

Preserving The Environment •
Improving Water Quality

March 26, 2004

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

Mr. Leonhardt:

By state statute we are required to advise all municipal clerks and county clerks within the MMSD District and the Wisconsin Department of Natural Resources of the following:

On March 22, 2004, the MMSD Commission adopted a resolution redefining the District boundary within the City of Oak Creek and a resolution redefining the District boundary within the City of Franklin. Enclosed are copies of these resolutions 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# 04-067-3

Date Adopted: March 22, 2004

Item 10

Resolution Redefining the Boundary of the Milwaukee Metropolitan Sewerage District Through the City of Oak Creek (Crayfish Creek and Remainder Areas)

WHEREAS, the Milwaukee Metropolitan Sewerage District, hereafter "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 Oak Creek, hereafter "City," requested that various areas of the City be taken out of the District boundary, which request was granted in 1983; and

WHEREAS, the City has requested, in its Resolution 10304-110403, that the District include designated areas of the City generally referred to as the Crayfish Creek and Remainder Areas, as more completely described in the legal description appended hereto and incorporated herein by reference thereto and identified as Exhibit A, attached hereto, and as depicted in the maps attached to Exhibit A; and

WHEREAS, the City of Oak Creek has consented to the inclusion of such area within the boundary of the District in its Resolution 10304-110403; 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 that run to the sewerage treatment plants of the District and unless captured such sewage would flow into Lake Michigan, which is the source of drinking water for many municipalities;
- B. The Metropolitan Sewerage Commission has authorized the addition to the sewerage system of all facilities needed to treat and dispose of sewage from these areas; 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;

NOW, THEREFORE, BE IT

RESOLVED, that the Metropolitan Sewerage Commission hereby accepts the City's request for incorporation and consent thereto and incorporates within the District the designated areas of the City generally referred to as the Crayfish Creek and Remainder Areas, as more completely described in the legal description appended hereto and incorporated herein by reference thereto and identified as Exhibit A, attached hereto, and as depicted in the maps attached to Exhibit A; and be it further

RESOLVED, that the Executive Director is authorized to spend amounts necessary to record boundary changes with the Registrar of Deeds in all counties in which the District is located.

A motion was made by Vice Chair Seider, seconded by Commissioner Bell, 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 March 22, 2004.

That part of the City of Oak Creek, Milwaukee County, Wisconsin, located in Township 5 North and Range 22 and 23 East, bounded and described as follows:

AREA "A" – Commencing at the Southeast corner of the Southwest 1/4 of Section 31-5-22, thence N00°21'01"W, 3984.92 feet; thence N89°40'08"E, 2400.33 feet; thence N00°54'46"W, 981.03 feet; thence N89°45'23"E, 249.91 feet; thence N00°54'29"W, 348.48 feet; thence N89°45'25"E, 88.37 feet; thence N00°14'52"W, 423.00 feet; thence S89°45'05"W, 75.00 feet; thence N00°12'32"W, 900.70 feet; thence N89°29'43"E, 902.89 feet; thence S00°13'46"W, 1327.86 feet; thence N89°45'25"E, 174.24 feet; thence S00°46'08"E, 1992.63 feet; thence N89°45'54"E, 1325.24 feet; thence S00°53'38"E, 1989.72 feet; thence N89°33'37"E, 5257.52 feet; thence N01°13'09"W, 1157.90 feet; thence N89°32'54"E, 2645.43 feet; thence S00°54'58"E, 2481.79 feet; thence S89°34'58"W, 12,985.83 feet to the point of beginning.

AREA "B" – Commencing at the Southwest corner of the Southwest 1/4 of Section 34-5-22; thence N89°44'18"E, 25.12 feet to the point of beginning of the lands to be described; thence N09°02'30"E, 116.13 feet; thence S89°45'41"W, 45.00 feet; thence N00°00'00"E, 7.53 feet; thence N23°56'39"E, 78.85 feet, thence N00°48'56"W, 52.69 feet; thence S71°12'43"E, 513.09 feet; thence S63°07'51"E, 173.76 feet; thence S89°43'56"W, 26.75 feet; thence S89°44'01"W, 618.51 feet; to the point of beginning.

AREA "C" – Commencing at the Southwest corner of the Southwest 1/4 of Section 36-5-22; thence N01°03'49"W, 937.91 feet; thence N89°38'29"E, 74.90 feet to the point of beginning of the lands to be described; thence continuing N89°38'29"E, 189.75 feet; thence S00°25'39"E, 134.00 feet; thence N89°38'36"E, 291.26 feet; thence S00°43'20"E, 357.06 feet; thence S89°39'44"W, 323.26 feet; thence Northwesterly 518.39 feet along the arc of a curve, also being the east line of STH 32, having a radius of 1714.27 feet and whose chord bears N18°25'42"W, 516.42 feet to the point of beginning.

