

### NEENAH PLAN COMMISSION

### October 10, 2023 4:15 P.M. Hauser Room, City Administration Building

- 1. Approval of Minutes: September 26, 2023
- 2. Public Appearances (Ten minutes divided among those wishing to speak on topics pertinent to the Plan Commission)
- 3. Public Hearings:
  - a. Official Street Map Amendment CTH II Town of Clayton
  - b. Rezoning Tyler Street parcels Galloway Company
  - TID No. 9 Amendment 3 Project Plan and Amended District Boundaries
- 4. Action Items:
  - a. Official Street Map Amendment CTH II Town of Clayton (Ord. No 2023-15)
  - b. Rezoning Tyler Street parcels Galloway Company (Ord. No. 2023-16)
  - c. TID No. 9 Amendment 3 Project Plan and Amended District Boundaries (PC Resolution No. 2023-01)
  - d. Amended Relocation Order for S. Commercial Street Construction (Resolution No. 2023-24)
- 5. Announcements and future agenda items:
  - a. Next Meeting: October 24, 2023

In accordance with the requirements of Title II of the Americans with Disabilities Act (ADA), the City of Neenah will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs, or activities. If you need assistance, or reasonable accommodation in participating in this meeting or event due to a disability as defined under the ADA, please call the Community Development Department Administrative Assistant at 920-886-6125 or the City's ADA Coordinator at (920) 886-6106 or e-mail attorney@ci.Neenah.wi.us at least 48 hours prior to the scheduled meeting or event to request an accommodation.

### MINUTES OF THE NEENAH PLAN COMMISSION Tuesday, September 26, 2023 4:15 p.m.

### Present:

Mayor Jane Lang,	PRESENT	Alderman Dan Steiner,	PRESENT	Gerry Kaiser, Director	PRESENT
Chairperson		Vice Chairperson		of Public Works	
Kate Hancock-Cooke	PRESENT	Karen Genett	PRESENT	Betsy Ellenberger	PRESENT
Gerry Andrews	ABSENT	Sarah Moore-Nokes	PRESENT		

### Also Present:

Brad Schmidt, Deputy Director of	Kayla Kubat, Administrative Assistant	David Rashid, City Attorney	
Community Development	of Community Development		
Chris Haese, Director of	Char Nagel, City Clerk	Alderman Lee Hillstrom	
Community Development			
Alderman Cari Lendrum	Tamara Hasz, 301 E Wisconsin Ave	Diane Eparvier, 669 Elm St	
Roger Schregardus, Boldt	Bethanie Gengler, Neenah News	Samantha Cavalli, WBAY-TV	

<u>Minutes:</u> MSC Genett/Nokes-Moore, the Plan Commission, to approve the August 29, 2023 meeting minutes. All voting aye. Motion passed. Members Ellenberger and Hancock-Cooke abstain.

<u>Public Appearances:</u> Chairperson Mayor Lang opened public appearances to topics not related to the agenda.

Diane Eparvier- 669 Elm St – questioned who is responsible for the traffic lights in the City. Member Kaiser stated she can get in contact with Public Works Traffic Engineer, James Merten.

No one else in attendance spoke. Chairperson Mayor Lang closed public appearances.

### **Public Hearings:**

a. Zoning Code Amendment – Tourist Housing (Sec. 26-661 (11))

No one in attendance spoke. Chairperson Mayor Lang closed this public hearing.

b. Zoning Code Amendment – Sign Code (Chapter 24)

No one in attendance spoke. Chairperson Mayor Lang closed this public hearing.

### **Action Items:**

a. Zoning Code Amendment – Tourist Housing (Sec. 26-661 (11)) – Ord No 2023-12

ORDINANCE NO. 2023-12

Deputy Director Schmidt went over how this change will help align the code to state law. In 2017, the City amended the Zoning Code to include regulations for tourist housing (short-term rentals). Under the current ordinance, property owners with a valid tourist housing license are allowed to rent their house for up to 120 days within a calendar year. A few months after the City adopted the tourist housing ordinance, the State of Wisconsin adopted 2017 Act 59 which included limitations on municipal regulations for short term rentals. Specifically, the State law prohibits a

municipality from limiting the number of days a property owner can rent their house to no less than 180 days. The City's language should be amended to be consistent with the State's minimum of 180 days or a number greater than that. Staff recommends amending the ordinance to increase the allowable rental days in a calendar year from 120 days to 180 days.

Member Hancock-Cooke asked if there has been a lot of concern being brought up to staff in regard to tourist housing we were trying to get ahead of in 2017. Deputy Director Schmidt stated there haven't been many applications for tourist housing and there are probably some properties being used for tourist housing the City is unaware of. It is difficult to enforce due to not having a database of addresses on sites like AirBnb. Overall, there haven't been many complaints.

MSC Kaiser/Ellenberger, the Plan Commission, recommend Common Council approve Ordinance No. 2023-12, amending Section 26-661 (11) of the Code of Ordinances relating to Tourist Housing. All aye. Motion passed.

### b. Zoning Code Amendment -- Sign Code (Chapter 24) - Ord No 2023-13

Deputy Director Schmidt went over the City's Sign Code (Chapter 24), in its current form, was adopted in 1977. There have been minor amendments since that time, most recently in 2010. A lawsuit brought against the City earlier this year identified several inconsistencies with a recent U.S. Supreme Court decision (Reed vs. Gilbert) which prohibits the regulation of signs based on their content unless such is merely and wholly incidental to it. The Supreme Court case established that sign regulations must be content-neutral otherwise there is a risk of infringing on a person's rights guaranteed by the First Amendment. Following the Supreme Court decision, Sign regulations must be content neutral and only be regulated by their size (height and area), location (location within a district and location on a property), or sign construction (material). Deputy Director Schmidt went over the updates looking to be made in the code, such as updating definitions for clarity and consolidating a number of sign types into one sign type. The proposed amendments are intended to eliminate the First Amendment discrepancies, however, a full rewrite of the sign code is expected in 2024.

Vice Chairperson Alderman Steiner clarified that municipalities are able to define certain category of sign and then put reasonable restrictions around the category as long as it is content neutral. He also asked if it could vary by different zonings. Deputy Director Schmidt stated yes, there can be regulation of size, location, number of signs, area of sign, material, but when talking about a sign related to its content, then it is illegal. He also went over the different sign allowances in residential zonings versus commercial zonings.

Member Ellenberger asked if this in response to the signs opposing the recent rezoning. Deputy Director Schmidt stated the City was aware of the Supreme Court case in 2015 and this code was being worked on prior to the lawsuits, however, the lawsuits pushed this amendment along quicker.

Member Hancock-Cooke added there were numerous political yard signs left after the election months afterwards, which was violating the sign code.

Member Ellenberger asked if this policy change is targeting the certain signs the City has enforced agains. Deputy Director Schmidt stated that is not the case and this is directly in response to being in line with the Supreme Court case and also that there are issues with the current Sign Code related to having content-based regulations.

Member Hancock-Cooke stated, in relation to the rezoning signs or political signs, the timeframe is what is being ignored for the sign to be allowed in a resident's yard. Member Ellenberger responded that the timeframe was part of the policy prior to this proposed change. Deputy Director Schmidt brought up how the regulations are being relaxed. In the example of the political signs, currently a campaign sign can only be up during the campaign period. With this proposed change there is nothing preventing a campaign sign being up for one month, taken down for 60 days and then put back out for another 30 days.

Member Kaiser clarified in 2024 there would be a sign code rewrite and how that would differ from what is happening right now. Deputy Director Schmidt stated his intent is to bring a request forward to rewrite and modernize the code in 2024, however, this current amendment is semi-related to the lawsuit. He went on to say how the current sign code is out-of-date and does not address more modern signage such as electronic message centers. The lawsuit is pushing us to address the concerns with the content-based regulations. Hopefully in 2024 there will be another look at this with some community input as well.

