# LARSEN-WINCHESTER SANITARY DISTRICT

Winnebago County, Wisconsin

### RECODIFIED ORDINANCES

Recodified and Adopted August 2019
Amended and Adopted June 2024



### **RECODIFIED ORDINANCES**

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### LARSEN-WINCHESTER SANITARY DISTRICT WINNEBAGO COUNTY, WISCONSIN

#### **AMENDMENTS TO RECODIFIED ORDINANCES NO. 2019-01**

The Larsen-Winchester Sanitary District, by its Commission, hereby adopts this Ordinance as follows:

- 1. **Preamble**. The District has previously adopted ordinances and resolutions regarding its governing and the operations of the Larsen-Winchester Sanitary District, including the imposition of fees and penalties. The Larsen-Winchester Sanitary District Recodified Ordinance No. 2019-01 and Ordinance 4 as previously incorporated therein, are being amended herein and replace all other ordinances formally adopted.
- 2. **Amendments.** This ordinance is hereby amended and approved and shall be in full force and effect until further action by the Commission. The current Fee Schedule, Resolution 2023-02, is also affirmed and incorporated herein and as amended from time to time.

Adopted by a majority vote of the District Commissioners with a quorum present at a properly posted regular meeting of the Larsen-Winchester Sanitary District, Winnebago County, WI, on this day of <u>June</u>, 2024.

Scott Reif Larsen-Winchester Sanitary District President

TTESTED:

Holly Stevens Larsen-Winchester Sanitary District Secretary

### **Secretary Duties**

### **Essential Duties and Responsibilities:**

The following duties are normal for this position but are not to be construed as exclusive or all-inclusive. Other duties may be required to meet the purposes of the position.

- 1. Meetings: Preparation, posting, and if needed, publication of meeting agendas, minutes, and notices according to Wisconsin statutory and LWSD Ordinance requirements.
- 2. Meetings: Preparation/compilation of meeting materials for LWSD business and distribution to LWSD Board members and staff prior to meetings.
- 3. Meetings: Attend meetings and record the proceedings and official actions of the LWSD Board.
- 4. Board Appointments: Track and Manage Board member terms of service and work with the municipal clerks when appointments/reappointments require municipal action.
- 5. Contracts: Manage vendor contracts including verification of services and contract renewals as needed.
- Oversee Billing Clerk services when a separate provider is contracted with LWSD for the same. Perform the Billing Clerk services as identified in the Billing Clerk contract if no active contract is in place.
- 7. Perform basic customer services as needed, including but not limited to phone and email communications, and customer support.

### **Billing Clerk Duties**

### **Essential Duties and Responsibilities:**

The following duties are normal for this position but are not to be construed as exclusive or all-inclusive. Other duties may be required to meet the purposes of the position.

- Serves as a customer service contact for District inquiries and confers with property owners and/or their representatives, vendors, and public officials as necessary concerning account billing and other inquiries relating to the Sanitary District services.
- 2. Prepare and present various regular and special reports, analyses, and correspondence as needed.
- 3. Attend various District meetings as required.

#### **Treasurer Duties**

#### **Essential Duties and Responsibilities:**

The following duties are normal for this position but are not to be construed as exclusive or all-inclusive. Other duties may be required to meet the purposes of the position.

- 1. Banking/Investments: Manage bank/credit union accounts held by the LWSD performing banking duties including but not limited to deposits, transfers, and reconciliations.
- 2. Accounts Payable: Validate and prepare payments of invoices for services and purchases keeping a financial ledger (Quickbooks) and supporting documentation, and present accounts payable reports monthly to the LWSD Board for approval. Process distribution of the same after approval by the Board.
- 3. Debt Management: Work with Financial Advisors, Banking Institutions, and other service providers as needed to borrow funds as needed and subject to LWSD Board approvals. Include debt service in Tax Levy calculations as needed. Complete timely debt payments.
- 4. Payroll: Manage and process payroll for LWSD Board Members and Staff including but not limited to calculation of wages, withholdings, and submission of state and federal withholdings, and annual tax form distribution and submissions as required by law.
- 5. Annual Financial Report: Prepare and provide an Annual Financial Report at the end of each calendar year.
- 6. Budgeting: Using financial records for the costs of operations, develop and present a budget proposal to the LWSD Board for consideration and approval prior to November 1 of each calendar year. The budget presentation shall include the upcoming year's budget proposal and at least two years of supporting historic financial data.
- 7. Tax Levy: As part of the Budget development process, calculate the annual Tax Levy necessary to support operations, and present to the LWSD Board for consideration and approval. After receiving LWSD approval, report annual Tax Levy to the WI DOR using Apportionment Submittal (PC-505), and to the Towns of Clayton and Winchester as required by law. Reconcile tax collections received from the Towns of Clayton and Winchester, and Winnebago County with the approved tax levy for each calendar year.
- 8. Financial Reporting: Provide LWSD Financial information as needed to meet WI DNR reporting requirements.
- 9. Grant Application and Management: Seek out and facilitate applications for grants available to support the LWSD. Responsible for the timely completion of reporting resulting from grant application and/or award.
- 10. Insurance: Manage Insurance Coverages and present policy renewals to the LWSD for consideration and approval. Prepare Audit for Insurance provider as needed.
- 11. Perform basic customer services as needed, including but not limited to phone and email communications, and customer support.

#### AMENDED ORDINANCE NO. 4

AN ORDINANCE ESTABLISHING THE SEWER UTILITY OF THE LARSEN-WINCHESTER SANITARY DISTRICT OF WINNEBAGO COUNTY, WI, AND ESTABLISHING SEWER RATES, RULES, AND REGULATIONS CONCERNING THE GOVERNMENT THEREOF, AND ALSO CONCERNING GOVERNMENT OF SEWER USERS, LICENSED PLUMBERS, AND OTHERS, AND PENALITIES.

THE LARSEN-WINCHESTER SANITARY DISTRICT OF WINNEBAGO COUNTY, WISCONSIN, HEREIN REFERRED TO AS THE SANITARY DISTRICT, BY ITS COMMISSIONERS, DOES HEREBY ORDAIN THAT THE PREVIOUSLY ADOPTED ORDINANCE 4 SHALL BE REVISED TO READ AS FOLLOWS:

#### **SECTION 1**

### **SECTION 1.01 DEFINITIONS**

The following definitions are applicable to this Ordinance:

- A. **BOD** (denoting Biochemical Oxygen Demand) shall mean the quantity of oxygen utilized in the biochemical oxidation of organic matter in five (5) days at 20 degrees Centigrade, expressed as milligrams per liter. Quantitative determination of BOD shall be made in accordance with procedures set forth in "Standard Methods".
- B. **Building Drain (Sanitary)** shall mean that part of the lowest horizontal piping of a drainage system which receives the discharge of wastewaters from toilet wastewater, waste, and other drainage pipes inside the walls of a building and conveys it to the building sewer, beginning five (5) feet outside the inner face of the building wall.
- Building Sewer / Lateral shall mean the extension from the building drain to the sanitary sewer or interceptor or other place of disposal.
- D. **Combined Sewer** shall mean a sewer intended to receive both wastewater and storm water.
- E. **Commission / Board** shall mean the duly appointed governing body of the Larsen-Winchester Sanitary District.
- F. **Discharger** shall mean any person, municipality, or other entity that discharges anything, without limitation, directly or indirectly into a sewerage system or any part thereof.
- G. **District** shall mean the Larsen-Winchester Sanitary District, Winnebago County, WI
- H. **Effluent** shall mean wastewater, water, or other liquid after some degree of treatment, flowing out of any wastewater treatment facility.
- I. Fee Schedule shall mean a list of fees and/or charges, reviewed annually and amended as necessary, by the Larsen-Winchester Sanitary District Board for products and/or services provided by the District. The Fee Schedule also may include forfeitures and penalties for violation(s) of the Larsen-Winchester Sanitary District Rules and Regulations.

- J. Floatable Oil shall mean oil, fat, or grease in a physical state such that it will separate by gravity from wastewater.
- K. **Garbage** shall mean solid wastes from the domestic and/or commercial preparation, cooking, and dispensing of food, and from the handling, storage, and sale of food.
- L. **Grease** shall mean a group of substances including fats, waxes, free fatty acids, calcium and magnesium soaps, mineral oils, and certain other non-fatty materials as analyzed for in accordance with Standard Methods.
- M. **Grit** shall mean the heavy suspended mineral matter in wastewater such as, but not limited to, sand, gravel, and cinders.
- N. **Groundwater** shall mean sub-surface water occupying the zone of saturation, from which wells and springs are fed. In a strict sense, the term applies to water below the water table.
- O. **Infiltration** shall mean the water unintentionally entering sanitary sewers, building drains, and building sewers, from the ground, through such means as, but not limited to, defective pipes, pipe joints, connections, or manhole walls. Infiltration does not include and is distinguished from Inflow.
- P. Infiltration and Inflow (I & I) shall mean the total quantity of water from both infiltration and inflow without distinguishing the source.
- Q. Inflow shall mean the water discharge into the sanitary sewers, building drains, and building sewers, from such sources as, but not limited to, roof leaders, cellar, yard, and area drains, foundation drains, unpolluted cooling water discharges, drains from springs and swampy areas, manhole covers, cross connections from storm sewers and combined sewers, catch basins, storm waters, surface runoff, street wash waters or drainage. Inflow does not include, and is distinguishable from Infiltration.
- R. **Interceptor** shall mean any sewer which receives the flow from a number of sanitary sewers or outlets.
- S. Lateral (see Building Sewer / Lateral)
- T. **Person** shall mean any individual, firm, company, association, society, corporation, or group.
- U. **pH** shall mean the logarithm (to base 10) of the reciprocal of the concentrations of hydrogen ions in grams per liter of solution.
- V. **Pollution** shall mean the placing of any noxious or deleterious substance in any navigable waters of the United States in quantities which are or may be potentially harmful or injurious to human health or welfare, animal or aquatic life, or property,

- or which unreasonably interferes with the enjoyment of life or property, including outdoor recreation.
- W. **Pretreatment** shall mean partial treatment of wastewater by dischargers before introduction into the sewerage system.
- X. Quarter shall mean any three consecutive months as determined by the District.
- Y. **User, Commercial** shall mean transient lodging, retail establishments, wholesale establishments, or places engaged in selling merchandise for personal, household, or industrial consumption, and/or rendering services to others.
- Z. User, Industrial shall mean manufacturing activities involving the mechanical or chemical transformation of materials or substances into other products. These activities occur in establishments usually described as plants, factories, or mills and characteristically use power-driven machines and material handling equipment.
- AA. **User, Institutional** shall mean governmental, social, charitable, religious, and educational activities, such as schools, churches, hospitals, nursing homes, penal institutions, and similar institutional users.
- BB. **User, Residential** shall mean all dwelling units, such as detached, semidetached, and row houses; mobile homes; garden and standard apartments; and permanent multi-family dwellings. (Transient lodging, considered commercial in nature, is not included.)
- CC. **Scum** shall mean the layer or film of extraneous or foreign matter that rises to the surface of a liquid, and is formed there, a residue deposited on a container or channel at the water surface, or a mass of matter that floats on the surface of wastewater.
- DD. **Sewer** shall mean a pipe or conduit for the transportation of domestic wastewater, industrial wastewater, and/or storm water.
- Sewer, Existing shall mean any sanitary sewer or sewerage system for which construction approval was not granted by the Commission prior to its construction. Existing sewers may occur through annexations, public dedications of private sewers or sewerage systems, or construction undertaken in violation of this Ordinance.
- FF. Sewer, Private shall mean a sewer which is owned by a person.
- GG. **Sewer, Sanitary** shall mean those sewers which receive domestic wastewater and/or industrial wastes without the intentional admixture of storm water.
- HH. **Sewer, Storm** shall mean a sewer which carries storm and surface waters, but excludes sewage and industrial wastes, other than unpolluted cooling water.