AREA "D" - Commencing at the Southwest corner of the Southwest 1/4 of Section 36-5-22; thence N01°03'49"W, 1225.62 feet; thence N89°40'16"E, 54.74 feet to the point of beginning of the lands to be described; thence continuing N89°40'16"E, 402.76 feet; thence N01°25'54"E, 100.06 feet; thence S89°40'06"W, 221.25 feet; thence N06°20'53"E, 203.50 feet; thence S89°41'02"W, 181.00 feet; thence southwesterly 303.74 feet along the arc of a curve, also being the east line of STH 32, having a radius of 1749.82 feet and whose chord bears S04°45'24"W, 303.36 feet to the point of beginning.

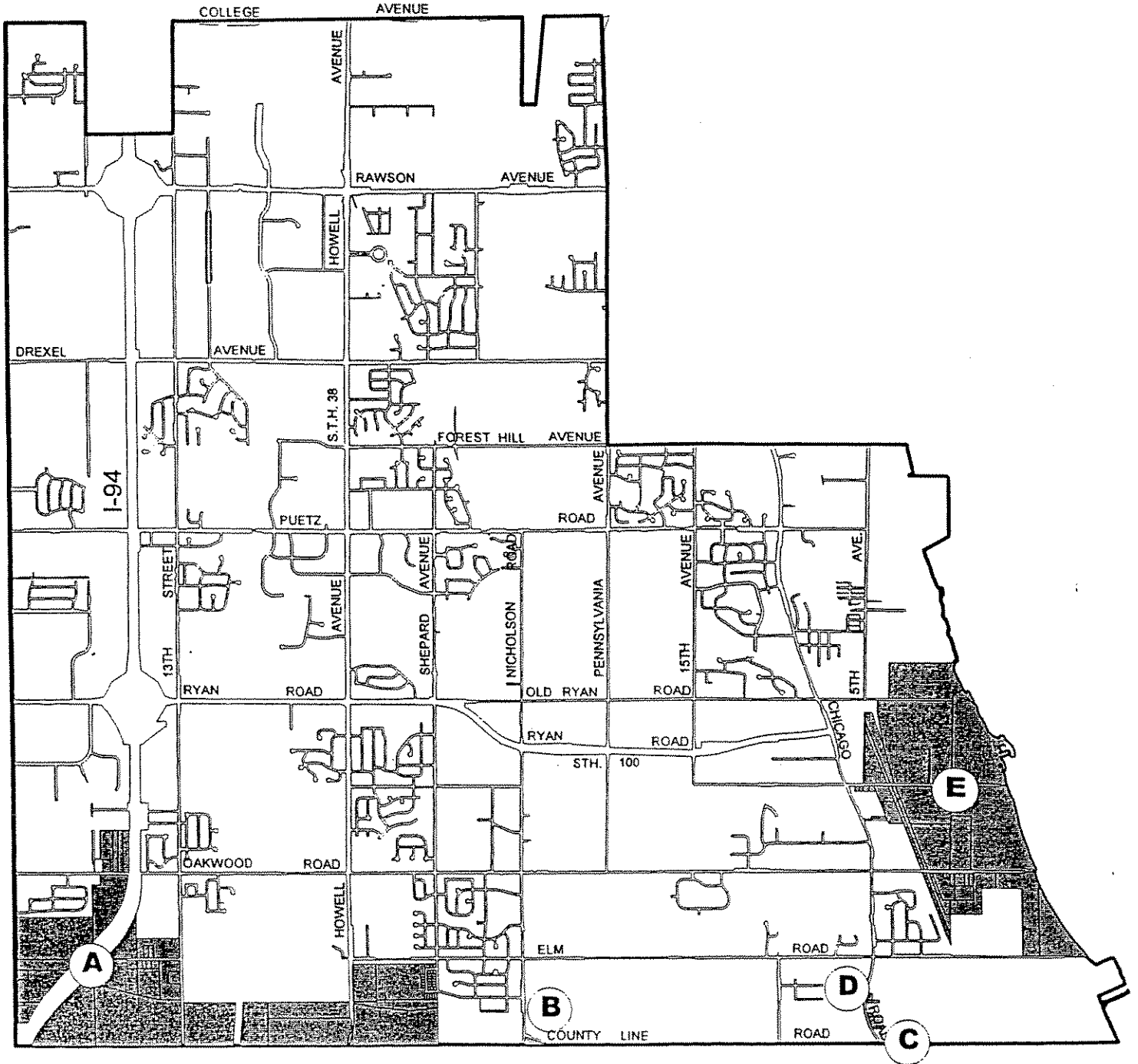
AREA "E" – Commencing at the Southwest corner of the Southwest 1/4 of Section 24-5-22; thence N89°46'26"E, 378.54 feet to the point of beginning of the lands to be described; thence continuing N89°46'26"E, 339.16 feet; thence N00°51'47"E, 1158.63 feet; thence N89°44'59"E, 1929.11 feet; thence N89°45'08"E, 45.66 feet; thence southeasterly along the shoreline of Lake Michigan to a point along said shoreline that lies approximately 1421.68 feet to the East of the Southeast corner of the Northeast 1/4 of Section 36-5-22 along a line bearing N89°11'23"E; thence S89°12'51"W, 676.81 feet; thence N00°51'53"W, 33.13 feet; thence S89°24'40"W, 1258.82 feet; thence N00°45'04"W, 2097.84 feet; thence S89°46'50"W, 1200.01 feet; thence S00°45'44"E, 808.01 feet; thence S89°46'48"W, 911.97 feet; thence S00°40'16"E, 973.02 feet; thence N21°18'12"W, 4012.30 feet; thence S89°42'43"W, 429.01 feet; thence N21°15'19"W, 151.02 feet; thence S89°42'54"W, 477.26 feet; thence N00°38'13"E, 89.97 feet; thence N89°42'43"E, 441.26 feet; thence N21°18'21"W, 803.64 feet; thence S89°39'27"W, 643.26 feet; thence N00°45'30"E, 169.98 feet; thence N89°43'53"E, 266.75 feet; thence N00°54'15"E, 2313.32 feet; thence N89°46'30"E, 222.75 feet; thence S17°46'26"E, 1180.96 feet; thence N10°20'15"W, 1143.79 feet; thence N00°54'07"E 390.02 feet to the point of beginning.