Member Genett asked if this change takes away the City's ability to enforce any signs. Deputy Direction Schmidt stated this change does not any enforcement abilities.

Member Moore-Nokes asked what a home occupation signs is. Deputy Director Schmidt explained in residential areas we allow for home occupations with a license or permit. These residents could advertise this home occupation.

MSC Steiner/Kaiser, the Plan Commission, recommend Common Council approve Ordinance No. 2023-13, repealing and recreating Chapter 24 of the Code of Ordinances relating to sign regulations. All aye. Motion passed.

#### c. Annexation #230 – Honor Street (Freedom Acres)

Deputy Director Schmidt went over the proposal to annex land contiguous to the City for the purpose of developing the First Addition to Freedom Acres subdivision. The 28.6 acres of land is currently undeveloped farmland located in the Town of Vinland west of Honor Street and north of CTH G. The Freedom Acres subdivision is located east of the annexation area. In 2020, the City purchased 130 acres of land along the Woodenshoe Road and County Highway G. This proposed annexation will be the fifth phase of the development.

Upon annexation the subject land will become part of the R-1, Single-Family Residence District. The City's Comprehensive Plan Future Land Use Map (2017) currently identifies the annexation area as Residential Neighborhood Investment Area. The proposed use is consistent with the City's Comprehensive Plan. This development will include 34 single-family lots and land intended for a future city park.

MSC Kaiser/Ellenberger, the Plan Commission, recommend Common Council approve Annexation #230 (Ordinance #2023-14) and the property also receive an R-1, Single-Family Residence District zoning classification. All aye. Motion passed.

### d. Preliminary Plat – 1<sup>st</sup> Addition to Freedom Acres

Deputy Director Schmidt went over the proposed plat, which is 28.6 acres in size, includes 48 single-family residential lots. The land is currently in the Town of Vinland but will be annexed to the City and receive a R-1, Single-Family Residence District zoning classification. The average lot size is approximately 21,022 square feet which exceeds the minimum lot size for single-family residential lots.

The plat proposes to extend Liberty Avenue, Founders Street and Honor Street to the west. One new street, Loyal Drive, is proposed. Staff is recommending changing the name of the proposed Honor Street extension to avoid confusion with Honor Street south and east of the proposed development. Lots which back up to County Road G shall include a note on the plat which states, "Access Restricted". This will prevent any of these properties from creating a driveway off County Road G. In addition, double frontage lots are prohibited unless there is an access restriction. Sidewalks are planned on both sides of all of the streets within the plat with the exception of Loyal Drive.

Member Genett wanted to make sure there are at least two forms of ingress and egress to this subdivision. Deputy Director Schmidt stated yes, there are three access points.

MSC Kaiser/Genett, the Plan Commission, recommend Common Council approve the Preliminary Plat for the First Addition to the Freedom Acres subdivision subject to the conditions on the preliminary plat review letter. All aye. Motion passed.

### e. Final Plat – 2<sup>nd</sup> Addition to the Homes at Freedom Meadows

Deputy Director Schmidt went over the final proposed plat, which is 19.94 acres in size, includes 34 single-family residential lots and three outlots. The land is currently zoned R-1, Single-Family Residence District. The average lot size is approximately 16,000 square feet which exceeds the minimum lot size for single-family residential lots. The residential lots range in width from 70 feet to 175 feet.

The development includes the west extension of Liberty Avenue and Freedom Meadows Drive. Two new streets, Valor Place and Patriot Way are proposed. The street right-of-way is 60-feet wide except for Freedom Meadows Drive which is 50 feet. Sidewalks are planned on both sides of all the streets within the development except for the northside of Freedom Meadows Drive.

Outlot 6 will be dedicated to the City as a public park. The park is 4.9 acres in size and has the possibility to expand north as future development occurs. The park will function as a neighborhood park, but could expand into a community park in the future.

MSC Ellenberger/Moore-Nokes, the Plan Commission, recommend Common Council approve the Final Plat for the Second Addition to the Homes at Freedom Meadows Subdivision. All aye. Motion passed.

### f. Site Plan – 2475 Progress Court – Animal Shelter

Deputy Director Schmidt went over the site plan for the new Neenah Animal Shelter. The shelter currently operates at a facility located at 951 County Road G in the Town of Neenah. They are proposing to construct a new facility on an undeveloped site within the Neenah Southpark Industrial Center. The site plan includes a 7,238 square-foot building located on the east portion of the property. Off-street parking is located south and east of the building. An outdoor fence dog run is located north of the building. The west half of the 3.5-acre property will remain undeveloped. There would be landscape requirements along Progress Court and buffer yard standards due to the residents that are adjacent to this development. The fire department is also requiring fire truck access and turnaround requirements.

Vice Chairperson Alderman Steiner asked how much assessment there has been to noise carrying to the adjacent residents. Deputy Director Schmidt stated there hasn't been much assessment but hopefully with the buffer yard the noise will be reduced.

Vice Chairperson Alderman Steiner asked if the dogs would be outside in the evening. Roger Schregardus from Boldt stated the dogs will have a controlled access to the outside during the day but would not be out in the evening. He showed on the plan the noise would be directed to the industrial side and not towards the residential area.

MSC Ellenberger/Gennett, the Plan Commission, approve the site plan for a new animal shelter building located at 2475 Progress Court subject to the Site Plan Review letter comments. All aye. Motion passed.

### Comprehensive Plan 2040 – 5-Year Review:

### a. Chapter 4: Economic Development

Deputy Director Schmidt went over the updates to the chapter, such as the major employers in the community and updating labor statistics. Also adding language regarding closing TIF 5 and TIF 6 and opening TIF 11 and TIF 12. There are also updates to projects that have since been completed, like the Downtown Plan and adding the S. Commercial St corridor plan. There is also a lot of discussion of the potential closure of ThedaCare hospital, however, we can now add the improvements at the hospital in the years since. This chapter also talks about recommendations that are ongoing.

Member Hancock-Cooke suggested creating a separate document adjacent to this Comprehensive Plan that shows the projects that have been completed. Deputy Director Schmidt discussed how to prioritize these recommendations. More will be discussed about this in Chapter 10 of the Plan, which goes over the prioritization of projects and accomplishments.

Vice Chairperson Alderman Steiner reiterated how this is only a planning document not set in stone, however, will there be opportunities to fine-tune some of the language instead of having vague recommendations. Deputy Director Schmidt said yes, when this was put together there was a comprehensive planning committee and with this review, there were will opportunities to update the language.

Announcements and Future Agenda Items: Next meeting is scheduled for October 10, 2023.

<u>Adjournment:</u> The Commission adjourned its meeting at 4:55p.m. MSC Genett/Kaiser. All voting Aye. Motion passed.