- II. Sewerage System shall mean all facilities including sewers and appurtenances for collecting, transporting, pumping, treating, and disposing of wastewater.
- JJ. **Shredded, Properly** shall mean having processed solid materials to such a degree that all particles will be carried freely under flow conditions, normally prevailing in sanitary sewers with no particle greater than ½ inch in any dimension.
- KK. Singular and Plural when permitted by the context, use of the singular shall be construed to include the plural, and of the plural to include the singular.
- LL. **Slug** shall mean any discharge of water, wastewater, or industrial waste which in concentration of any given constituent or in rate of flow exceeds, for any continuous 15-minute period, five (5) times the average concentration of that constituent or rate for a twenty-four (24) hour period of normal operation of the discharger.
- MM. **Standard Methods** shall mean the latest edition of *Standard Methods for the Examination of Water and Wastewater* prepared, approved, and published jointly by the American Public Health Association, the American Water Works Association, and the Water Pollution Control Federation.
- NN. **Standard Methods Definitions** of terms shall be applicable unless context implies that a dictionary, legal, or other definition is intended.
- OO. **Storm Water** shall mean not only storm water (water from snow, rain, sleet, hail, flood, or other natural cause) but also roof water, overflow water (from tank, cistern, well, or sump pump), and other surface water. Storm water does not include, and is distinguished from, industrial and domestic wastewater.
- PP. Suspended Solids (SS) or Total Suspended Solids (TSS) shall mean total suspended matter that either floats on the surface of, or is in suspension in water, wastewater, or other liquids, and is removable by laboratory filtration as prescribed in the Standard Methods.
- QQ. **Toxic Substance** shall mean any substance whether gaseous, liquid, or solid which, when discharged to the sewerage system in sufficient quantities interferes with any wastewater treatment process, or constitutes a hazard to humans or animals, or inhibits aquatic life in the receiving waters of the effluent from the wastewater treatment facility.
- RR. **Water, Unpolluted** shall mean water not containing any pollutants limited or prohibited by the effluent standards in effect, or water whose discharge will not cause any violation of receiving water quality standards.
- SS. **Wastewater / Waste** shall mean industrial wastewater or domestic wastewater or both, whether treated or untreated, which enters the sewerage system.

- TT: Wastewater, Domestic shall mean water-carried wastes normally discharging into the sanitary sewers from dwellings (including apartment houses and hotels), office buildings, factories, and institutions, free from Storm Water, non-contact cooling water, and industrial wastes.
- UU. **Wastewater, Industrial (Industrial Wastes)** shall mean the waste dischargeable to sanitary sewers from industrial manufacturing processes, trade or business, or from the development, recovery or processing of natural resources, as distinct from sanitary or normal domestic wastewater.
- VV. **Wastewater, Normal / Normal Sewage** shall mean wastewater or other wastes in which BOD or suspended solids concentrations do not exceed 250 mg/liter.
- WW. **Wastewater Treatment Facilities** shall mean the structures, equipment, and processes for the treatment or pretreatment of domestic and/or industrial wastes, and the disposal of the effluent and accumulated residual solids.
- XX. Watercourse shall mean a natural or artificial channel for the passage of water either continuously or intermittently.
- YY. WPDES Permit shall mean a permit issued under the State of Wisconsin Pollution Discharge Elimination System for discharge of wastewaters to navigable waters of the United States pursuant to Federal and State laws.

### **SECTION 1.02 SANITARY DISTRICT JURISDICTION**

- A. The management, operation and control of the sewer system for the Sanitary District is vested in the Board of said Sanitary District; all records, minutes and all written procedures thereof shall be kept by the Secretary of the Sanitary District; the Treasurer of the Sanitary District shall keep all the financial records.
- B. The sewer utility of the Sanitary District shall have the power to construct sewer lines for public use, and shall have the power to lay sewer pipes in and through the alleys, streets, and public grounds within the Sanitary District boundaries, and generally, to do all such work as may be found necessary or convenient in the management of the sewer system. The Sanitary District Board shall have power by themselves, their officers, agents, and servants, to enter upon any land for the purpose of making examination or supervise in the performance of their duties under this Ordinance, without liability therefore; and the Sanitary District shall have power to purchase and acquire for the Sanitary District all real and personal property which may be necessary for construction of the sewer system, or for any repair, remodeling, or addition thereto.
- Inspections: It is necessary that the District periodically inspect private properties located within the Sanitary District to ensure that the owners and occupants of the properties are complying with all of the rules and regulations adopted by the Sanitary District, as well as any relevant State laws. The private facilities of any

property located within the Sanitary District may be inspected by District employees or agents, as directed by the District Commissioners, so as to ensure compliance with all State and local laws, rules, and regulations. The designated inspector shall be authorized to make satisfactory arrangements for such inspections. In the event that any occupant or owner of property serviced by the District fails and/or refuses to allow such inspection to occur in a timely manner, the occupant and/or owner may be fined in accordance with the current Fee Schedule.

- D: For the purpose of obtaining a special inspection warrant pursuant to Wisconsin Statutes 66.0119, any Commissioner or designated Commission employee shall be authorized to act on behalf of the District as a "peace officer". Said peace officer may apply, obtain, and execute a special inspection warrant for the purpose of verifying and correcting any District issue, which shall include and not be limited to water meter installation, maintenance, and replacement.
- E. The actual cost of applying, obtaining and executing a special inspection warrant, including legal costs and peace officer compensation, shall be designated as a special charge under Wisconsin Statutes 74.01, to be placed on the property tax bill of the affected owner.

### **SECTION 1.03 CONDEMNATION OF REAL ESTATE**

A. Whenever any real estate or any easement therein, or use thereof, shall in the judgment of the Sanitary District be necessary to the sewer system; and whenever, for any cause, an agreement for the purchase thereof, cannot be made with the owner thereof, the Board shall proceed with all necessary steps to take such real estate easement, or use by condemnation in accordance with the Wisconsin Statutes and the Uniform Relocation and Real Property Acquisition Policy Act of 1970, if Federal Funds are used.

### SECTION 1.04 TITLE TO REAL ESTATE AND PERSONAL PROPERTY

A. All property, real, personal, and mixed, acquired for the construction of the sewer system, and all plans, specifications, diagrams, papers, books, and records connected therewith said sewer system, and all buildings, machinery, and fixtures pertaining thereto, shall be the property of said Sanitary District.

#### **SECTION 2**

### **SECTION 2.01 USER RULES AND REGULATIONS**

A. The rules, regulations, and sewer rates of the Larsen-Winchester Sanitary District of Winnebago County, Wisconsin, hereinafter set forth shall be considered a part of the contract with every person, company, or corporation by connecting with the sewer system to the Sanitary District and every such person, company, or corporation by connecting with the sewer system shall be considered as expressing his or their assent to be bound thereby. Whenever any of said rules and regulations, or such others as the said Sanitary District, may hereafter adopt are violated, the service shall be shut off from the building or place of such violation (even though two or more parties are receiving service though the same connection) and shall not be re-established except by order of the Sanitary District Board, and on payment of all arrears, the expenses, and established charges of shutting off and putting on, and such other terms as the Sanitary District Board may determine, and a satisfactory understanding with the party that no further cause for complaint shall arise. In case of such violation, the said Sanitary District Board, furthermore, may declare any payment made for the service by the party or parties committing such violation, to be forfeited, and the same shall thereupon be forfeited. The right is reserved by the Sanitary District to change the said rules, regulations, and sewer rates from time to time as they may deem advisable; and to make special rates and/or contracts in all proper cases.

### **SECTION 3**

The following rules and regulations for the government of licensed plumbers, sewer users, and others are hereby adopted and established:

### **SECTION 3.01 PLUMBERS**

A. No plumber, pipe fitter, or other person will be permitted to do any plumbing or pipe fitting work in connection with the sewer system without first receiving a license from the State of Wisconsin, and posting of a bond with the Sanitary District in an amount in accordance with the current Fee Schedule.

### **SECTION 3.02 USERS**

### A. Application for Service.

- 1. Every person connecting with the sewer system shall file an application in writing to the Larsen-Winchester Sanitary District Board, in such form as is prescribed for that purpose. Blanks for such applications will be furnished at the office of the Secretary. The application must state fully and truly all the use which will be allowed except upon further application and permission regularly obtained from said Sanitary District Board. If the applicant is not the owner of the premises, the written consent of the owner must accompany the application. Persons connected to the sewer system of the Sanitary District are referred to herein as Users.
- 2. The application may be for service to more than one building, or more than one unit of service through one service connection, only if previously approved by the State Health and Social Services Department and, in such case, charges shall be made accordingly.
- 3. If it appears that the service applied for will not provide adequate service for the contemplated use, the Sanitary District Board may reject the application. If the Sanitary District Board shall approve the application, it shall issue a permit for services as shown on the application.
- B. **Tap Permits.** After sewer connections have been introduced into any building or upon any premises, no plumber shall make any alterations, extensions, or attachments, unless the party ordering such tapping or other work shall exhibit the proper permit for the same from the Sanitary District.
- C. User to Keep in Repair. All users shall keep their own service pipes in good repair and protected from frost, at their own risk and expense, and shall prevent any unnecessary overburdening of the sewer system.

- D. User Use Only. No user shall allow others or other services to connect to the sewer system through his lateral.
- E. **User to Permit Inspection.** Every user shall permit the Sanitary District Board, or their duly authorized agent, at all reasonable hours of the day, to enter their premises or building to examine the pipes and fixtures, and the manner in which the drains, and sewer connections operate; and they must at all times, frankly and without concealment, answer all questions put to them relative to its use.
- F. Utility Responsibility. It is expressly stipulated that no claim shall be made against said Sanitary District or its assigns by reason of the breaking, clogging, stoppage, or freezing of any services pipes; nor from any damage arising from repairing mains, making connections, or extensions or any other work that may be deemed necessary. The right is hereby reserved to cut off the service at any time for the purpose of repairs, or any other necessary purpose, any permit granted, or regulation to the contrary notwithstanding. Whenever it shall become necessary to shut off the sewer service within any part of the said Sanitary District, the Sanitary District shall, if practicable, give notice to each and every consumer within said District, of the time when such service will be so shut off.
- G. **Permit Fees.** Permit fees to be paid shall be in accordance with the current Fee Schedule. Such fees must be paid at the time the permit is issued:
  - 1. One permit shall be issued and required for each building when the sewer laterals are brought to the building foundation.
  - 2. A service connection permit shall be required at the time of hookup to the main.

### **SECTION 3.03 EXCAVATIONS**

- A. In making excavations in streets or highway for laying service pipe or making repairs, the paving and earth removed must be deposited in a manner that will occasion the least inconvenience to the public.
- B. No person shall leave any such excavation made in any street or highway open at any time without barricades; and during the night, warning lights must be maintained at such excavations.
- C. In refilling the opening, after the service pipes are laid, the earth must be laid in layers of not more than nine inches in depth, and each layer thoroughly compacted to prevent settling. This work together with the replacing of sidewalks, ballast, and paving, must be done so as to make the street as good, at least, as before it was disturbed, and satisfactory to the Sanitary District and the Town, County, or State Agency responsible for the road's maintenance. No opening of the streets for tapping the pipes will be permitted when the ground is frozen, except when necessary.

D. A permit from the Town, County, or State shall be applied for and received to excavate in any street, alley, or other public way, to repair, alter, or install plumbing and shall be presented by the applicant prior to obtaining a plumbing permit.

### **SECTION 3.04 TAPPING THE MAINS**

- A. No person, except those having special permission from the Sanitary District, or persons in their service and approved by them, will be permitted, under any circumstances, to tap the mains or collection pipes. The kind and size of the connection with the pipe shall be that specified in the permit or order from said Sanitary District.
- B. All connections to existing sewer mains shall be made with a saddle "T" or "Y" fitting set upon a carefully cut opening centered in the upper quadrant of the main sewer pipe, and securely strapped on with corrosion resistant straps or rods, or with solvent welded joints in the case of plastic pipe.
- C. Individual properties with more than one lateral, if and as approved by the Sanitary District, shall join the laterals together using necessary and appropriate fitting(s) on said property as determined by the Sanitary District, and shall be allowed a single connection (tap) to existing sewer mains.

### **SECTION 3.05 INSTALLATION OF HOUSE LATERALS**

- A. All service pipes (laterals) on private property will be installed in accordance with the State of Wisconsin Administration Code Chapter H-62 *Design, Construction, Installation, supervision and Inspection of Plumbing*; specifically, Section H-62.04 (4) Building Sewers.
- B. Per Section H-62.04 (5), all laterals will be inspected. "The building sewer and/or private interceptor main sewer shall be inspected upon completion or placement of the pipe and before backfilling; and tested before or after backfilling."