EXHIBIT A



Oak Creek

Exhibit "A" - Lands to be Incorporated Within the Boundaries of MMSD



Milwaukee Metropolitan Sewerage District Resolution

File ID# 04-068-3

Date Adopted: March 22, 2004

Item 11

Resolution Redefining the Boundary of the Milwaukee Metropolitan Sewerage District Through the City of Franklin (Briarwood Sewer Service Area and Prairie Grass Reserve Subdivision)

WHEREAS, the Milwaukee Metropolitan Sewerage District, hereafter "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, hereafter "City," requested that various areas of the City be taken out of the District boundary which request was granted in 1983; and

WHEREAS, the City has requested, in its Resolution 2003-5599, that the District include the area of the City lying generally north of West Ryan Road and south and west of St. Martin's Road on both sides of South 92nd Street, having an area of 163.1 acres more or less, as more completely described in the legal description appended hereto and incorporated herein by reference thereto and identified as Exhibit A, attached hereto, and as depicted in the maps attached to Exhibit A; and

WHEREAS, the City of Franklin has consented to the inclusion of such area within the boundary of the District in its Resolution 2003-5599; 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 that run to the sewerage treatment plants of the District and unless captured such sewage would flow into Lake Michigan, which is the source of drinking water for many municipalities;
- B. The Metropolitan Sewerage Commission has authorized the addition to the sewerage system of all facilities needed to treat and dispose of sewage from these areas; 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;

NOW, THEREFORE, BE IT

RESOLVED, that the Metropolitan Sewerage Commission hereby accepts the City's request for incorporation and consent thereto and incorporates within the District the area of the City lying generally north of West Ryan Road and south and west of St. Martin's Road on both sides of South 92nd Street, having an area of 163.1 acres more or less, as more completely described in the legal description appended hereto and incorporated herein by reference thereto and identified as Exhibit A, attached hereto, and as depicted in the maps attached to Exhibit A; and be it further

RESOLVED, that the Executive Director is authorized to spend amounts necessary to record boundary changes with the Registrar of Deeds in all counties in which the District is located.

A motion was made by Commissioner Bell, 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 March 22, 2004.

LEGAL DESCRIPTION OF PROPOSED MMSD BOUNDARY CHANGE

SUBJECT - MMSD BOUNDARY CHANGE
(SEE EXHIBIT A)