Respectfully Submitted,

Kayla Kubat

Kayla Kubat

Administrative Assistant, Department of Community Development





### MEMORANDUM

**DATE:** October 10, 2023

**TO:** Mayor Lang and Plan Commission Members

FROM: Brad Schmidt, AICP, Deputy Director

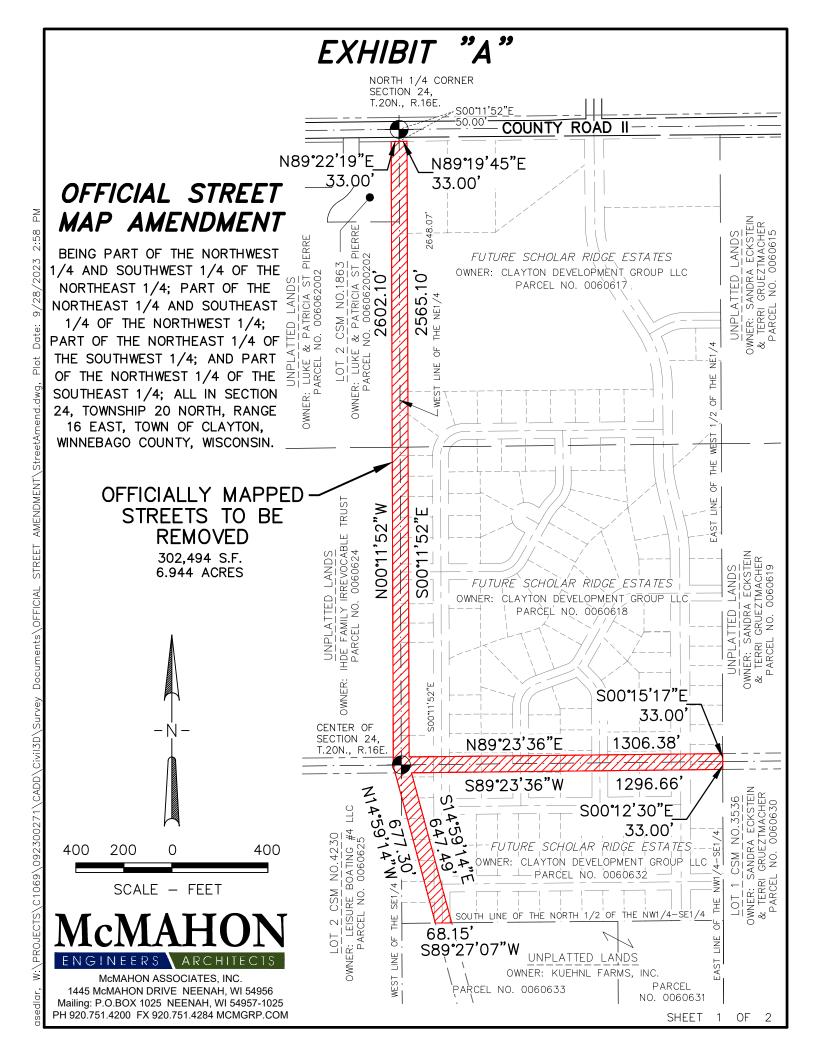
**RE:** Official Map Amendment – County Road II – Town of Clayton

The City's Official Street Map identifies street reservations in the area between County Road II and Larsen Road in the Town of Clayton. The reservations include both north-south and east-west reservations which are 66 feet wide. The City's Official Street Map is a planning document which identifies future street extensions and street right-of-way.

The Town is proposing a new residential subdivision in this area. Due to challenges with a stream which bisects the plat, the street layout within the plat is slightly modified. The proposed plat contains a north-south street connecting County Road II and an east-west road which allows for further extensions. The City's extraterritorial authority requires the review of land divisions outside of City limits.

#### Recommendation

Appropriate Action at this time is to recommend Council approve Ordinance 2023-15, amending the Official Street Map by removing the 66-foot wide street reservations between County Road II and Larsen Road in the Town of Clayton.



# EXHIBIT "A" OFFICIAL STREET MAP AMENDMENT

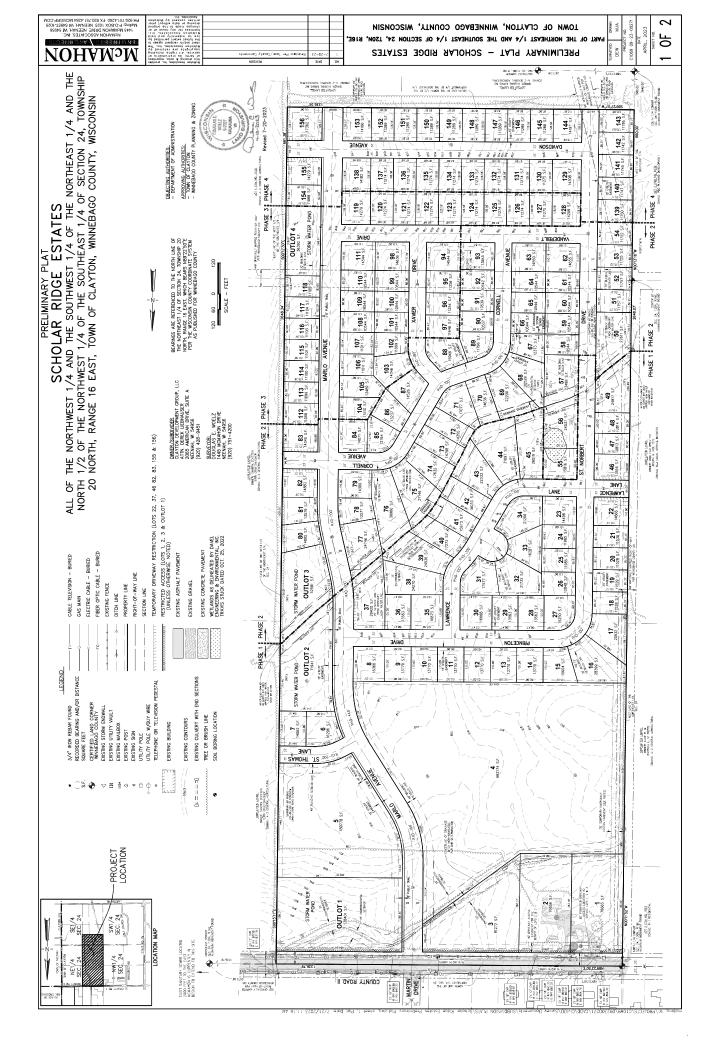
BEING PART OF THE NORTHWEST 1/4 AND SOUTHWEST 1/4 OF THE NORTHEAST 1/4; PART OF THE NORTHEAST 1/4 AND SOUTHEAST 1/4 OF THE NORTHWEST 1/4; PART OF THE NORTHEAST 1/4 OF THE SOUTHWEST 1/4; AND PART OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4; ALL IN SECTION 24, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN.

#### LEGAL DESCRIPTION OF OFFICIALLY MAPPED STREETS TO BE REMOVED:

Part of Lot 2 of Certified Survey Map No. 4230, located in the Northeast 1/4 of the Southwest 1/4; Part of Lot 2 of Certified Survey Map No. 1863, located in the Northeast 1/4 of the Northwest 1/4; and unplatted lands being part of the Northwest 1/4 and Southwest 1/4 of the Northeast 1/4; part of the Northeast 1/4 and Southeast 1/4 of the Northwest 1/4; and part of the Northwest 1/4 of the Southeast 1/4; all in Section 24, Township 20 North, Range 16 East, Town of Clayton, Winnebago county, Wisconsin containing 302,494 square feet (6.944 acres) of land more or less being more particularly described as follows:

Commencing at the North 1/4 Corner of said Section 24; Thence S00°11'52"E, 50.00 feet along the West line of the Northeast 1/4 of said Section 24 to its intersection with the North line of the Officially Mapped Street to be removed and the Point of Beginning; Thence N89<sup>\*19</sup>'45"E, 33.00 feet along said North line to the East line of said Officially Mapped Street; Thence S00°11'52"E, 2565.10 feet along said East line to the North line of said Officially Mapped Street; Thence N89°23'36"E, 1306.38 feet along said North line to the East line of the Southwest 1/4 of the Northeast 1/4 of said Section 24: Thence S00°15'17"E, 33.00 feet along said East line to the North line of the Northwest 1/4 of the Southeast 1/4 of said Section 24; Thence S00°12'30"E, 33.00 feet along the East line of said Northwest 1/4 of the Southeast 1/4 to the South line of the Officially Mapped Street to be removed; Thence S89°23'36"W, 1296.66 feet along said South line to the East line of said Officially Mapped Street; Thence S14°59'14"E, 647.49 feet along said East line to the South line of the North 1/2 of the Northwest 1/4 of the Southeast 1/4 of said Section; Thence S89°27'07"W, 68.15 feet along said South line to the West line of the Officially Mapped Street to be removed; Thence N14°59'14"W, 677.30 feet along said West line; Thence N00°11'52"W, 2602.10 feet continuing along said West line to the North line of said Officially Mapped Street; Thence N89°22'19"E, 33.00 feet along said North line to the Point of Beginning.