### SECTION 3.06 SEPTIC TANK AND HOLDING TANK DISPOSAL

A. No person in the business of gathering and disposing of septic tank sludge or holding tank sewage shall transfer such material into any disposal area or sewer manhole located within the Sanitary District boundaries unless a permit for disposal has been first obtained from the Board. Written application for this permit shall be made to the Board and shall state the name and address of the applicant; the number of its disposal units; and the make, model, and license number of each unit. Permits shall be non-transferrable except in the case of replacement of the disposal unit for which a permit shall have been originally issued. The permit may be obtained upon payment of a fee in accordance with the current Fee Schedule.

- The Board may impose such conditions as it deems necessary on any permit granted.
- B. Charges for disposal shall be in accordance with the current Fee Schedule. Bills shall be mailed on a monthly basis and if payments are not received in 30 days thereof, disposal privileges shall be suspended.
- C. Any person or party disposing of septic tank or holding tank sludge agrees to carry public liability insurance in an amount not less than that stated in the current Fee Schedule to protect any and all persons or property from injury and/or damage caused in any way or manner by any act, or failure to act, by any of his employees. The person(s) shall furnish a certificate certifying such insurance to be in full force and effect.
- D. All materials dumped into the treatment system shall be of domestic origin only and that he will comply with the provisions of any and all applicable ordinances of the Sanitary District, and shall not deposit or drain any gasoline, oil, acid, alkali, grease, rags, waste, volatile or inflammable liquids or other deleterious substances into any manhole nor allow any earth, sand, or other solid material to pass into any part of the sewerage system.
- E. The person(s) or party disposing waste agrees to indemnify and save harmless the Sanitary District from any and all liability and claims for damages arising out of or resulting from work and labor performed.
- F. The person(s) or party disposing waste shall furnish bond to the Sanitary District in the amount shown in the current Fee Schedule, to guarantee performance. Said performance bond shall be delivered to the Sanitary District prior to the issuance of the permit.

### **SECTION 4**

Miscellaneous Rules and Regulations

### **SECTION 4.01 MANDATORY HOOKUP**

- The owner of any parcel of land on which there exists a building used for human Α. habitation, and which parcel is located adjacent to a sewer main or in a block through which such system is extended, shall connect to such system within ten (10) days of notice in writing from the Sanitary District. Upon failure to do so, the Sanitary District may cause such connection to be made and bill the property owner for such costs. If such costs are not paid within thirty (30) days, such notice shall be assessed as a special tax lien against the property, all pursuant to Section 281.45. Wisconsin Statutes, provided, however, that the owner may within thirty (30) days after the completion of the work file a written option with the Sanitary District Board stating that he cannot pay such amount in one sum and ask that there be levied in not to exceed five (5) equal annual installments, and that the amount shall be so collected with interest at a rate not to exceed 15% per annum from the completion of the work, the unpaid balance being a special tax lien, all pursuant to Section 281.45, Wisconsin Statutes. The interest rate shall be established from time to time by resolution of the Sanitary District Board.
- B. In lieu of the above, the Sanitary District Board, at its option, may impose a penalty for the period that the violation continues, after ten (10) days written notice to any owner failing to make a connection to the sewer system. The penalty shall be equal to 150% of the minimum quarterly charge for any owner failing to make a connection to the sewer system. Such penalty shall continue to be payable quarterly for the period in which the failure to connect continues. Upon failure to make such payment, said charge shall be assessed as a special tax lien against the property, all pursuant to Section 281.45, Wisconsin Statutes.
- C. For all new construction, and for all softener replacements, all softeners installed shall be Demand Based Softeners. No Time-Based Softeners are allowed.
- D. This ordinance ordains that the failure to connect to the sewer system is contrary to the minimum health standards of said Sanitary District, and fails to assure preservation of public health, comfort, and safety of said Sanitary District. If any waters or wastewaters are discharged, or are proposed to be discharged to the District sewers, which contain the substances or possess the characteristics enumerated in Section 4.03 of this Ordinance, and which in the judgement of the District, may have a deleterious effect upon the sewage works, processes, equipment, or receiving waters, or which otherwise create a hazard to life or constitute a public nuisance, the District shall do one or more of the following:

- 1. Reject the wastes.
- 2. Require pretreatment to an acceptable condition for discharge to the District sewers.
- Require control over the quantities and rates of discharge.
- 4. Require payment to cover the added cost of handling and treating the wastes not covered by existing sewage service charges.

If the District permits the pretreatment or equalization of waste flows, the design and installation of the plants, and/or equipment shall be subject to the review and approval of the District's Engineer and the Larsen-Winchester Sanitary District Board, and the design and installation are subject to the requirements of all applicable codes, ordinances, and laws.

- E. All plans for new sewers and connections to the sewer system shall be reviewed and approved by the Sanitary District Board prior to the start of construction.
- F. Where preliminary treatment or flow-equalizing facilities are provided for any waters or wastes, they shall be maintained continuously in satisfactory and effective operation by the owner at his expense.
- G. Waste Sampling. Industrial wastes discharged into the District sewers shall be subject to periodic inspection and a determination of character and concentration. A determination shall be made as often as deemed necessary by the District. Where samples are taken often enough to produce meaningful averages, charges will be determined based on the average values determined during the billing period after due allowances for values not believed to be representative. Any person may request the District to make new tests, such tests to be at the expense of the person discharging the waste as hereinafter stated, and such tests to be a minimum of 24 hours duration unless otherwise approved. If the District is satisfied that such test was made when the plant was operating under normal conditions, the results of these tests shall be used in computing the subsequent billing in the manner previously described. All costs in connection with waste sampling and analysis shall be paid for by the applicable industry in addition to their normal sewage service charge.
- H. Accidental Discharges. The accidental discharge of any prohibited waste into any sewer shall be reported to the District by the person responsible for the discharge, or by the owner or occupant of the premises where the discharge occurs, immediately upon obtaining knowledge of the fact of such discharge so that steps may be taken to minimize its effect on the treatment plant.

### **SECTION 4.02 MAINTENANCE OF SERVICES**

- A. The utility shall maintain sewer service within the limits of the Sanitary District from the street main to the property line and including all controls between the same, without expenses to the property owner, except when they are damaged as a result of negligence or carelessness on the part of the property owner, a tenant, or an agent of the property owner, in which case they will be repaired at the expense of the property owner. All sewer services from the point of maintenance by the system to and throughout the premises must be maintained free of defective conditions by and at the expense of the owner or occupant of the property.
- B. When any sewer service is to be re-laid and there are two or more buildings on such service, each building shall be disconnected from such service and a new sewer shall be installed for each building.

### **SECTION 4.03 PENALTY FOR IMPROPER USE**

- A. It shall be unlawful for any person to willfully injure the sewer system, or any building, machinery, or fixture pertaining thereto, or to willfully and without authority of the Sanitary District Board bore or otherwise cause to lead, any tunnel, aqueduct, reservoir, pipe, or other thing used in the system for holding, conveying, or distributing sewage.
- B. It shall be unlawful for any person to introduce sewage into the system which shows an excess of a BOD or suspended solids concentration of over 250 mg/Liter (normal domestic sewage); a surcharge shall be based on the excess of BOD or suspended solids at a rate to be set from time to time by the Sanitary District Board. The Sanitary District reserves the right to test the sewage at any point within the connection system of the User or consumer.
- C. No User shall discharge or cause to be discharged any of the following described liquids or solid wastes to any sanitary sewer:
  - 1. Any Storm Water, surface water, ground water, roof run-off, or surface drainage.
  - 2. Any gasoline, benzene, naptha, fuel oil, or other flammable or explosive liquid, solid, or gas.
  - 3. Any ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, slug, plastics, wax, wood, flashings, hides, animal guts, spent lime, spent grain, spent hops, whole blood, paunch manure, or any other solid or viscous substance capable of causing obstruction of the flow in sewers, or other interference with the proper operation of the sewerage system or any part thereof.

- 4. Any water or wastes containing a toxic or poisonous substance in sufficient quantity to injure or interfere with any sewage treatment process, constitute a hazard to humans, and animals, or create any hazard in the receiving treatment facility.
- 5. Any water or wastes containing suspended solids of such character and quantity that unusual attention or expense is required to handle such material at the sewage treatment plant.
- 6. Any noxious or malodorous gas or substance capable of creating a public nuisance.
- 7. Any garbage that has not been Property Shredded.
- 8. Any liquid or vapor having a temperature higher than 150 degrees Fahrenheit or lower than 32 degrees Fahrenheit.
- Any water or wastes which may contain more than 100 parts per million by weight of fat, oil, or grease, as analyzed in accordance with Standard Methods.
- 10. Any water or waste having pH lower than 5.5 or higher than 9.0, having any corrosive property capable of causing damage or hazard to structures, equipment, and personnel of the sewage works.

### **SECTION 4.04 METERS**

- A. Meters shall be installed in order to measure the consumption of water by every District User. The water meters shall be provided and installed by the District at no cost to any of the Users.
- B. The water usage meters shall be read by District employees on a monthly or less frequent basis. Users shall provide access to their properties which are serviced by the District, so that the meters may be installed, maintained, and read by District employees as necessary and upon request.
- C. Each User shall hereafter pay a meter charge for each property serviced by the District in accordance with the current Fee Schedule. In addition, each User shall pay a separate usage fee based upon water consumption as an ongoing charge of the District as provided in the District's current Fee Schedule.
- D. It is necessary to protect the water usage meters as installed by the District, and prevent any alteration, damage, or removal of said meters. No person shall alter, damage, or remove any water usage meter which has been installed by the District, or by a licensed plumber authorized by the District, on any property without the prior express written consent of the District. No property owner shall allow the alteration, damage, or removal of any District water usage meter located upon the

owner's property. Any person who causes physical damage to or destroys any water usage meter shall be liable for the cost of repairing or replacing such damaged or destroyed property of the District. The owner of the property wherein the damage occurred shall also be liable for the cost of repair or replacement. Penalties for violation of the above, and cost of repair and/or replacement shall be in accordance with the current Fee Schedule.

### **SECTION 4.05 CLEAR WATER INFLOW**

- A. If the District identifies clear water Inflow sources to the sanitary sewer system from private property, including but not limited to, roof-leaders, surface drains, groundwater drains, foundations drains, and other clear water drains, the property owner(s) shall be given fifteen (15) days' notice to disconnect the Inflow source(s). Failure to disconnect after such notice shall authorize the District to cause disconnection of service lateral and assessment of the costs of such disconnection against the property involved. The District may, in the alternative, institute action for violation of this subsection.
- B. The property owner will be charged fees in accordance with the current Fee Schedule to cover the cost of locating, transporting, treating, and monitoring clear water Inflows when the property owner fails to take corrective action within a reasonable time.
- C. All such connections existing at the time of passage of this Ordinance shall thereafter be illegal.

### SECTION 4.06 RESIDENTIAL SOFTENER TUNE-UP PROGRAM

A. Per Wisconsin Department of Natural Resources mandate, residential Users are required, in accordance with this Ordinance, to have their water softener tuned-up once every two years at the User's expense. Each Residential User shall provide documentation to the Larsen-Winchester Sanitary District that the water softener has been inspected and tuned-up by a qualified water softener servicing firm to ensure proper control settings and adjustments. The tune-up is to include testing of the water before and after softening, checking salt levels, breaking up salt bridge if necessary, cycling the system with resin treatment, and general testing of the unit as a whole. In the event that the District needs to arrange for a User's water softener tune-up, penalties as noted in the current Fee Schedule shall apply.

### **SECTION 4.07 DAMAGE RECOVERY**

A. The Sanitary District shall have the right of recovery from all persons, any expenses incurred by said system for the repair or replacement of any sewer pipe damaged in any manner by any person by the performance of any work under their control or by a negligent act.

### **SECTION 4.08 PENALTIES**

A. Any person who shall violate any of the provisions of this ordinance, or rules or regulations of the Sanitary District; or who shall connect a service pipe without first having obtained a permit therefore; or who shall violate any provisions of the Wisconsin Statutes, Wisconsin Administrative Code, or any other requirements which are incorporated by reference, shall upon conviction thereof forfeit the amount shown in the current Fee Schedule plus the costs of prosecution. This however, shall not bar the Sanitary District from enforcing the connection duties set forth in Section 4.01 above for mandatory hookup.