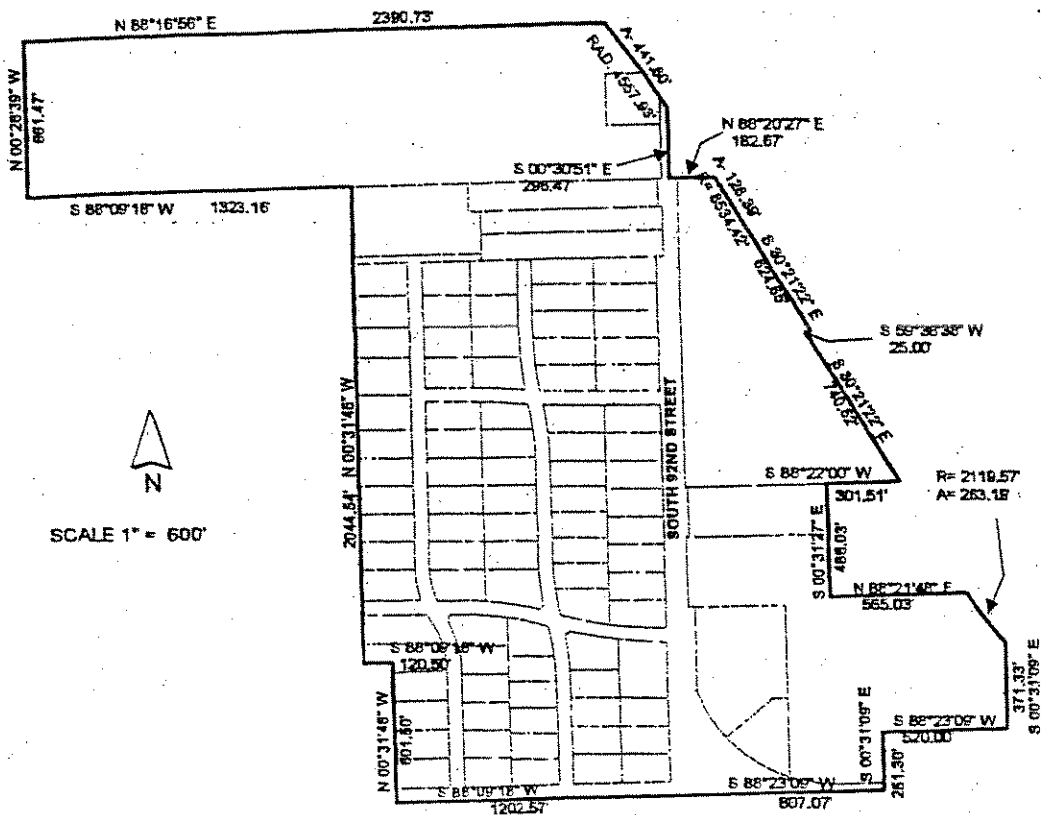
Part of the NW 1/4 and SW 1/4 of SW 1/4 of Section 21 and NE 1/4 and SE 1/4 of SE 1/4 of Section 20 also SW 1/4 and SE 1/4 of NE 1/4 of Section 20, Town 5 North, Range 21 East, in the City of Franklin, Milwaukee County, State of Wisconsin, described as follows:

Commencing at the SE 1/4 corner of the SE 1/4 of Section 20;
thence S 88°09'18" W a distance of 1202.57';
thence N 00°31'46" W a distance of 601.50';
thence S 88°09'18" W a distance of 120.50';
thence N 00°31'46" W a distance of 2044.54';
thence S 88°18'19" W a distance of 1323.16';
thence N 00°26'39" W a distance of 661.47';
thence N 88°16'56" E a distance of 2390.73';
thence with a curve turning to the right with an arc length of 441.80', with a radius of 4557.93', with a chord bearing of S 35°45'17" E, with a chord length of 441.63',
thence S 00°30'51" E a distance of 296.47';
thence N 88°20'27" E a distance of 182.67';
thence with a curve turning to the right with an arc length of 128.39', with a radius of 8534.42', with a chord bearing of S 30°52'36" E, with a chord length of 128.39',
thence S 30°21'22" E a distance of 624.65';
thence S 59°38'38" W a distance of 25.00';
thence S 30°21'22" E a distance of 740.52';
thence S 88°22'00" W a distance of 301.51';
thence S 00°31'27" E a distance of 486.03';
thence N 88°21'48" E a distance of 565.03';
thence with a curve turning to the left with an arc length of 263.19', with a radius of 2119.57', with a chord bearing of S 37°34'30" E, with a chord length of 263.03',
thence S 00°31'09" E a distance of 371.33';
thence S 88°23'09" W a distance of 520.00';
thence S 00°31'09" E a distance of 251.30';
thence S 88°23'09" W a distance of 807.07';
which is the point of beginning,
having an area of 7104768.52 square feet, 163.1 acres more or less.

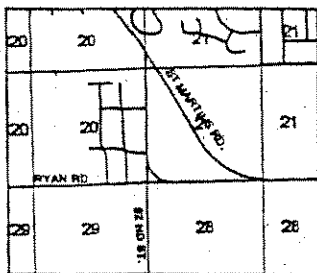
EXHIBIT A

SUBJECT: MMSD BOUNDARY CHANGE

Part of the NW 1/4 and SW 1/4 of SW 1/4 of Section 21 and NE 1/4 and SE 1/4 of SE 1/4 of Section 20 also SW 1/4 and SE 1/4 of NE 1/4 of Section 20, Town 5 North, Range 21 East, in the City of Franklin, Milwaukee County, State of Wisconsin, described as follows:



SCALE 1" = 600'



VICINITY MAP



250 125 0 250 Feet