TOWN OF CLATION, WINNEBAGO COUNTY, WISCONSIN C1069 09-23-0027 APRIL, 2023 능 MOHAMaM STORMS STANDONS NO STA OF THE MORTHEAST 1/4 AND THE SOUTHEAST 1/4 OF SECTION 24, T20M, PRELIMINARY PLAT - SCHOLAR RIDGE ESTATES 2 SCHOLAR RIDGE ESTATES
ALL OF THE NORTHWEST 1/4 AND THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 AND THE NORTH 1/2 OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 24, TOWNSHIP 20 NORTH, RANGE 16 EAST, TOWN OF CLAYTON, WINNEBAGO COUNTY, WISCONSIN UNIGORANDIAL STRAIN CONTROLL MEDICALE NE FALLOWNE SER STRAINED SAN O-ADMITS ARE PROBERD NUMBER ACCOUNTS. THE CONTROLL OF AN ENGINEER AND ADMITS MANITAMIC G. IRANAG, MPRODERITS, MANITAMIC G. IRANAG, WAYS AND ASSOLATED DRAWAG, MPRODERITS SHALL BE THE RESPONDENT OF THE PROTESTY DWARE WAS READED OFFI FRANKS, IRANAG, FOR TOTAL THE MANITAMIC AND REPURS SHALL BE COMLY ASSESSED AMONO, THE REPORTSY OWNESS, THE PRODERSY OF ANY OT CONSTITUTES. A MARTE OF OBJECTION AND ASSESSED AND ASSESSED IN WICH SHALL BE PLACED ON THE TANKS AND ASSESSED ASSESSED. REMANDE, CREARINE, SERRIMENE, PET CONSTRUCTIONS OF STREETE SERVED TO WHAT ALL STREETS OF Beginning at the Northeast 1/4 of onto a load select or \$4. There is Negozing 1.2, 13.5,2.5. The state of the New Horth lines of the Newteent 1/4 of olds Section 2.4 to the East line of the New 1/2 of seld Northeast 1/4. There SONISTYZE 548.4 at the days and East line of the New 1/2 of the North 1/2 of the Nort RIGHT OLD CALL ODDRAWIT. HE TOTS (OS CALTEN IN HIS SEGNOWS) OF ALT ASK AUACUST OF POPERTY HAIL, AS OF HE DATE OF THE DODRAWIT. AND CALL OF THE ALTHOUGH AND CALL AGAIN, A PROPERTY DESCRETOR, All of the Northwest 1/4 and the Southwest 1/4 of the Northeast 1/4 and the thorth 1/2 of the Northwest 1/4 of the Southeast 1/4 of Section 24, Township 20 North, Rongs 16 East, fown of Colydon, Winnebogo County, Wisconsin containing 4/28,349 square feet (101,65) acres) of lond more or less and describe to follows: <u>dranage lamitenage eastante,</u> winnebago county and the town shall have an unqualified right to enter upon any dranage eastant of utoli top inspecton and, if necessary, mantenance and repair of the dranage ways and associated dranage informents. Revised 7-20-2023 ALL GALDNO, AND FINAL GRADES FOR THE CONSTRUCTION OF ANY PUBLIC OR PRIVATE MIPROFEMENT SHALL CONFORM TO THE DRAINIAGE PLAN AS APPROFED BY WINNESSHOO COUNTY AND THE UTMIN OF CLATTON. ALL GRADING AND FINAL GRADES FOR THE CONSTRUCTION OF ANY PUBLIC OR PRIVATE MPROVENENT SHALL CONFORM TO THE DRAINAGE PLAN AS APPROVED BY WINNEBROD COUNTY AND THE TORM OF CLAYTON. A SHORELAND PERWIT FROM WINNEBAGO COUNTY ZONNG ADMINSTRATORS OFFICE IS REQUIRED FOR LOTS 6 THRU 9, 31, 34 THRU 61, 66 THRU 89 & CUTLOTS 2 & 3 PRIOR TO CONSTRUCTION, FILL OR GRADING ACTIVITIES WITHIN 300' OF THE ORDINARY HIGH WATER MARK OF A NANGABLE STREAM. LOTS 22 & 46 (AMEDICE LANE), LOT 37 (AMERO ARENUE), LOTS 82 & 83 (CORRELL ARENUE) AND LOTS 155 & 156 (DAVIDSON ANENUE) CONTIAN A DRIVENY PETRIFICION AS MAPPED. THIS RESTRECTION SHALL TEXANATE UPON FITURE EXTENSION OF LAMENCE LANE, MARCI ARENUE, CORNELL ARENUE & DAVIDSON PARTILLE. THE LOCATION OF THE APPROXIMATE ORDINARY HIGH WATER MARK SHALL BE THE POINT ON THE BANK OF THE MANGABLE STREAM UP TO WHICH THE PRESENCE AND TO WHICH THE MESSTRAM VESTATION, OR OTHER PRESENCE WHEN IS SO CONTINUOUS AS TO LEARE, A DISTINCTINE WARK BY EROSON, DESTRUCTION OF TEMESTRIAL VESTATION, OR OTHER PRESENCE. ANY AGROLINAL DRAW THE WHOH'S DISTURBED, OIT OR BRONCH AS PART OF THE DEPELIPMENT OF THE PLAT OR EXCAVATION FOR HOME CONSTRUCTION WASTER REACTIONS TO ALLOW WHO THE REAL MAD OF MEETING TO ALLOW WHO THE BEAM THO CONVINCE OR DRAWING AS ORGANALLY DESCRIED. THE COST OF THE REPARE OF CONTROL OF THE COST OF THE REPARE OF THE PART OF THE SECURATION WASTER OF THE PART OF THE SECURATION WASTER OF THE PART OF THE SECURATION OF THE SE any Land below the ordinary high wares mark of a Lang or a nangable stream is subject to the public trust in nangable waters that is Established under afficie in, section 1, of the state constitution. A JURISIOCITONAL DETERMINATION/ARTRICIAL WETLAND EXEMPTION REQUEST IS TO BE FILED WITH THE WISCONSIN DIRE'S OFFICE TO ALLOW THE FILLING OF WETLAND AREAS SHOWN ON LOTS 45, 55 & 56 (WETLAND AREA IS LESS THAN 10,000 S.F.) 39' Traporany dierrency access eagrient as shown to be used for energency purposes only. This easement shall terminate upon the dedication of secondary public access being provided to service this development.  $(132.018 \times 2~001.015)$  lots 18 Then 26, (015.31 Then 34, LOTS 38 Then 156 and outlots 3 & 4 - Suburban resodental (R-2) district total dependent = 156 lots & 4 outlots FRONTYARD BUILDING SETBACKS TO BE 30 FEET FOR SUBURBAN & TWO-FAMILY RESIDENTIAL LOTS AND 40 FEET FOR MULTIFAMILY RESIDENTIAL LOTS

SINGLE FAMILY ZOWING — 6% LAND DEDICATION REQUIREMENT TOTAL SINGLE FAMILY LOT AREA = 2,533,380 S.F. (88.158 ACRES) LAND DEDICATION REQUIREMENT = 2,533,380 X. 06 = 152,002.8 S.F. (3.49 ACRES) LAND DEDICATION REQUIREMENTS: (PARK, PLAYGROUND & RECREATION OPEN SPACE)

TWO FAMILY ZONING — 8% LAND DEDICATION REQUIREMENT TOTAL TWO FAMILY LOT AREA = 505,765 S.F. (11.61 ACRES)
LAND DEDICATION REQUIREMENT = 505,765 X. 08 = 40,461,2 S.F. (19.3 ACRES)

MULIPLE FAMILY ZONNG — 12% LAND DEDICATION REQUIREMENT TOTAL MULIPLE FAMILY LOT AREA = 925,049 S.F. (21.24 AGRES) LAND DEDICATION REQUIREMENT = 925,049 X. ;2 = 111,005,88 (2.55 AGRES)

1074, LMD DEDCATION REQUIREDRAT = 303,469.89 (6.97 ADES)
TRAL = 36,67 ADES = 37, (7.4 ADES)
TRAL = 36,67 ADES = 37, (7.1 ADES)
OUTOT = 13,840 ADES
OUTOT = 13,840 ADES
OUTOT = 13,840 ADES
OUTOT = 27,840 ADES
OUTOT = 27,840 ADES
OUTOT = 27,840 ADES
OUTOT = 27,840 ADES
OUTOT = 28,820 SE, (108 ADES)

OUTLOTS 1 AND 2 ARE TO BE OWNED AND MAINTAINED BY THE TOWN OF CLAYTON.