### SECTION 4.09 SEPTIC TANKS AND HOLDING TANKS PROHIBITED

A. The maintenance and use of septic tanks, holding tanks and other private sewage disposal systems within the area of the Sanitary District serviced by its sewer system are hereby declared to be a public nuisance and a health hazard. The use of septic tanks, holding tanks or any private sewage disposal system within the area of the Sanitary District serviced by the sewerage system shall be prohibited unless a review, approval, and permission is obtained from the Larsen-Winchester Sanitary District Board.

### SECTION 4.10 VACATING PREMISES / DISCONTINUANCE OF SERVICE

A. Whenever premises serviced by the District are to be vacated, or whenever any person desires to discontinue service; the Sanitary District must be notified in writing. The owner of the premises shall be liable for any damages to the property, or such damage which may be discovered having occurred to the property of the District, other than through the fault of the District or its employees, representatives, or agents.

### SECTION 4.11 CHARGES ARE A LIEN ON PROPERTY

A. All sewer services, charges, and special assessments shall be a lien on a lot, part of a lot, or land on which sewer services were supplied. All sums which have accrued during the preceding year, and which are unpaid by the first day of October of any year, shall be certified to the Town Clerk to be placed on the tax roll for collection as provided by Wisconsin Statutes.

### **SECTION 4.12 UNIT OF SERVICE DEFINITION**

- A. A unit of service shall consist of any residential, commercial, industrial, or charitable aggregation of space or area occupied for a distinct purpose such as a residence, apartment, flat, store, office, industrial plant, church, or school. Each unit of service shall be regarded as one User. Suites in houses, or apartments with complete housekeeping functions (such as cooking), shall be classed as apartment houses; thus, houses and apartments having suites for one, two, or more rooms with toilet facilities, but without kitchen for cooking, are classed as rooming houses.
- B. When a User's premises has several buildings for which services are eligible, and such buildings are used in the same business and connected by the User, the Sanitary District Board shall set a separate rate for such complex.

### **SECTION 4.13 ADOPTION OF OTHER RULES**

- A. There is hereby adopted all the rules and regulations of the State Plumbing and State Building Codes, and the building rules of the Department of Industry, Labor, and Human Relations; and the Department of Natural Resources of the State of Wisconsin insofar as the same are applicable to the Sanitary District.
- B. The District hereby adheres to all the Zoning rules and regulations of the Towns of Clayton and Winchester insofar as the same are applicable to the Sanitary District.

### **SECTION 4.14 SEVERABILITY**

A. If any section, subsection, sentence, clause, or phrase of this ordinance is, for any reason, held to be invalid, such decision shall not affect the validity of the remaining portions of the ordinance. The Larsen-Winchester Sanitary District hereby declares that it would have passed this ordinance and section, subsection, clause, and phrase thereof, irrespective of the fact that any one or more section, subsection, sentences, clauses, and phrases be declared unconstitutional.

### **SECTION 5**

### **SECTION 5.01 SEWER USER CHARGES**

- A. The District shall establish a District budget on an annual basis. The budget shall be based on the previous year's operating, maintenance, and replacement costs of the District's collection and interceptor sewer system, expenses, revenues and charges from the Larsen-Winchester Sanitary District, as well as future anticipated expenses.
- B. Upon approval of the annual budget, the District shall set the sewer User charge rates which shall continue until further order of the District, such that revenues will be balanced with costs and expenses. The District Commissioners shall have the right to establish new sewer User charge rates annually as required to meet budgeted costs.
- C. User charge rates established by the District shall distribute costs and expenses in proportion to wastewater contributions from industrial and domestic Users. Excess revenue generated by either class will be used to offset charges and rates for that class in the following budget year.
- D. The sewer User charge provisions of this chapter replace and supersede all previous provisions and agreements to the extent such previous provisions and agreements are inconsistent with the provisions of this chapter.
- E. Sewer User charges shall be billed quarterly to all users and made payable to the district within 30 days of the date of the invoice. In the event of late payment, a late charge equal to the percentage of the total amount due designated in the current Fee Schedule shall be added to the user charge.
- F. Each sewer User charge established by this chapter shall be a lien upon the property served by a connection to the District system, and if such User charge is not timely paid, such charge, including interest, shall constitute a lien, and be inserted on the tax roll as provided in §66.0809, Wis. Stats.
- G. Sewer User charge revenues received shall be deposited at regular intervals in a depository selected by the District, and shall be credited to the sewer revenue account, which shall show all receipts and expenditures of the District. Any surplus in the account shall first be applied to the payment of principal and interest on any revenue bonds issued and outstanding; then to the payment of principal and interest on any special assessment bonds or notes issued and outstanding; then to the district depreciation fund; and then to expenses for additions or improvements, or other necessary disbursements.

H. An audit of the financial standing of the District shall be made annually to review the adequacy of existing rates. Rates, which are reviewed and updated annually by Resolution as needed, shall be included in the Larsen-Winchester Sanitary District Fee Schedule document.

### **APPENDIX A**

LEGAL DESCRIPTION LARSEN-WINCHESTER SANITARY DISTRICT AS ACCEPTED AND APPROVED BY THE TOWN OF CLAYTON, WINNEBAGO COUNTY, WI

### ORDER CHANGING DISTRICT BOUNDARIES LARSEN-WINCHESTER SANITARY DISTRICT

Document Number

Title of Document

#### Tax Parcel Nos:

280688	281054	281010	28064906	28067810	281024	
28041302	2806490401	28067807	280640	281071	28068101	
28067502			39501 280986 28		28064907	
281034	31034 2806740203		28067805	28067808	28070001	
281013	28040711	280645	28041110	281039	281096	
281004			281020	281061	280396 281068	
280405			280999	281081		
28069601	28041111	280964	28041104	28064908	28063801	
28064301	2806500301	281103	281035	28067504	281032	
280414	281088	281090	28064901	28040705	28040701	
281062	280960	280636	28067801	28067811	281026	
281079			281078	280997	281083	
28044402	281031	280400 28069001	281076	28064302	280689	
280686	28067802	280985	28063603	281060	281050	
28063608	281011	281095	2804130801	281073	280998	
28065003	28068003	281025	28068701	28040702	280967	
28041306	281102	280442			281021	
280444	281101	281053	281007	28065R 281067	281027	
2804130701			280412	280395	2803980303	
28044102			281001	280698	280639	
280682	280996	28039802 28065001	28068103	280398	280692	
28065103	280971	28041112	280969	280394	281092	
280642			281043	281040	281092	
281084	2806810103	28067803 28040707	2806490303	2806500302	280966	
28068001	28064601	280711	28063601	28067503		
281064	280648				280650	
28067506		28041305 28069801	28040710	281027	280413080	
281080	28067901 28067505		28044301	28041105	281047	
		281003	28041103	280678	280674020	
28041303	281070	281009	280972	280702	28068702	
28068202	281033	280974	280963	28044401	280443	
281019	280687	28040706	281089	281002	281006	
280681	2806490302	281008 28067804	280638	281037	28068004	
281017			281058	280693	281085	
281074	280965		2804130601 280637 28102		2806360202	
280970	28063602	28064904	280410	281018	281099	
2803980305	280961	281042	281046	2806490502	281045	
28065002 2804440101		281005	28068002	2803980301	280641	
281075	280679	28065104	281072	281087	281049	
280646	28063901	281015	280690	28041113	281030	
28040704	28041108	280683	281106	281038	281066	
2806740205	280701	280649	28067501	28063605	2806490304	
28041114	281036	280399	280959	28041102	2806820102	
28064802	280957	28067402	28039301	28064905	280644	
281077	281063	281023	280962	28041109	281051	
280695	280697	280441	281012	280393	281082	
281094	281100	28063607	280684	281069	281014	
28065105	280397	2806810101	280694	28064902	280696	
2806810102	280685	281059	28041304	281000	281105	
281057	281044	281052	2803980304	2806740204	280643	
28041308	2806810301	280415	28067903	2804071101	2806820101	
28067806	2806490301	281065	280968	281055	28041307	
281041	281048	281091	28067809	281016	281093	

# DOC# 1860774 NATALIE STROHMEYER REGISTER OF DEEDS WINNEBAGO COUNTY, WI RECORDED ON: 08/20/2021 10:51 AM RECORDING FEE: 30.00 TRANSFER FEE: EXEMPTION #:

**PAGES: 13** 

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Name and Return Address:

MENN LAW FIRM, LTD. 223 N. Pine Street, PO Box 159 Hortonville, WI 54944

(Parcel Identification Number)

#### ORDER CHANGING DISTRICT BOUNDARIES

#### LARSEN-WINCHESTER SANITARY DISTRICT

Whereas, the Commission requested that the Town Boards of the Town of Winchester and Town of Clayton add territory to the town sanitary district, utilizing the procedure set forth in Wisconsin Statutes Section 60.71;

Whereas, the Town Boards of the Towns of Winchester and Clayton published a Class 2 notice under Chapter 985 of the Wisconsin Statutes of the hearing to be held and the description of the properties to be added to the district;

Whereas, the Town Boards mailed notice of the hearing to the Department of Safety and Professional Services and the Department of Natural Resources at least ten (10) days prior to the hearing;

Whereas, the scheduled hearing was held at 6:30 P.M. on June 16, 2021 at the Clayton Town Hall, 8348 County Rd T, Larsen, Wisconsin;

Now, therefore, the Town Board of the Town of Clayton does hereby issue the following findings and decision on the district boundaries:

- 1. The proposed additions of territory are necessary for the sanitary district to function properly.
- 2. Public health, safety, convenience and welfare will be benefitted by the revised district boundaries.
  - 3. The property to be included in the sanitary district will be benefitted by the district.

As the foregoing findings are in the affirmative, the Town Board of the Town of Clayton does hereby issue the following order:

IT IS ORDERED that the boundaries of the Larsen-Winchester Sanitary District be revised and re-established. The legal description of the revised boundaries of the Larsen-Winchester Sanitary District are set forth on the attachment hereto marked as Schedule A and incorporated herein by reference.

IT IS FURTHER ORDERED that this order shall be recorded with the Register of Deeds for Winnebago County, Wisconsin. Furthermore, a copy of this action shall be filed with the Wisconsin Department of Natural Resources. TOWN OF CLAYTO ACKNOWLEDGMENT STATE OF WISCONSIN ) ss WINNEBAGO COUNTY , 2021, the above-named Russ Giese, Kay Personally came before me on July\_ Lettau, Linda Grundman, Kelly Wisnefske and Scott Reif to me known to be the persons who executed the foregoing instrument and acknowledged the same. NO TATE OF SCONSIMILING Stary Public, Wisconsin My commission expires\_ Drafted by: Attorney Robert E. Sorenson MENN LAW FIRM, LTD.

