERTY LINE, ALSO EAST LINE OF CERTIFIED SURVEY MAP NO. 4671 AND 4610, S 39°51'09" W, 450.00 FEET TO A NORTH LINE OF CERTIFIED SURVEY MAP NO. 4348; THENCE S 50°08'51" E, 121.12 FEET TO A POINT; THENCE S 37°20'00" W, 78.33 FEET TO NORTHEAST CORNER OF PARCEL 2, CERTIFIED SURVEY MAP NO. 882; THENCE ALONG THE SOUTHEAST LINE OF SAID CERTIFIED SURVEY MAP, S 37°20'00" W, 89.11 FEET TO NORTHEAST CORNER OF PARCEL 1 OF SAID CERTIFIED SURVEY MAP; THENCE ALONG THE EAST LINE OF PARCEL 1 OF SAID CERTIFIED SURVEY MAP, S 00°02'57" E, 150.00 FEET TO A POINT; THENCE ALONG THE SOUTH LINE OF PARCEL 1 OF SAID CERTIFIED SURVEY MAP, N 88°33'45" E, 33.01 FEET TO A POINT; THENCE CONTINUE S 00°02'57" E, 300.00 FEET TO THE SOUTHEAST CORNER OF PARCEL 1 OF CERTIFIED SURVEY MAP NO. 545; THENCE N 88°33'45" E, 190.50 FEET TO A POINT; THENCE S 00°11'25" E, 299.73 FEET TO A POINT; THENCE N 88°34'20" E, 698.59 FEET TO A POINT; THENCE S 00°11'25" E, 660.00 FEET TO A POINT; THENCE N 88°35'21" E, 584.34 FEET TO A POINT OF BEGINNING.

EXHIBIT B

BEING A PART OF THE NE ¼ AND THE SE ¼ OF THE SE ¼ OF SECTION 27,
TOWNSHIP 5 NORTH, RANGE 21 EAST, CITY OF FRANKLIN, MILWAUKEE
COUNTY.

COMMENCING AT THE SOUTHEAST CORNER OF SAID QUARTER SECTION; THENCE
N 00°18'54" W, 660.38 FEET TO A POINT; OF BEGINNING OF LAND TO BE
DESCRIBED, THENCE S 88°36'36" W, 660.00 FEET TO A POINT; THENCE N
04°51'43.8" W, 577.66 FEET TO A POINT, SOUTHWEST CORNER OF CERTIFIED
SURVEY MAP No. 481; THENCE N 04°55'50" W, 123.40 FEET TO A POINT,
NORTHWEST CORNER OF SAID CERTIFIED SURVEY MAP; THENCE N 04°59'46.8"
W, 787.84 FEET TO A POINT; THENCE N 88°48'19" E, 430.01 FEET TO THE
SOUTHWEST CORNER OF PARCEL 1 OF CERTIFIED SURVEY MAP NO.
6915; THENCE ALONG THE WEST PARCEL LINE OF SAID CERTIFIED
SURVEY MAP N 00°18'54" W, 350.00 FEET TO THE NORTHWEST
CORNER OF SAID CERTIFIED SURVEY MAP; THENCE N 88°48'19" E,
395.00 FEET TO THE NORTHEAST CORNER OF SAID CERTIFIED
SURVEY MAP; THENCE S 00°18'54" E, 1833.65 FEET TO A POINT OF
BEGINNING.

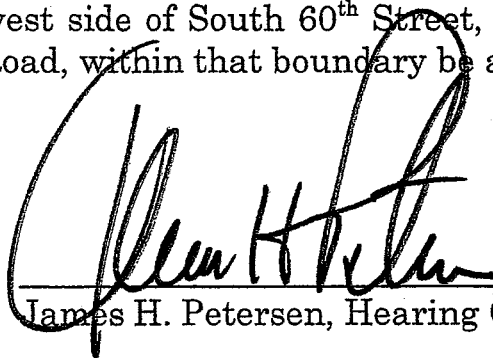
THE LAND CONTAINS 1,190,803.6 SF OR 27.3 ACRES.

REPORT TO THE METROPOLITAN SEWERAGE COMMISSION
CONCERNING THE PROPOSED ADDITIONS THE DISTRICT'S
BOUNDARY WITHIN THE CITY OF FRANKLIN

On October 26, 2001, a public hearing was held at the District's Headquarters Building, 260 West Seeboth Street, Milwaukee, Wisconsin, to receive comment from interested individuals on proposed expansions of the District's boundaries within the City of Franklin to include a proposed addition of approximately 167.3± acres around the intersection of West Loomis Road and West Rawson Avenue and a proposed addition of 27.3± acres on the west side of South 60th Street, north of the intersection with West Oakwood Road within the District's boundary. Pursuant to the Commission's resolution of September 24, 2001, James H. Petersen, Senior Staff Attorney, was requested by the Commission Chairman, Antonio Riley, to serve as the hearing officer.

The hearing was convened on October 26th at 10:00 o'clock in the morning. No person appeared at that time. As hearing officer, I announced on the record that the hearing would be recessed for a short time to allow any later arriving members of the public to make their presence known. Upon re-convening the hearing at 10:15 o'clock, it was noted that no one appeared to present any testimony either for or against these proposed expansions.

Based on the total lack of any opposition to these proposed expansions, it is the recommendation of the hearing officer that the expansion of the District's boundary to include the expansion of the approximately 167.3± acres around the intersection of West Loomis Road and West Rawson Avenue and the expansion of 27.3± acres on the west side of South 60th Street, north of the intersection with West Oakwood Road, within that boundary be approved.


10.26.2001
James H. Petersen, Hearing Officer