PRIVATE RESTRICTIONS/COVENANTS TO BE FILED WITH THE FINAL PLAT. OUTLOTS TO BE OWNED AND MAINTAINED BY THE TOWN OF CLAYTON.

MINIMUM ROAD FRONTAGE WITHIN DEVELOPMENT = 55.27 FEET (LOTS 32 & 33)

MINIMUM LOT SIZE WITHIN DEVELOPMENT = 10,537 S.F. (LOT 124)

MINIMUM LOT WIDTH WITHIN DEVELOPMENT = 80 FEET

AVERAGE LOT SIZE (R-3) TWO-FAMILY RESIDENTIAL DISTRICT = 16,473 S.F. AVERAGE LOT SIZE (R-2) SUBURBAN RESIDENTIAL DISTRICT = 13,769 S.F.

SEE UTILITY PLANS FOR EXISTING AND PROPOSED UTILITIES. ALL LOTS TO BE SERVICED BY PUBLIC SEMER AND WATER.

ALL EASEMENTS TO BE SHOWN ON THE FINAL PLAT.

(G-) DESCRIBEDTS FER ZOWG CHONAKES (SEKERD LOTS).

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(19 LOTS & 1 OUTLOT) LOTS 6 THRU 17, LOTS 27 THRU 30, LOTS 35 THRU 37 AND OUTLOT 2 - TWO-FAMILY RESIDENTAL (R-3) DISTRICT

(3 LOTS & 1 OUTLOT) LOTS 1 THRU 3 & OUTLOT 1 - LOCAL SERVICE BUSINESS (B-1) DISTRICT OR

(2 LOTS) LOTS 4 & 5 - MULTIFAMILY RESIDENTIAL (R-4) DISTRICT

THE TOTAL AREA OF THIS DEVELOPMENT = 101.661 ACRES

UNEAL FEET OF STREETS = 14,197 UN. FEET.

DEDICATED STREET AREA = 20.176 ACRES NET SUBDIVIDED AREA = 81.485 ACRES

NOTES

THE SUBLECT PROPERTY IS CURRENTLY ZONED: A-2 GENERAL AGRICULTURAL.

PROPOSED ZONING FOR THIS DEVELOPMENT:



AN ORDINANCE: By the Neenah Plan Commission
Re: Official Street Map Amendment removing a officially mapped streets south of County Road II in the Town of Clayton.

ORDINANCE NO. 2023-15	
Introduced:	
Committee/Commission Action:	

### **AN ORDINANCE**

The Common Council of the City of Neenah, Wisconsin, do ordain as follows:

**Section 1.** That the Official Street Map, as established by Section 26-30 of the Neenah Municipal Code, is hereby amended as follows:

The following section of an "Officially Mapped Road" is to be removed: Part of Lot 2 of Certified Survey Map No. 4230, located in the Northeast 1/4 of the Southwest 1/4; Part of Lot 2 of Certified Survey Map No. 1863, located in the Northeast 1/4 of the Northwest 1/4; and unplatted lands being part of the Northwest 1/4 and Southwest 1/4 of the Northwest 1/4; part of the Northeast 1/4 and Southeast 1/4 of the Northwest 1/4; all in Section 24, Township 20 North, Range 16 East, Town of Clayton, Winnebago county, Wisconsin containing 302,494 square feet (6.944 acres) of land more or less being more particularly described as follows:

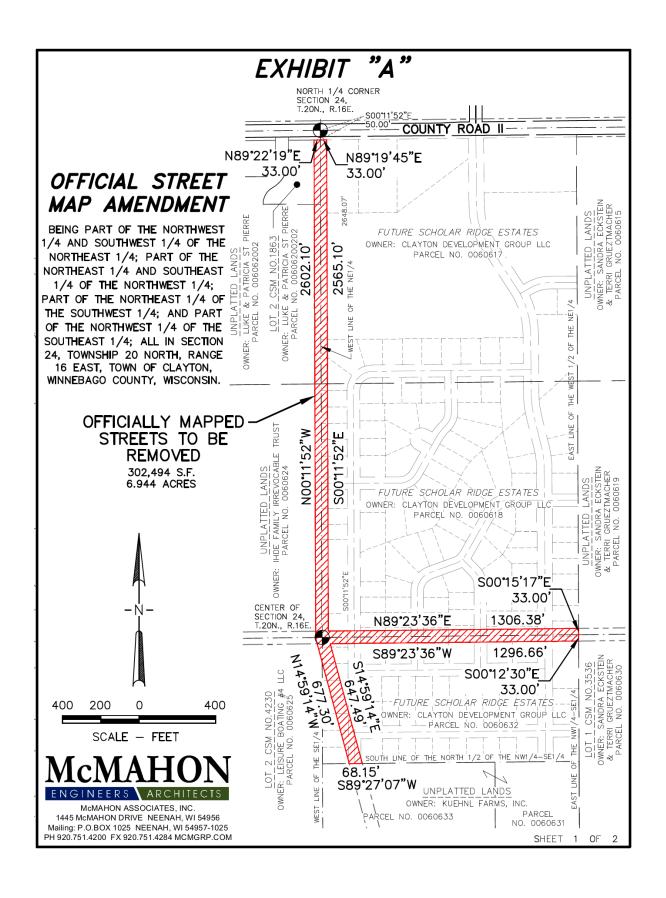
Commencing at the North 1/4 Corner of said Section 24; Thence S00°11′52″E, 50.00 feet along the West line of the Northeast 1/4 of said Section 24 to its intersection with the North line of the Officially Mapped Street to be removed and the Point of Beginning; Thence N89°19′45″E, 33.00 feet along said North line to the East line of said Officially Mapped Street; Thence S00°11′52″E, 2565.10 feet along said East line to the North line of said Officially Mapped Street; Thence N89°23′36″E, 1306.38 feet along said North line to the East line of the Southwest 1/4 of the Northeast 1/4 of said Section 24; Thence S00°15′17″E, 33.00 feet along said East line to the North line of the Northwest 1/4 of the Southeast 1/4 of said Section 24; Thence S00°12′30″E, 33.00 feet along the East line of said Northwest 1/4 of the Southeast 1/4 to the South line of the Officially Mapped Street to be removed; Thence S89°23′36″W, 1296.66 feet along said South line to the East line of the North 1/2 of the Northwest 1/4 of the Southeast 1/4 of said Section; Thence S89°27′07″W, 68.15 feet along said South line to the West line of the Officially Mapped Street to be removed; Thence N14°59′14″W, 677.30 feet along said West line; Thence N00°11′52″W, 2602.10 feet continuing along said West line to the North line of said Officially Mapped Street; Thence N89°22′19″E, 33.00 feet along said North line to the Point of Beginning.

Parcel Numbers: 00606200202, 006062002, 0060624, 0060625, 0060632, 0060618, and 0060617.

Adopted:	Approved:
Published:	Jane B. Lang, Mayor Attest:
	Charlotte Nagel, City Clerk

Repeal and Effective Date. All ordinances or parts of ordinances and resolutions in conflict herewith

Section 2.