PO Box 159

(920) 779-4301

Hortonville, WI 54944

## LEGAL DESCRIPTION LARSEN-WINCHESTER SANITARY DISTRICT

PART OF SECTIONS 13, 14, 23, 24, TOWNSHIP 20 NORTH, RANGE 15 EAST, TOWN OF WINCHESTER, AND PART OF THE EAST ½ OF SECTION 19 AND THE WEST ½ OF SECTION 20, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, ALL IN WINNEBAGO COUNTY, WISCONSIN, DESCRIBED AS FOLLOWS:

#### WINCHESTER DESCRIPTION

BEGINNING AT THE WEST 1/4 CORNER OF SAID SECTION 24; THENCE NORTH 00 DEGREES 18 MINUTES 45 SECONDS WEST, ALONG THE WEST LINE OF SAID SECTION, 660.06 FEET TO THE SOUTH LINE OF THE NORTH 1/2 OF THE SE1/4 OF THE NE1/4 OF SAID SECTION 23; THENCE SOUTH 89 DEGREES 14 MINUTES 05 SECONDS WEST, ALONG SAID SOUTH LINE, 1314.89 FEET TO THE WEST LINE OF SAID NORTH 1/2 OF THE SE1/4 OF THE NE1/4 OF SECTION 23; THENCE NORTH 00 DEGREES 24 MINUTES 26 SECONDS WEST, ALONG SAID WEST LINE, 666.03 FEET; THENCE SOUTH 89 DEGREES 12 MINUTES 17 SECONDS WEST, ALONG THE SOUTH LINE OF CERTIFIED SURVEY MAP NO. 636, A DISTANCE OF 204.59 FEET; THENCE NORTH 00 DEGREES 38 MINUTES 44 SECONDS WEST, ALONG THE WEST LINE OF SAID CERTIFIED SURVEY MAP NO. 636, A DISTANCE OF 156.44 FEET; THENCE SOUTH 89 DEGREES 03 MINUTES 34 SECONDS WEST, ALONG THE SOUTH LINE OF LANDS DESCRIBED IN DOCUMENT NO. 1448483, A DISTANCE OF 173.00 FEET; THENCE NORTH 00 DEGREES 56 MINUTES 26 SECONDS WEST, ALONG THE WEST LINE OF LANDS DESCRIBED IN DOCUMENT NO. 1448483, A DISTANCE OF 145.20 FEET; THENCE NORTH 89 DEGREES 03 MINUTES 34

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SECONDS EAST, ALONG THE NORTH LINE OF LANDS DESCRIBED IN DOCUMENT NO. 1448483, A DISTANCE OF 379.60 FEET; THENCE NORTH 00 DEGREES 24 MINUTES 26 SECONDS WEST, 60.00 FEET TO SOUTH LINE OF LOT 1 OF CERTIFIED SURVEY MAP NO. 371; THENCE SOUTH 89 DEGREES 03 MINUTES 34 SECONDS WEST, ALONG THE SOUTH LINE OF SAID CERTIFIED SURVEY MAP NO. 371, A DISTANCE OF 95.00 FEET; THENCE NORTH 00 DEGREES 24 MINUTES 26 SECONDS WEST, ALONG THE WEST LINE OF SAID CERTIFIED SURVEY MAP NO. 371, A DISTANCE OF 169.00 FEET; THENCE NORTH 89 DEGREES 03 MINUTES 34 SECONDS EAST, ALONG THE NORTH LINE OF SAID CERTIFIED SURVEY MAP NO. 371, A DISTANCE OF 95.00 FEET; THENCE NORTH 00 DEGREES 24 MINUTES 26 SECONDS WEST, ALONG THE WEST LINE OF LOTS 2 AND 3 OF CERTIFIED SURVEY MAP 3535 AND LOTS 1 AND 2 OF CERTIFIED SURVEY MAP NO. 4172, A DISTANCE OF 769.60 FEET TO THE NORTH LINE OF SECTION 23; THENCE NORTH 88 DEGREES 39 MINUTES 15 SECONDS EAST, ALONG SAID NORTH LINE, 457.82 FEET; THENCE NORTH 01 DEGREES 05 MINUTES 01 SECONDS WEST, ALONG THE WEST LINE OF LANDS DESCRIBED IN DOCUMENT NO. 1602302, A DISTANCE OF 160.44 FEET; THENCE NORTH 88 DEGREES 34 MINUTES 43 SECONDS EAST, ALONG THE NORTH LINE OF LANDS DESCRIBED IN DOCUMENT NOS. 1602302 AND 1648827, A DISTANCE OF 176.22 FEET TO THE WEST LINE OF LOT 1 OF CERTIFIED SURVEY MAP NO. 5844; THENCE NORTH 01 DEGREES 06 MINUTES 39 SECONDS WEST, ALONG THE WEST LINE OF SAID LOT 1 OF CERTIFIED SURVEY MAP NO 5844, A DISTANCE OF 343.77 FEET; THENCE

NORTH 88 DEGREES 35 MINUTES 35 SECONDS EAST, ALONG THE NORTH LINE OF LOT 1 OF CERTIFIED SURVEY MAP NO. 5844, A DISTANCE OF 699.17 FEET; THENCE NORTH 00 DEGREES 35 MINUTES 09 SECONDS EAST, ALONG THE WEST LINE OF LANDS DESCRIBED IN DOCUMENT NOS. 941940 AND 1159946, A DISTANCE OF 796.07 FEET; THENCE NORTH 89 DEGREES 26 MINUTES 14 SECONDS EAST, ALONG THE NORTH LINE OF LANDS DESCRIBED IN DOCUMENT NO. 1159946 AND LOT 1 OF CERTIFIED SURVEY MAP NO. 4782, A DISTANCE OF 712.30 FEET; THENCE SOUTH 00 DEGREES 27 MINUTES 33 SECONDS WEST, ALONG THE EAST LINE OF SAID LOT 1 OF CERTIFIED SURVEY MAP NO. 4782, A DISTANCE OF 881.34 FEET; THENCE NORTH 89 DEGREES 26 MINUTES 33 SECONDS EAST, ALONG THE NORTH LINE OF LOT 2 OF CERTIFIED SURVEY MAP NO. 4782 AND LANDS DESCRIBED IN DOCUMENTS NOS. 140692 AND 1309102, A DISTANCE OF 605.10 FEET; THENCE NORTH 00 DEGREES 27 MINUTES 58 SECONDS EAST, ALONG THE WEST LINE OF LOT 1 OF CERTIFIED SURVEY MAP NO 4321 AND LOT 1 OF CERTIFIED SURVEY MAP NO. 3328, A DISTANCE OF 417.75 FEET; THENCE NORTH 86 DEGREES 30 MINUTES 58 SECONDS EAST, ALONG THE WEST LINE LOT 1 OF CERTIFIED SURVEY NO. 3328, A DISTANCE OF 172.80 FEET; THENCE NORTH 00 DEGREES 38 MINUTES 33 SECONDS EAST, ALONG THE WEST LINE LOT 1 OF CERTIFIED SURVEY MAP NO. 3328, A DISTANCE OF 190.67 FEET; THENCE NORTH 89 DEGREES 25 MINUTES 58 SECONDS EAST, ALONG THE NORTH LINE OF LOT 1 OF CERTIFIED SURVEY MAP NO.3328, A DISTANCE OF 1145.05 FEET, THENCE NORTH 00 DEGREES 20 MINUTES 50

SECONDS EAST, ALONG THE WEST LINE OF LANDS DESCRIBED IN DOCUMENT NO.1556848, A DISTANCE OF 1374.25 FEET; THENCE NORTH 69 DEGREES 42 MINUTES 47 SECONDS EAST, ALONG THE NORTH LINE OF LANDS DESCRIBED IN DOCUMENT NO. 1556848, A DISTANCE OF 184.09 FEET; THENCE NORTH 86 DEGREES 22 MINUTES 10 SECONDS EAST, ALONG THE NORTH LINE OF LANDS DESCRIBED IN DOCUMENT NO. 1556848, A DISTANCE OF 486.00 FEET; THENCE SOUTH 00 DEGREES 16 MINUTES 58 SECONDS WEST, ALONG THE EAST LINE OF LANDS DESCRIBED IN DOCUMENT NO.; 1556848 AND THE EAST LINE OF WINCHESTER EIGHTS, 2081.86 FEET; THENCE SOUTH 89 DEGREES 54 MINUTES 33 SECONDS EAST, ALONG THE NORTH LINE CERTIFIED SURVEY MAP NO. 2436, A DISTANCE OF 659.87 FEET; THENCE SOUTH 00 DEGREES 14 MINUTES 24 SECONDS WEST, ALONG THE EAST LINE OF LOT 1 OF CERTIFIED SURVEY MAP NO. 2436 AND LOT 2 OF CERTIFIED SURVEY MAP NO. 3221, A DISTANCE OF 234.11 FEET; THENCE SOUTH 89 DEGREES 54 MINUTES 34 SECONDS EAST, ALONG THE NORTH LINE OF LANDS DESCRIBED IN DOCUMENTS NO. 1338325, 1806840, 625637 AND CERTIFIED SURVEY MAP NOS. 1663, 750, 1343, AND 695, A DISTANCE OF 1319.78 FEET, TO THE EAST LINE OF SECTION 13; THENCE SOUTH 00 DEGREES 08 MINUTES 03 SECONDS WEST, ALONG THE EAST OF SAID SECTION 13, A DISTANCE OF 200.00 FEET TO THE NORTHEAST CORNER OF SECTION 24 (SAID POINT TO BE REFERRED TO AS POINT "A"); THENCE SOUTH 00 DEGREES 12

MINUTES 23 SECONDS EAST, ALONG THE EAST LINE OF SECTION 24, BEING THE EAST LINE OF CERTIFIED SURVEY MAP NO. 6095 AND WINGATE SUBDIVISION, 1133.00 FEET; THENCE NORTH 89 DEGREES 54 MINUTES 34 SECONDS WEST, ALONG THE SOUTH LINE OF WINGATE SUBDIVISION, 672.00 FEET; THENCE NORTH 00 DEGREES12 MINUTE 23 SECONDS WEST, ALONG THE WEST LINE OF WINGATE SUBDIVISION, 1133.00 FEET; THENCE NORTH 89 DEGREES 54 MINUTES 34 SECONDS WEST, ALONG THE NORTH LINE OF SECTION 24, A DISTANCE OF 48.15 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 50 SECONDS EAST, ALONG THE EAST LINE OF LANDS DESCRIBED IN DOCUMENT NO. 1163900, A DISTANCE OF 254.00 FEET; THENCE NORTH 89 DEGREES 54 MINUTES 34 SECONDS WEST, ALONG THE SOUTH LINE OF LANDS DESCRIBED IN DOCUMENT 1163900, A DISTANCE OF 600 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 50 SECONDS EAST, ALONG THE EAST LINE OF THE WEST 1/2 OF THE NORTHEAST 1/4 OF SAID SECTION 24, A DISTANCE OF 2389.72 FEET; THENCE SOUTH 00 DEGREES 14 MINUTES 06 SECONDS EAST, ALONG THE EAST LINE OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 24, A DISTANCE OF 1323.85 FEET; THENCE SOUTH 89 DEGREES 55 MINUTES 07 SECONDS WEST. ALONG THE SOUTH LINE OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 24, A DISTANCE OF 1312.55 FEET; THENCE NORTH 00 DEGREES 14 MINUTES 55 SECONDS WEST, ALONG THE WEST LINE OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 24, A DISTANCE OF 1326.55 FEET; THENCE SOUTH 89 DEGREES 43 MINUTES 47 SECONDS WEST, ALONG

THE SOUTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 24, ALSO BEING THE SOUTH LINE OF WHITE PINE ESTATES AND WHITE PINE ESTATES III, A DISTANCE OF 2649.94 FEET TO THE POINT OF BEGINNING.

THE AREA OF THE LARSEN / WINCHESTER SANITARY DISTRICT, WITHIN THE TOWN OF WINCHESTER CONTAINS 480.28 ACRES MORE OR LESS.