Department of Community Development and Assessment
211 Walnut St. • P.O. Box 426 • Neenah WI 54957-0426
Phone 920-886-6126 • e-mail: bschmidt@ci.neenah.wi.us
BRAD R. SCHMIDT, AICP
DEPUTY DIRECTOR OF COMMUNITY DEVELOPMENT

### MEMORANDUM

**DATE:** October 10, 2023

TO: Mayor Lang and Plan Commission

FROM: Brad Schmidt, AICP, Deputy Director

RE: Rezoning Multiple Parcels to I-2 District –Henry St and Tyler St (**Ord. No 2023-16**)

### Request

Galloway Company (601 S. Commercial Street) has submitted a request to rezone multiple parcels from the R-2, Two-Family Residence to the I-2, General Industrial District along Henry Street and Tyler Street.

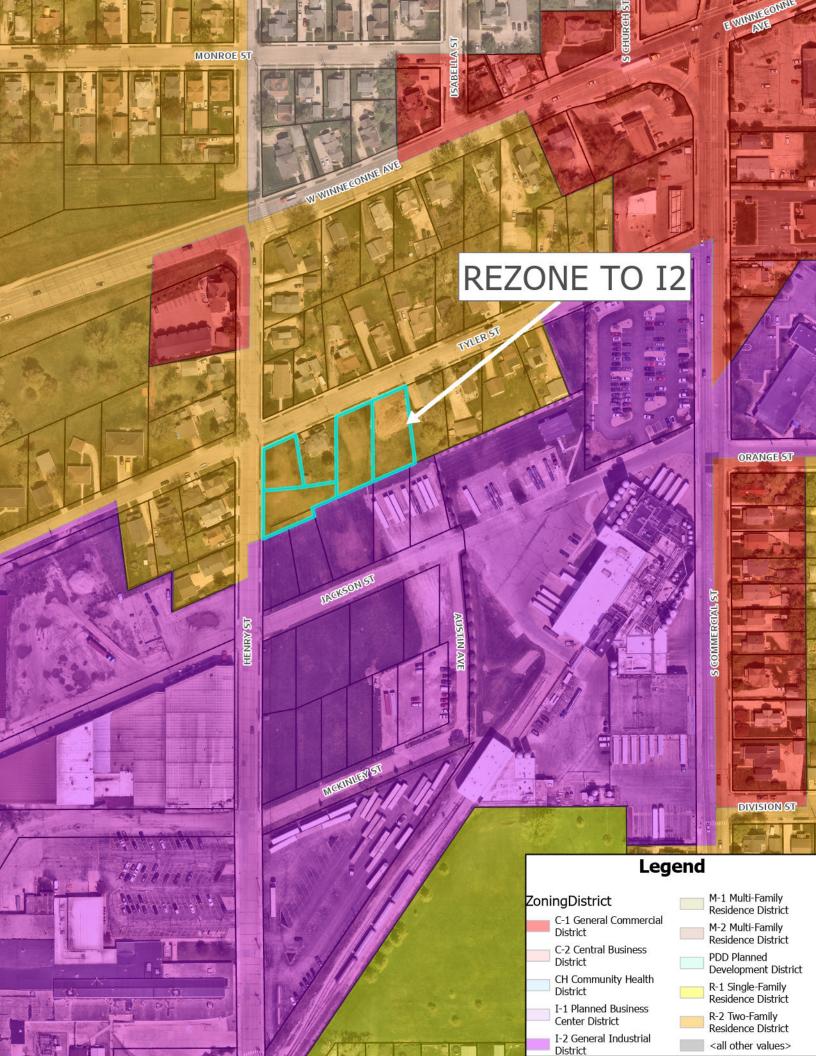
### **Background**

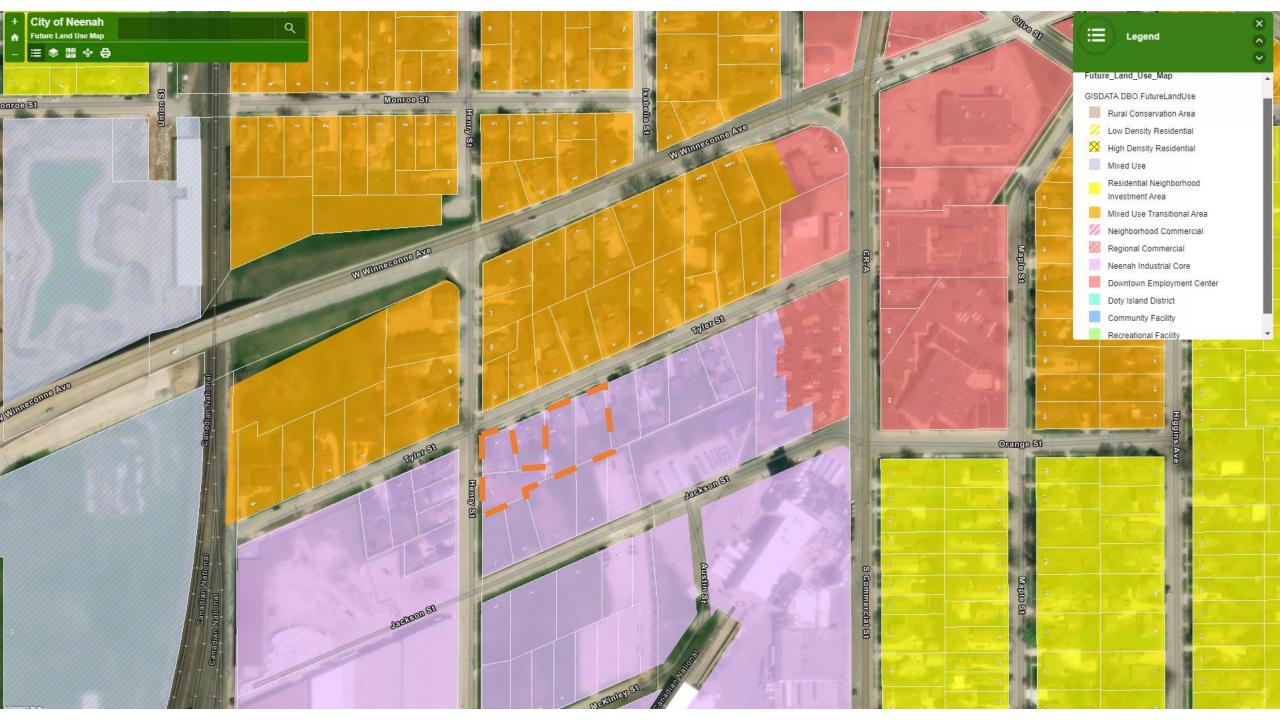
The subject parcels are located along Henry Street and Tyler Street. All four of the parcels are owned by Galloway Company and don't include any structures.. The purpose of this request is to consolidate all of the remaining Galloway-owned parcels into the 601 S. Commercial Street parcel which is zoned I-2 District. The City's Zoning Code prohibits multiple zoning districts on one parcel. The rezoning and lot consolidation will help facilitate Galloway Company's future expansion projects and help improve site efficiency and on-site traffic/truck circulation.

As with all rezoning requests, the proposed zoning classification must be consistent with the City's Comprehensive Plan 2040 and future land use designation. In this case, the future land use map identifies this area as the Neenah Industrial Corridor and a small portion as Regional Commercial. The Industrial Corridor category is intended to promote business and industrial expansion. The I-2 zoning district is consistent with the Comprehensive Plan's future land use map.

### Recommendation

An appropriate action at this time is for the Plan Commission to recommend Common Council approve Ordinance No. 2023-16 rezoning property located along Henry Street and Tyler Street to the I-2, General Industrial District.







AN ORDINANCE: By the Neenah Plan Commission
Re: Rezoning land located along Henry Street and
Tyler Street from the R-2, Two-Family
Residence District to the I-2, General Industrial
District.