#### **CLAYTON DESCRIPTION**

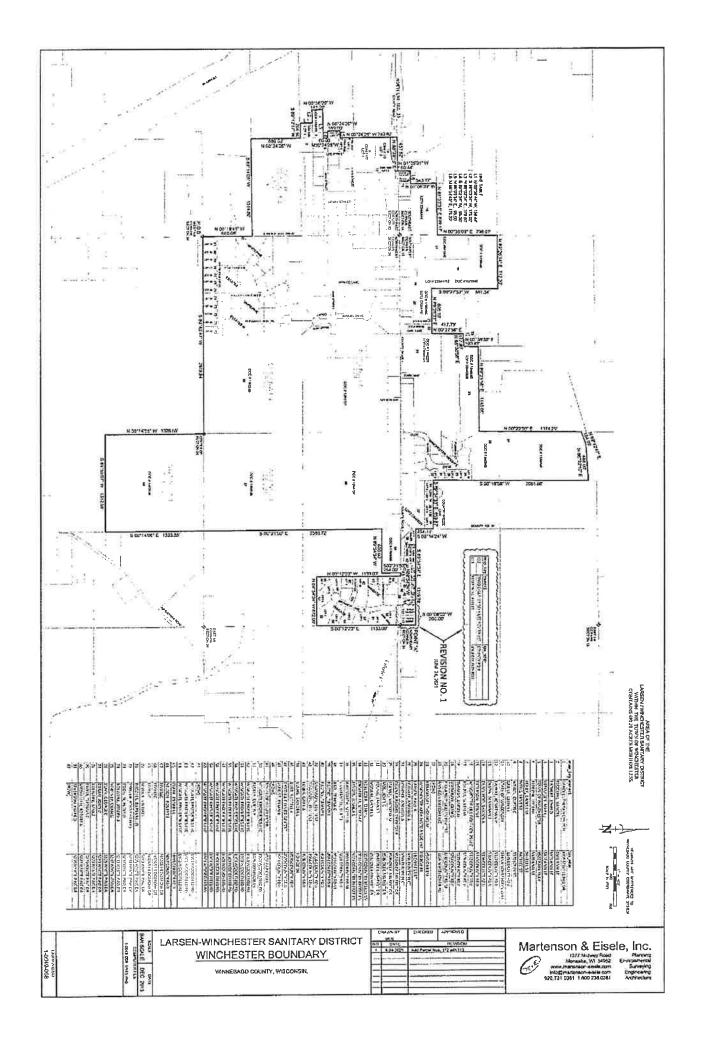
COMMENCING AT POINT "A" BEING THE NORTHEAST CORNER OF SAID SECTION 24, TOWNSHIP 20 NORTH, RANGE 15 EAST; THENCE SOUTH 71 DEGREES 23 MINUTES 21 SECONDS EAST, 4089.57 FEET TO THE NORTHWEST CORNER OF THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 19, TOWNSHIP 20 NORTH, RANGE 16 EAST (SAID POINT BEING REFERRED TO AS POINT "B") ALSO BEING THE POINT OF BEGINNING; THENCE NORTH 89 DEGREES 38 MINUTES 38 SECONDS EAST, ALONG THE NORTH LINE OF SAID SE 1/4 OF THE NE 1/4, ALSO BEING THE NORTH LINE OF LANDS DESCRIBED IN DOCUMENT NOS. 682585 AND 756344, A DISTANCE OF 1325.35 FEET; THENCE NORTH 88 DEGREES 53 MINUTES 34 SECONDS EAST, ALONG THE NORTH LINES OF LOT 2 OF CERTIFIED SURVEY MAP NO. 4211 AND LOT 1 OF CERTIFIED SURVEY MAP NO. 5886, A DISTANCE OF 835.82 FEET; THENCE SOUTH 13 DEGREES 12 MINUTES 29 SECONDS WEST, ALONG THE EAST LINE OF LOT 1 OF CERTIFIED SURVEY MAP NO. 5886, A DISTANCE OF 1058.95 FEET; THENCE SOUTH 89 DEGREES 27 MINUTES 29 SECONDS EAST, ALONG

THE NORTH LINE OF LANDS DESCRIBED IN DOCUMENT NO. 837080, A DISTANCE OF 701.33 FEET: THENCE SOUTH 00 DEGREES 21 MINUTES 42 SECONDS EAST, ALONG THE EAST LINE OF LANDS DESCRIBED IN DOCUMENT NO. 837080, A DISTANCE OF 275.49 FEET, THENCE NORTH 88 DEGREES 48 MINUTES 02 SECONDS EAST, ALONG THE NORTH LINE OF LOT 2 OF CERTIFIED SURVEY MAP NO. 2056, A DISTANCE OF 75.49 FEET; THENCE SOUTH 19 DEGREES 42 MINUTES 55 SECONDS EAST, ALONG THE WEST LINE OF LANDS DESCRIBED IN DOCUMENT NO. 689242, A DISTANCE OF 421.10 FEET; THENCE SOUTH 08 DEGREES 44 MINUTES 50 SECONDS WEST, ALONG THE EAST LINE OF LOT 2 OF CERTIFIED SURVEY MAP NO. 2626, A DISTANCE OF 276.25 FEET; THENCE NORTH 77 DEGREES 39 MINUTES 49 SECONDS WEST, ALONG THE SOUTH LINE OF CERTIFIED SURVEY MAP NO. 2626 AND OF LANDS DESCRIBED IN DOCUMENT NOS. 1489200 AND 1652426, A DISTANCE OF 650.13 FEET; THENCE SOUTH 07 DEGREES 33 MINUTES 20 SECONDS WEST, ALONG THE EAST LINE OF LOT 2 OF CERTIFIED SURVEY MAP NO. 5613, A DISTANCE OF 22.90 FEET; THENCE NORTH 77 DEGREES 00 MINUTES 58 SECONDS WEST, ALONG THE SOUTH LINE OF LOT 2 OF CERTIFIED SURVEY MAP NO. 5613, A DISTANCE OF 209.56 FEET; THENCE SOUTH13 DEGREES 12 MINUTES 44 SECONDS WEST, ALONG THE EAST LINE OF LANDS DESCRIBED IN DOCUMENT NO. 1330273, A DISTANCE OF 203.83 FEET; THENCE NORTH 74 DEGREES 29 MINUTES 24 SECONDS WEST, ALONG THE SOUTH LINE OF LANDS DESCRIBED IN DOCUMENT NO. 1330273 AND VOL. 441 PG. 570, A DISTANCE OF 115.14 FEET; THENCE SOUTH 13 DEGREES 12

MINUTES 48 SECONDS WEST, ALONG THE EAST LINE OF LANDS DESCRIBED IN DOCUMENT NO. 739079, A DISTANCE OF 676.30 FEET; THENCE SOUTH 89 DEGREES 00 MINUTES 42 SECONDS WEST, ALONG THE SOUTH LINE OF LANDS DESCRIBED IN DOCUMENT NO. 739079, A DISTANCE OF 206.30 FEET; THENCE SOUTH 11 DEGREES 17 MINUTES 38 SECONDS WEST ALONG THE EAST LINE OF TAX PARCEL NO. 006054405, A DISTANCE OF 671.80 FEET; THENCE NORTH 00 DEGREES 50 MINUTES 18 SECONDS EAST, ALONG THE WEST LINE OF TAX PARCEL NO. 006054405, A DISTANCE OF 656.76 FEET; THENCE SOUTH 89 DEGREES 37 MINUTES 43 SECONDS WEST, ALONG THE SOUTH LINE OF LOT 3 OF CERTIFIED SURVEY MAP NO. 4803, A DISTANCE OF 650.00 FEET; THENCE NORTH 00 DEGREES 24 MINUTES 00 SECONDS EAST, ALONG THE WEST LINE OF LOT 3 OF CERTIFIED SURVEY MAP NO. 4803, A DISTANCE OF 1100.81 FEET; THENCE SOUTH 89 DEGREES 45 MINUTES 38 SECONDS WEST, ALONG THE SOUTH LINE OF CERTIFIED SURVEY MAP NO. 5966, A DISTANCE OF 208.71 FEET; THENCE SOUTH 00 DEGREES 24 MINUTES 00 SECONDS WEST, ALONG THE EAST LINE OF LOT 2 OF CERTIFIED SURVEY MAP NO. 5965, A DISTANCE OF 662.52 FEET; THENCE SOUTH 88 DEGREES 32 MINUTES 43 SECONDS WEST, ALONG THE SOUTH LINE OF LOT 2 OF CERTIFIED SURVEY MAP NO. 5965, A DISTANCE OF 39.97 FEET; THENCE SOUTH 00 DEGREES 55 MINUTES 47 SECONDS WEST, ALONG THE EAST LINE OF LOT 2 OF CERTIFIED SURVEY MAP NO. 5695, A DISTANCE OF 412.37 FEET; THENCE SOUTH 35 DEGREES 50 MINUTES 13 SECONDS WEST, ALONG THE EAST LINE OF LOT 2 OF CETIFIED SURVEY MAP NO. 5965, A

DISTANCE OF 458.32 FEET, THENCE SOUTH 76 DEGREES 15 MINUTES 17 SECONDS WEST, ALONG THE SOUTH LINE OF LOT 2 OF CERTIFIED SURVEY MAP NO. 5965, A DISTANCE OF 170.87 FEET; THENCE NORTH 00 DEGREES 31 MINUTES 16 SECONDS EAST, ALONG THE WEST LINE OF LOT 2 OF CERTIFIED SURVEY MAP NO. 5965. A DISTANCE OF 383.67 FEET; THENCE SOUTH 89 DEGREES 37 MINUTES43 SECONDS WEST, ALONG THE SOUTH LINE OF LOT 2 OF CERTIFIED SURVEY MAP NO. 5965, A DISTANCE OF 643.71 FEET; THENCE NORTH 00 DEGREES 24 MINUTES 32 SECONDS EAST, ALONG THE WEST LINE OF LOT 2 OF CERTIFIED SURVEY MAP NO. 5965 AND LOT 1 OF CERTIFIED SURVEY MAP NO. 1571, A DISTANCE OF 1313.86 FEET; THENCE NORTH 89 DEGREES 45 MINUTES 37 SECONDS EAST, ALONG THE NORTH LINE OF LOT 1 OF CERTIFIED SURVEY MAP NO. 1571, A DISTANCE OF 29.67 FEET; THENCE NORTH 00 DEGREES 04 MINUTES 55 SECONDS WEST, ALONG THE WEST LINE OF LOT 1 OF CERTIFIED SURVEY MAP NO. 1349, A DISTANCE OF 340.60 FEET; THENCE SOUTH 88 DEGREES 23 MINUTES 25 SECONDS EAST, ALONG THE NORTH LINE OF LOT 1 OF CERTIFIED SURVEY MAP NO. 1349, A DISTANCE OF 625.06 FEET; THENCE NORTH 00 DEGREES 05 MINUTES 01 SECONDS WEST, ALONG THE WEST LINE OF LARSEN HEIGHTS AND LANDS DESCRIBED IN DOCUMENT NO. 682585, A DISTANCE OF 1000.69 FEET TO THE POINT OF BEGINNING.

THE AREA OF THE LARSEN / WINCHESTER SANITARY DISTRICT, WITHIN THE TOWN OF CLAYTON CONTAINS 154.10 ACRES MORE OR LESS.



## LARSEN-WINCHESTER SANITARY DISTRICT Winnebago County, Wisconsin

### **APPENDIX B**

LEGAL DESCRIPTION LARSEN-WINCHESTER SANITARY DISTRICT AS ACCEPTED AND APPROVED BY THE TOWN OF WINCHESTER, WINNEBAGO COUNTY, WI

## ORDER CHANGING DISTRICT BOUNDARIES LARSEN-WINCHESTER SANITARY DISTRICT

Document Number

Title of Document

Tax Parcel Nos:

280688	281054	281010	28064906	28067810	281024
28041302	2806490401	28067807	280640	281071	28068101
28067502	281022	28039501	280986	281056	28064907
281034	2806740203	2804111001	28067805	28067808	28070001
281013	28040711	280645	28041110	281039	281096
281004	28063802	280699	281020	281061	280396
280405	2804110401	28044101	280999	281081	281068
28069601	28041111	280964	28041104	28064908	28063801
28064301	2806500301	281103	281035	28067504	281032
280414	281088	281090	28064901	28040705	28040701
281062	280960	280636	28067801	28067811	281026
281079	28041106	280400	281078	280997	281083
28044402	281031	28069001	281076	28064302	280689
280686	28067802	280985	28063603	281060	281050
28063608	281011	281095	2804130801	281073	280998
28065003	28068003	281025	28068701	28040702	280967
28041306	281102	280442	28063606	280658	281021
280444-	281101	281053	281007	281067	281097
2804130701	280676	280647	280412	280395	2803980303
28044102	28067401	28039802	281001	280698	280639
280682	280996	28065001	28068103	280398	280692
28065103	280971	28041112	280969	280394	281092
280642	281104	28067803	281043	281040	281098
281084	2806810103	28040707	2806490303	2806500302	280966
28068001	28064601	280711	28063601	28067503	280650
281064	280648	28041305	28040710	281027	2804130802
28067506	28067901	28069801	28044301	28041105	281047
281080	28067505	281003	28041103	280678	2806740201
28041303	281070	281009	280972	280702	28068702
28068202	281033	280974	280963	28044401	280443
281019	280687	28040706	281089	281002	281006
280681	2806490302	281008	280638	281037	28068004
281017	281028	28067804	281058	280693	281085
281074	280965	2804130601	280637	281029	2806360202
280970	28063602	28064904	280410	281018	281099
2803980305	280961	281042	281046	2806490502	281045
28065002	2804440101	281005	28068002	2803980301	280641
281075	280679	28065104	281072	281087	281049
280646	28063901	281015	280690	28041113	281030
28040704	28041108	280683	281106	281038	281066
2806740205	280701	280649	28067501	28063605	2806490304
28041114	281036	280399	280959	28041102	2806820102
28064802	280957	28067402	28039301	28064905	280644
281077	281063	281023	280962	28041109	281051
280695	280697	280441	281012	280393	281082
281094	281100	28063607	280684	281069	281014
28065105	280397	2806810101	280694	28064902	280696
2806810102	280685	281059	28041304	281000	281105
281057	281044	281052	2803980304	2806740204	280643
28041308	2806810301	280415	28067903	2804071101	2806820101
28067806	2806490301	281065	280968	281055	28041307
281041	281048	281091	28067809	281016	
2806360201	28067902	280956	2000/009	401010	281093
4000000V2VI	26007902	Zn0930			

# DOC# 1860777 NATALIE STROHMEYER REGISTER OF DEEDS WINNEBAGO COUNTY, WI RECORDED ON: 08/20/2021 11:06 AM RECORDING FEE: 30.00 TRANSFER FEE:

**EXEMPTION #:** PAGES: 13

\*\*The above recording information verifies that this document has been electronically recorded and returned to the submitter\*\*

Record this document with the Register of Deeds

Name and Return Address:

MENN LAW FIRM, LTD. 223 N. Pine Street, PO Box 159 Hortonville, WI 54944

(Parcel Identification Number)

#### ORDER CHANGING DISTRICT BOUNDARIES

#### LARSEN-WINCHESTER SANITARY DISTRICT

Whereas, the Commission requested that the Town Boards of the Town of Winchester and Town of Clayton add territory to the town sanitary district, utilizing the procedure set forth in Wisconsin Statutes Section 60.71;

Whereas, the Town Boards of the Towns of Winchester and Clayton published a Class 2 notice under Chapter 985 of the Wisconsin Statutes of the hearing to be held and the description of the properties to be added to the district;

Whereas, the Town Boards mailed notice of the hearing to the Department of Safety and Professional Services and the Department of Natural Resources at least ten (10) days prior to the hearing;

Whereas, the scheduled hearing was held at 6:30 P.M. on June 16, 2021 at the Clayton Town Hall, 8348 County Rd T, Larsen, Wisconsin;

Now, therefore, the Town Board of the Town of Winchester does hereby issue the following findings and decision on the district boundaries:

- 1. The proposed additions of territory are necessary for the sanitary district to function properly.
- 2. Public health, safety, convenience and welfare will be benefitted by the revised district boundaries.
  - 3. The property to be included in the sanitary district will be benefitted by the district.

As the foregoing findings are in the affirmative, the Town Board of the Town of Winchester does hereby issue the following order:

IT IS ORDERED that the boundaries of the Larsen-Winchester Sanitary District be revised and re-established. The legal description of the revised boundaries of the Larsen-Winchester Sanitary District are set forth on the attachment hereto marked as Schedule A and incorporated herein by reference.

IT IS FURTHER ORDERED that this order for Winnebago County, Wisconsin. Furthermore, Wisconsin Department of Natural Resources.  Dated thisday of June, 2021.	er shall be recorded with the Register of Deeds a copy of this action shall be filed with the
	TOWN OF WINCHESTER
	By: Matt Olson
	Andy Miller
	Ben Joan
ACKNOWLE	DGMENT
STATE OF WISCONSIN )	
) ss WINNEBAGO COUNTY )	
Personally came before me on July  Andy Miller and Ben Joas to me known to be the pand acknowledged the same	, 2021, the above-named Matt Olson, persons who executed the foregoing instrument
and acknowledged the same.  NOTA WISCONSINI	Notary Public. Wisconsin My commission expires 05/29/2025
Attornev Robert E. Sorenson	

Drafted by: Attorney Robert E. Sorenson MENN LAW FIRM, LTD. PO Box 159 Hortonville, WI 54944 (920) 779-4301

# LEGAL DESCRIPTION LARSEN-WINCHESTER SANITARY DISTRICT

PART OF SECTIONS 13, 14, 23, 24, TOWNSHIP 20 NORTH, RANGE 15 EAST, TOWN OF WINCHESTER, AND PART OF THE EAST ½ OF SECTION 19 AND THE WEST ½ OF SECTION 20, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, ALL IN WINNEBAGO COUNTY, WISCONSIN, DESCRIBED AS FOLLOWS:

#### WINCHESTER DESCRIPTION

BEGINNING AT THE WEST 1/4 CORNER OF SAID SECTION 24; THENCE NORTH 00 DEGREES 18 MINUTES 45 SECONDS WEST, ALONG THE WEST LINE OF SAID SECTION, 660.06 FEET TO THE SOUTH LINE OF THE NORTH ½ OF THE SE¼ OF THE NE' OF SAID SECTION 23; THENCE SOUTH 89 DEGREES 14 MINUTES 05 SECONDS WEST, ALONG SAID SOUTH LINE, 1314.89 FEET TO THE WEST LINE OF SAID NORTH 1/2 OF THE SE1/4 OF THE NE1/4 OF SECTION 23; THENCE NORTH 00 DEGREES 24 MINUTES 26 SECONDS WEST, ALONG SAID WEST LINE, 666.03 FEET: THENCE SOUTH 89 DEGREES 12 MINUTES 17 SECONDS WEST, ALONG THE SOUTH LINE OF CERTIFIED SURVEY MAP NO. 636, A DISTANCE OF 204.59 FEET; THENCE NORTH 00 DEGREES 38 MINUTES 44 SECONDS WEST. ALONG THE WEST LINE OF SAID CERTIFIED SURVEY MAP NO. 636, A DISTANCE OF 156.44 FEET: THENCE SOUTH 89 DEGREES 03 MINUTES 34 SECONDS WEST, ALONG THE SOUTH LINE OF LANDS DESCRIBED IN DOCUMENT NO. 1448483, A DISTANCE OF 173.00 FEET; THENCE NORTH 00 DEGREES 56 MINUTES 26 SECONDS WEST, ALONG THE WEST LINE OF LANDS DESCRIBED IN DOCUMENT NO. 1448483, A DISTANCE OF 145.20 FEET; THENCE NORTH 89 DEGREES 03 MINUTES 34

01470533.DOCX 1

SECONDS EAST, ALONG THE NORTH LINE OF LANDS DESCRIBED IN DOCUMENT NO. 1448483. A DISTANCE OF 379.60 FEET: THENCE NORTH 00 DEGREES 24 MINUTES 26 SECONDS WEST, 60.00 FEET TO SOUTH LINE OF LOT 1 OF CERTIFIED SURVEY MAP NO. 371: THENCE SOUTH 89 DEGREES 03 MINUTES 34 SECONDS WEST, ALONG THE SOUTH LINE OF SAID CERTIFIED SURVEY MAP NO. 371, A DISTANCE OF 95.00 FEET; THENCE NORTH 00 DEGREES 24 MINUTES 26 SECONDS WEST, ALONG THE WEST LINE OF SAID CERTIFIED SURVEY MAP NO. 371, A DISTANCE OF 169.00 FEET; THENCE NORTH 89 DEGREES 03 MINUTES 34 SECONDS EAST, ALONG THE NORTH LINE OF SAID CERTIFIED SURVEY MAP NO. 371, A DISTANCE OF 95.00 FEET; THENCE NORTH 00 DEGREES 24 MINUTES 26 SECONDS WEST, ALONG THE WEST LINE OF LOTS 2 AND 3 OF CERTIFIED SURVEY MAP 3535 AND LOTS 1 AND 2 OF CERTIFIED SURVEY MAP NO. 4172, A DISTANCE OF 769.60 FEET TO THE NORTH LINE OF SECTION 23; THENCE NORTH 88 DEGREES 39 MINUTES 15 SECONDS EAST, ALONG SAID NORTH LINE, 457.82 FEET: THENCE NORTH 01 DEGREES 05 MINUTES 01 SECONDS WEST, ALONG THE WEST LINE OF LANDS DESCRIBED IN DOCUMENT NO. 1602302, A DISTANCE OF 160.44 FEET: THENCE NORTH 88 DEGREES 34 MINUTES 43 SECONDS EAST, ALONG THE NORTH LINE OF LANDS DESCRIBED IN DOCUMENT NOS. 1602302 AND 1648827, A DISTANCE OF 176.22 FEET TO THE WEST LINE OF LOT 1 OF CERTIFIED SURVEY MAP NO. 5844; THENCE NORTH 01 DEGREES 06 MINUTES 39 SECONDS WEST, ALONG THE WEST LINE OF SAID LOT 1 OF CERTIFIED SURVEY MAP NO 5844, A DISTANCE OF 343.77 FEET; THENCE

NORTH 88 DEGREES 35 MINUTES 35 SECONDS EAST, ALONG THE NORTH LINE OF LOT 1 OF CERTIFIED SURVEY MAP NO. 5844, A DISTANCE OF 699.17 FEET; THENCE NORTH 00 DEGREES 35 MINUTES 09 SECONDS EAST, ALONG THE WEST LINE OF LANDS DESCRIBED IN DOCUMENT NOS. 941940 AND 1159946, A DISTANCE OF 796.07 FEET: THENCE NORTH 89 DEGREES 26 MINUTES 14 SECONDS EAST, ALONG THE NORTH LINE OF LANDS DESCRIBED IN DOCUMENT NO. 1159946 AND LOT 1 OF CERTIFIED SURVEY MAP NO. 4782, A DISTANCE OF 712.30 FEET: THENCE SOUTH 00 DEGREES 27 MINUTES 33 SECONDS WEST, ALONG THE EAST LINE OF SAID LOT 1 OF CERTIFIED SURVEY MAP NO. 4782, A DISTANCE OF 881.34 FEET; THENCE NORTH 89 DEGREES 26 MINUTES 33 SECONDS EAST, ALONG THE NORTH LINE OF LOT 2 OF CERTIFIED SURVEY MAP NO. 4782 AND LANDS DESCRIBED IN DOCUMENTS NOS. 140692 AND 1309102, A DISTANCE OF 605.10 FEET; THENCE NORTH 00 DEGREES 27 MINUTES 58 SECONDS EAST, ALONG THE WEST LINE OF LOT 1 OF CERTIFIED SURVEY MAP NO 4321 AND LOT 1 OF CERTIFIED SURVEY MAP NO. 3328, A DISTANCE OF 417.75 FEET; THENCE NORTH 86 DEGREES 30 MINUTES 58 SECONDS EAST. ALONG THE WEST LINE LOT 1 OF CERTIFIED SURVEY NO. 3328, A DISTANCE OF 172.80 FEET; THENCE NORTH 00 DEGREES 38 MINUTES 33 SECONDS EAST, ALONG THE WEST LINE LOT 1 OF CERTIFIED SURVEY MAP NO. 3328, A DISTANCE OF 190.67 FEET; THENCE NORTH 89 DEGREES 25 MINUTES 58 SECONDS EAST, ALONG THE NORTH LINE OF LOT 1 OF CERTIFIED SURVEY MAP NO.3328. A DISTANCE OF 1145.05 FEET, THENCE NORTH 00 DEGREES 20 MINUTES 50

SECONDS EAST, ALONG THE WEST LINE OF LANDS DESCRIBED IN DOCUMENT NO.1556848, A DISTANCE OF 1374.25 FEET; THENCE NORTH 69 DEGREES 42 MINUTES 47 SECONDS EAST, ALONG THE NORTH LINE OF LANDS DESCRIBED IN DOCUMENT NO. 1556848, A DISTANCE OF 184.09 FEET; THENCE NORTH 86 DEGREES 22 MINUTES 10 SECONDS EAST, ALONG THE NORTH LINE OF LANDS DESCRIBED IN DOCUMENT NO. 1556848, A DISTANCE OF 486.00 FEET; THENCE SOUTH 00 DEGREES 16 MINUTES 58 SECONDS WEST, ALONG THE EAST LINE OF LANDS DESCRIBED IN DOCUMENT NO .; 1556848 AND THE EAST LINE OF WINCHESTER EIGHTS, 2081.86 FEET; THENCE SOUTH 89 DEGREES 54 MINUTES 33 SECONDS EAST, ALONG THE NORTH LINE CERTIFIED SURVEY MAP NO. 2436. A DISTANCE OF 659.87 FEET; THENCE SOUTH 00 DEGREES 14 MINUTES 24 SECONDS WEST, ALONG THE EAST LINE OF LOT 1 OF CERTIFIED SURVEY MAP NO. 2436 AND LOT 2 OF CERTIFIED SURVEY MAP NO. 3221, A DISTANCE OF 234.11 FEET: THENCE SOUTH 89 DEGREES 54 MINUTES 34 SECONDS EAST, ALONG THE NORTH LINE OF LANDS DESCRIBED IN DOCUMENTS NO. 1338325, 1806840, 625637 AND CERTIFIED SURVEY MAP NOS. 1663, 750, 1343, AND 695, A DISTANCE OF 1319.78 FEET, TO THE EAST LINE OF SECTION 13; THENCE SOUTH 00 DEGREES 08 MINUTES 03 SECONDS WEST, ALONG THE EAST OF SAID SECTION 13, A DISTANCE OF 200.00 FEET TO THE NORTHEAST CORNER OF SECTION 24 (SAID POINT TO BE REFERRED TO AS POINT "A"); THENCE SOUTH 00 DEGREES 12