ORDINANCE NO. 2023-16	
Introduced:	
Committee/Commission Action:	

### **AN ORDINANCE**

The Common Council of the City of Neenah, Wisconsin, do ordain as follows:

**Section 1.** Section 26-123 of the Neenah Municipal Code pertaining to zoning districts, and the map therein described, is hereby amended by rezoning approximately 0.75 Acres of land located along Henry Street and Tyler Street from the R-2, Two-Family Residence District to the I-2, General Industrial District. The properties are more particularly described as follows:

<u>Lands described in Warranty Deed recorded in the Winnebago County Register of Deeds Office as</u> Document No. 1873016 as Parcel 3:

Parcel I:

That part of Lot Twelve (12) of Block Five (5) in Sherry's Second Addition to Sherrytown, in the Second Ward, City of Neenah, Winnebago County, Wisconsin, described as follows: Commencing on the East line of Henry Street (Formerly Waverly Place) at the most Southerly corner of said lot, thence North along the East line of Henry Street, 69.35 feet, thence East to a point on the East line of said lot 46 1/2 feet North of the Southeast corner of said lot thence South along the East line of said Lot 46 1/2 feet to the Southeast corner of said lot, thence Southwesterly along the Southerly line of said lot to the place of beginning.

Parcel II:

That part of Lot Thirteen (13), Block Five (5), Sherry's Second Addition to Sherrytown, Second Ward, City of Neenah, Winnebago County, Wisconsin, described as follows: Beginning at a point on the North line of said Lot that is 45 feet Northeast of the Northwest corner of said Lot 13, thence Northeasterly along the North line of said Lot, 50 feet, thence South 16°59' East 15.2 feet, thence Southwesterly parallel to the North line of said Lot 45.6 feet, thence North 12°18' West 15.5 feet to the place of beginning. Parcel III:

That part of Lot Thirteen (13), Block Five (5), Sherry's Second Addition to Sherrytown, Second Ward, City of Neenah, Winnebago County, Wisconsin, described as follows: Beginning at the Northwest corner of Lot 13, thence Northeasterly along the North line of said Lot, 45 feet; thence South 12°18' East 15.5 feet, thence Southwesterly parallel to the North line of said Lot, 47.3 feet to the East line of Henry Street, thence North along the East line of Henry Street 16.6 feet to the place of beginning.

Parcel IV:

All that part of Lot Eleven (11), Block Five (5), in Sherry's Second Addition to Sherrytown, Second Ward, City of Neenah, Winnebago County, Wisconsin, described as follows: Beginning at the Southwest corner of said Lot 11, thence North along the West line of Lot 11, 46.58 feet; thence Northeasterly to a point on the East line of Lot 11 that is 28 feet North of the Southeast corner of Lot 11; thence South along the East line of Lot 11, 28 feet to the Southeast corner of said Lot 11; thence Southwesterly along the South line of Lot 11 to the Southwest corner of said Lot 11, the place of beginning.

<u>Lands described in Quit Claim Deed recorded in the Winnebago County Register of Deeds Office as</u> Document No. 1878336:

Parcel I

Lot 12 of Block 5 in Sherry's Second Addition to Sherrytown, in the Second Ward, City of Neenah, Winnebago County, Wisconsin, excepting therefrom the 2 following described tracts of land: Commencing at the most Southerly corner of said Lot; thence North, along the West line of said Lot, 69.35 feet; thence East, to a point on the East line of said Lot that is 46.5 feet North of the Southeast corner thereof; thence South, along the East line of said Lot, 46.5 feet, to the Southeast corner thereof; thence Southwesterly, along the Southerly line of said Lot, to the place of beginning.

Commencing at the Northeast corner of said Lot; thence South, along the East line of said Lot, 47.62 feet; thence Northwesterly, 46.84 feet, to a point on the North line of said Lot that is 8 feet Southwesterly of the place of beginning; thence Northwesterly, along the Northerly line of said Lot, 8 feet, to the place of beginning.

Parcel II

That part of Lot 11 of Block 5 in Sherry's Second Addition to Sherrytown, in the Second Ward, City of Neenah, Winnebago County, Wisconsin, described as follows: Commencing at a point on the West line of said Lot that is 46.58 feet North of the Southwesterly (Most Southerly) corner thereof; thence N80°12'E, 8 feet; thence Northwesterly, 48.98 feet, to a point on the West line of said Lot that is 51.68 feet North of the place of beginning; thence South, along the West line of said Lot, 51.68 feet; to the place of beginning.

Parcel Number 80200520000

Parcel Number 80200530000

## <u>Lands described in Warranty Deed recorded in the Winnebago County Register of Deeds Office as</u> Document No. 1892356:

A part of Lots Eight (8) and Nine (9) of Block Five (5) in Sherry's Second Addition to Sherrytown, in the Second Ward, City of Neenah, Winnebago County, Wisconsin, more particularly described as follows: Commencing at the Northwest corner of that parcel of land described in deed recorded as Document No. 84637; thence Southwesterly along the North boundary of said Lots 8 and 9 parallel with Tyler Street a distance of 11 feet to the point of beginning; thence continuing Southwesterly along the North boundary of said Lot 9, parallel with Tyler Street, to the Northwest corner of said Lot 9; thence South to the Southwest corner of said Lot 9; thence continuing Northeasterly along the South boundary of said Lots 8 and 9 a distance of 11 feet; thence Northwesterly to the point of beginning.

Parcel Number 80200490000

<u>Lands described in Warranty Deed recorded in the Winnebago County Register of Deeds Office as</u> Document No. 1871528:

Lot Ten (10), Block Five (5) in Sherry's Second Addition to Sherrytown, in the Second Ward of the City of Neenah, Winnebago County, Wisconsin.

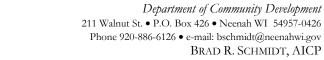
Parcel Number 80200500000

Parcel IDs: 80200530000, 80200520000, 80200500000, and 80200490000

**Section 2.** Severability. In the event any section, subsection, clause, phrase or portion of this ordinance is for any reason held illegal, invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remainder of this ordinance. It is the legislative intent of the Common Council that this ordinance would have been adopted if such illegal provision had not been included or any illegal application had not been made.

**Section 3.** Repeal and Effective Date. All ordinances or parts of ordinances and resolutions in conflict herewith are hereby repealed. This ordinance shall take effect from and after its passage and publication.

Adopted:	Approved:
Published:	 Jane Lang, Mayor
	Attest:
	Charlotte Nagel, City Clerk





DEPUTY DIRECTOR OF COMMUNITY DEVELOPMENT AND ASSESSMENT

### MEMORANDUM

**DATE:** October 10, 2023

**TO:** Mayor Lang and Plan Commission Members

**FROM:** Brad Schmidt, Deputy Director

**RE:** TID #9 Amendment 3 – Amended Boundaries and Project Plan

This amendment would alter the boundaries of TID #9 to allow for the inclusion of the parcels on the southerly edge of the District (see adjoining map). The amendment to TID #9 will continue to support the rehabilitation/conservation of the industrial area adjacent to Highway 41.

The amendment to the District is to provide the opportunity for the development of Cityowned parcels along Schultz Drive and promote expansion and reinvestment in existing industrial properties along Schultz Drive.

This amendment would represent the third. State law allows a maximum of four boundary amendments to the District. TID #9 was created in 2016 and has supported the construction of Menasha Corporation's headquarters, the purchase of the former Loren's Salvage Yard, and various public projects like the extension of the Bergstrom Road pedestrian trail.

The attached Project Plan lists the proposed projects, project costs, and projected tax increment generated from future projects.

Appropriate action at this time is to approve Plan Commission Resolution No. 2023-01, approving the amended Project Plan and amending Tax Increment District #9 boundaries, and recommend the Neenah Common Council approve the same.