MINUTES 23 SECONDS EAST, ALONG THE EAST LINE OF SECTION 24, BEING THE EAST LINE OF CERTIFIED SURVEY MAP NO. 6095 AND WINGATE SUBDIVISION, 1133.00 FEET; THENCE NORTH 89 DEGREES 54 MINUTES 34 SECONDS WEST, ALONG THE SOUTH LINE OF WINGATE SUBDIVISION, 672.00 FEET; THENCE NORTH 00 DEGREES12 MINUTE 23 SECONDS WEST, ALONG THE WEST LINE OF WINGATE SUBDIVISION, 1133.00 FEET; THENCE NORTH 89 DEGREES 54 MINUTES 34 SECONDS WEST, ALONG THE NORTH LINE OF SECTION 24, A DISTANCE OF 48.15 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 50 SECONDS EAST. ALONG THE EAST LINE OF LANDS DESCRIBED IN DOCUMENT NO. 1163900, A DISTANCE OF 254,00 FEET; THENCE NORTH 89 DEGREES 54 MINUTES 34 SECONDS WEST, ALONG THE SOUTH LINE OF LANDS DESCRIBED IN DOCUMENT 1163900, A DISTANCE OF 600 FEET; THENCE SOUTH 00 DEGREES 21 MINUTES 50 SECONDS EAST, ALONG THE EAST LINE OF THE WEST ½ OF THE NORTHEAST ¼ OF SAID SECTION 24, A DISTANCE OF 2389.72 FEET; THENCE SOUTH 00 DEGREES 14 MINUTES 06 SECONDS EAST, ALONG THE EAST LINE OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 24, A DISTANCE OF 1323.85 FEET; THENCE SOUTH 89 DEGREES 55 MINUTES 07 SECONDS WEST, ALONG THE SOUTH LINE OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 24, A DISTANCE OF 1312.55 FEET; THENCE NORTH 00 DEGREES 14 MINUTES 55 SECONDS WEST, ALONG THE WEST LINE OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 24, A DISTANCE OF 1326.55 FEET; THENCE SOUTH 89 DEGREES 43 MINUTES 47 SECONDS WEST, ALONG

THE SOUTH LINE OF THE NORTHWEST ¼ OF SAID SECTION 24, ALSO BEING THE SOUTH LINE OF WHITE PINE ESTATES AND WHITE PINE ESTATES III, A DISTANCE OF 2649.94 FEET TO THE POINT OF BEGINNING.

THE AREA OF THE LARSEN / WINCHESTER SANITARY DISTRICT, WITHIN THE TOWN OF WINCHESTER CONTAINS 480.28 ACRES MORE OR LESS.

#### **CLAYTON DESCRIPTION**

COMMENCING AT POINT "A" BEING THE NORTHEAST CORNER OF SAID SECTION 24, TOWNSHIP 20 NORTH, RANGE 15 EAST; THENCE SOUTH 71 DEGREES 23 MINUTES 21 SECONDS EAST, 4089.57 FEET TO THE NORTHWEST CORNER OF THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 19, TOWNSHIP 20 NORTH, RANGE 16 EAST (SAID POINT BEING REFERRED TO AS POINT "B") ALSO BEING THE POINT OF BEGINNING; THENCE NORTH 89 DEGREES 38 MINUTES 38 SECONDS EAST, ALONG THE NORTH LINE OF SAID SE 1/4 OF THE NE 1/4, ALSO BEING THE NORTH LINE OF LANDS DESCRIBED IN DOCUMENT NOS. 682585 AND 756344, A DISTANCE OF 1325.35 FEET; THENCE NORTH 88 DEGREES 53 MINUTES 34 SECONDS EAST, ALONG THE NORTH LINES OF LOT 2 OF CERTIFIED SURVEY MAP NO. 4211 AND LOT 1 OF CERTIFIED SURVEY MAP NO. 5886, A DISTANCE OF 835.82 FEET; THENCE SOUTH 13 DEGREES 12 MINUTES 29 SECONDS WEST, ALONG THE EAST LINE OF LOT 1 OF CERTIFIED SURVEY MAP NO. 5886, A DISTANCE OF 1058.95 FEET; THENCE SOUTH 89 DEGREES 27 MINUTES 29 SECONDS EAST, ALONG

THE NORTH LINE OF LANDS DESCRIBED IN DOCUMENT NO. 837080, A DISTANCE OF 701.33 FEET: THENCE SOUTH 00 DEGREES 21 MINUTES 42 SECONDS EAST, ALONG THE EAST LINE OF LANDS DESCRIBED IN DOCUMENT NO. 837080, A DISTANCE OF 275.49 FEET, THENCE NORTH 88 DEGREES 48 MINUTES 02 SECONDS EAST, ALONG THE NORTH LINE OF LOT 2 OF CERTIFIED SURVEY MAP NO. 2056, A DISTANCE OF 75.49 FEET; THENCE SOUTH 19 DEGREES 42 MINUTES 55 SECONDS EAST, ALONG THE WEST LINE OF LANDS DESCRIBED IN DOCUMENT NO. 689242, A DISTANCE OF 421.10 FEET; THENCE SOUTH 08 DEGREES 44 MINUTES 50 SECONDS WEST, ALONG THE EAST LINE OF LOT 2 OF CERTIFIED SURVEY MAP NO. 2626. A DISTANCE OF 276.25 FEET: THENCE NORTH 77 DEGREES 39 MINUTES 49 SECONDS WEST, ALONG THE SOUTH LINE OF CERTIFIED SURVEY MAP NO. 2626 AND OF LANDS DESCRIBED IN DOCUMENT NOS. 1489200 AND 1652426, A DISTANCE OF 650.13 FEET; THENCE SOUTH 07 DEGREES 33 MINUTES 20 SECONDS WEST, ALONG THE EAST LINE OF LOT 2 OF CERTIFIED SURVEY MAP NO. 5613, A DISTANCE OF 22.90 FEET; THENCE NORTH 77 DEGREES 00 MINUTES 58 SECONDS WEST, ALONG THE SOUTH LINE OF LOT 2 OF CERTIFIED SURVEY MAP NO. 5613, A DISTANCE OF 209.56 FEET; THENCE SOUTH13 DEGREES 12 MINUTES 44 SECONDS WEST, ALONG THE EAST LINE OF LANDS DESCRIBED IN DOCUMENT NO. 1330273, A DISTANCE OF 203.83 FEET; THENCE NORTH 74 DEGREES 29 MINUTES 24 SECONDS WEST, ALONG THE SOUTH LINE OF LANDS DESCRIBED IN DOCUMENT NO. 1330273 AND VOL. 441 PG. 570. A DISTANCE OF 115.14 FEET; THENCE SOUTH 13 DEGREES 12

MINUTES 48 SECONDS WEST, ALONG THE EAST LINE OF LANDS DESCRIBED IN DOCUMENT NO. 739079. A DISTANCE OF 676.30 FEET; THENCE SOUTH 89 DEGREES 00 MINUTES 42 SECONDS WEST, ALONG THE SOUTH LINE OF LANDS DESCRIBED IN DOCUMENT NO. 739079, A DISTANCE OF 206.30 FEET; THENCE SOUTH 11 DEGREES 17 MINUTES 38 SECONDS WEST ALONG THE EAST LINE OF TAX PARCEL NO. 006054405, A DISTANCE OF 671.80 FEET; THENCE NORTH 00 DEGREES 50 MINUTES 18 SECONDS EAST, ALONG THE WEST LINE OF TAX PARCEL NO. 006054405, A DISTANCE OF 656.76 FEET; THENCE SOUTH 89 DEGREES 37 MINUTES 43 SECONDS WEST, ALONG THE SOUTH LINE OF LOT 3 OF CERTIFIED SURVEY MAP NO. 4803, A DISTANCE OF 650.00 FEET; THENCE NORTH 00 DEGREES 24 MINUTES 00 SECONDS EAST, ALONG THE WEST LINE OF LOT 3 OF CERTIFIED SURVEY MAP NO. 4803, A DISTANCE OF 1100.81 FEET; THENCE SOUTH 89 DEGREES 45 MINUTES 38 SECONDS WEST, ALONG THE SOUTH LINE OF CERTIFIED SURVEY MAP NO. 5966, A DISTANCE OF 208.71 FEET; THENCE SOUTH 00 DEGREES 24 MINUTES 00 SECONDS WEST, ALONG THE EAST LINE OF LOT 2 OF CERTIFIED SURVEY MAP NO. 5965, A DISTANCE OF 662.52 FEET; THENCE SOUTH 88 DEGREES 32 MINUTES43 SECONDS WEST, ALONG THE SOUTH LINE OF LOT 2 OF CERTIFIED SURVEY MAP NO. 5965, A DISTANCE OF 39.97 FEET; THENCE SOUTH 00 DEGREES 55 MINUTES 47 SECONDS WEST, ALONG THE EAST LINE OF LOT 2 OF CERTIFIED SURVEY MAP NO. 5695, A DISTANCE OF 412.37 FEET; THENCE SOUTH 35 DEGREES 50 MINUTES 13 SECONDS WEST, ALONG THE EAST LINE OF LOT 2 OF CETIFIED SURVEY MAP NO. 5965, A

DISTANCE OF 458.32 FEET, THENCE SOUTH 76 DEGREES 15 MINUTES 17 SECONDS WEST, ALONG THE SOUTH LINE OF LOT 2 OF CERTIFIED SURVEY MAP NO. 5965, A DISTANCE OF 170.87 FEET; THENCE NORTH 00 DEGREES 31 MINUTES 16 SECONDS EAST, ALONG THE WEST LINE OF LOT 2 OF CERTIFIED SURVEY MAP NO. 5965. A DISTANCE OF 383.67 FEET; THENCE SOUTH 89 DEGREES 37 MINÚTES43 SECONDS WEST, ALONG THE SOUTH LINE OF LOT 2 OF CERTIFIED SURVEY MAP NO. 5965, A DISTANCE OF 643.71 FEET; THENCE NORTH 00 DEGREES 24 MINUTES 32 SECONDS EAST, ALONG THE WEST LINE OF LOT 2 OF CERTIFIED SURVEY MAP NO. 5965 AND LOT 1 OF CERTIFIED SURVEY MAP NO. 1571, A DISTANCE OF 1313.86 FEET; THENCE NORTH 89 DEGREES 45 MINUTES 37 SECONDS EAST, ALONG THE NORTH LINE OF LOT 1 OF CERTIFIED SURVEY MAP NO. 1571, A DISTANCE OF 29.67 FEET; THENCE NORTH 00 DEGREES 04 MINUTES 55 SECONDS WEST, ALONG THE WEST LINE OF LOT 1 OF CERTIFIED SURVEY MAP NO. 1349, A DISTANCE OF 340.60 FEET; THENCE SOUTH 88 DEGREES 23 MINUTES 25 SECONDS EAST, ALONG THE NORTH LINE OF LOT 1 OF CERTIFIED SURVEY MAP NO. 1349, A DISTANCE OF 625.06 FEET; THENCE NORTH 00 DEGREES 05 MINUTES 01 SECONDS WEST, ALONG THE WEST LINE OF LARSEN HEIGHTS AND LANDS DESCRIBED IN DOCUMENT NO. 682585, A DISTANCE OF 1000.69 FEET TO THE POINT OF BEGINNING.

THE AREA OF THE LARSEN / WINCHESTER SANITARY DISTRICT, WITHIN THE TOWN OF CLAYTON CONTAINS 154.10 ACRES MORE OR LESS.