#### **NEENAH PLAN COMMISSION RESOLUTION NO. 2023-01**

## RESOLUTION ADOPTING THE AMENDED PROJECT PLAN AND DESIGNATING AMENDED BOUNDARIES FOR TID #9 – AMENDMENT No. 3

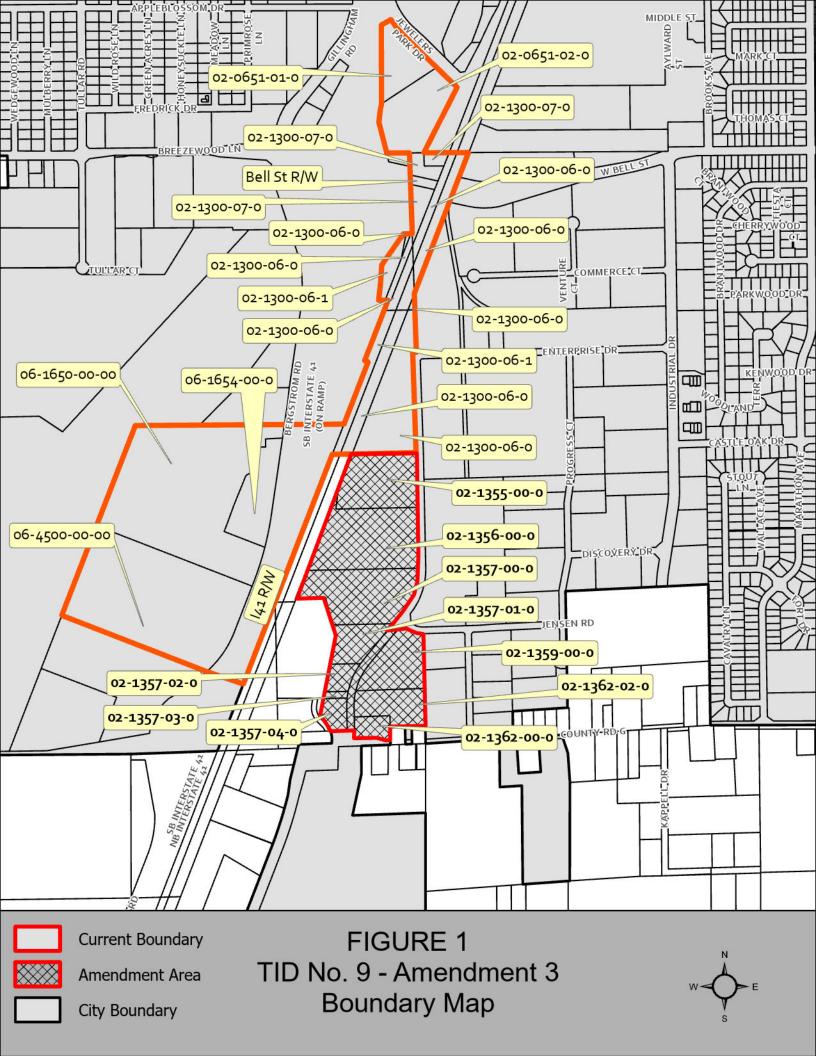
WHEREAS, the City of Neenah has received petitions requesting amendment of TID #9; and

WHEREAS, the Neenah Plan Commission has held a public hearing, pursuant to Section 66.1109, Wisconsin Statutes for the purpose of providing interested persons the opportunity to comment on the Initial Project Plan and proposed boundaries for TID #9; and

WHEREAS, TID #9 with created a stable stream of revenue from a broad base of benefactors aimed at achieving common objectives for the benefit of property and business owners.

NOW, THEREFORE, BE IT RESOLVED, by the Neenah Plan Commission that pursuant to the provisions of Section 66.1109, Wisconsin Statues, the Initial Project Plan is hereby adopted, and the boundaries of TID #9 are amended as described and depicted in the attached Exhibit A, which is incorporated and made a part of this Resolution.

	Mayor, Plan Commission Chairman
	Community Development Director
	Plan Commission Secretary
Passed:	
Approved:	



### U.S. HIGHWAY 41 SOUTH INDUSTRIAL REDEVELOPMENT DISTRICT



DATE ADOPTED BY COMMON COUNCIL:

DATE ADOPTED BY JOINT REVIEW BOARD:

EXPENDITURE DEADLINE:

TID #9 EXPIRATION DATE:

### **CITY OF NEENAH OFFICIALS AND STAFF**

Jane Lang Mayor

Cari Lendrum Alderperson District 1 Alderperson District 1 John Skyrms Kathie Boyette Alderperson District 1 Dan Steiner Alderperson District 2 Tamara Erickson Alderperson District 2 Alderperson District 2 Brian Borchardt Alderperson District 3 Todd Stevenson Alderperson District 3 Scott Weber Lee Hillstrom Alderperson District 3

David C. Rashid City Attorney Charlotte Nagel City Clerk

Vicki Rasmussen Director of Finance

Chris Haese Director of Community Development

Brad Schmidt Deputy Director of Community Development

Samantha Jefferson Community Development Specialist

### PLANNING COMMISSION

Mayor Jane Lang Chair Gerry Andrews Member Karen Genett Member

Dan Steiner Alderperson/Member

Kate Hancock-Cook Parks and Rec. Commission Rep. / Member

Gerry Kaiser Director of Public Works/Member

Sara Moore-Nokes School Board Rep. / Member

Betsy Ellenberger Member

### **JOINT REVIEW BOARD**

John SkrymsCity RepresentativeJon DommelWinnebago County

Amy Van Straten Fox Valley Technical College Jon Joch Neenah Joint School District

Mike Faulks Public Member

Effective January 1, 2024

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Effective January 1, 2024

### **SUMMARY FINDINGS**

**District Name:** City of Neenah Tax Increment District #9 (2024 Amendment No. 3)

U.S. Highway 41 South Industrial Redevelopment District. Location:

Stimulate redevelopment, revitalization, and growth as a means to Purpose:

increase employment and ensure a vital and healthy tax base.

**Effective Date:** The effective date of the amendment, for the capture of new taxable

value within the expanded boundaries of Tax Increment District #9, is

January 1, 2024.

Total Project Costs are projected to be \$4.152 million over the life of **Proposed Costs**:

the District. All costs are based on 2023 prices and are preliminary estimates that are based on best information available. The plan is not meant to be a budget nor an appropriation of funds for specific projects, but a framework within which to manage projects understanding the District can be in effect for a twenty-seven year period allowed by Wisconsin Statute. The City of Neenah reserves the right to increase these costs to reflect inflationary increases and other uncontrollable circumstances between 2023 and the time of construction. The City retains the right to delete projects or change the scope and/or timing of projects implemented as the Common Council individually authorizes them, without amending the Plan.

**Project Financing:** Capital financing of \$2.019 million, utilizing borrowing proceeds.

**Project Revenues:** Tax Increment District #9, as amended, is projected to create \$14.5

> million of tax base through its maximum life period (2041). It will generate an estimated \$6.3 million in tax increments during that same

period.

**Economic Study:** Based on project expenditures and revenue levels, all obligations of

TID #9, as amended, will be paid in full during calendar year 2040, the 26th year of the District. Upon closure and dissolution of the District, all accrued and unencumbered increments will be promptly distributed among the local taxing entities (School District, County, Vocational District and City) and all future tax revenues will be

directly distributed to them.

Effective January 1, 2024

### **INTRODUCTION**

Tax Incremental District Number 9 (the "District") was created in 2015 by the City of Neenah under the authority provided by the Wisconsin Statute Section 66.1105 "Tax Incremental Law" to assist with the rehabilitation and conservation of the industrial corridor adjacent to U. S. Highway 41 from approximately Breezewood Lane/Bell Street on the north to County Highway G on the south. A map of the District boundaries, as amended, is provided in Figure 1. This area is characterized by industrial development that, due primarily to the age, is experiencing a high degree of functional obsolescence. The District, as amended, will consists of 135 acres of property currently zoned for industrial use and an additional 36 acres of highway and railroad right-of-way.

The District, as amended, is created as a "Rehabilitation and Conservation District" based upon the finding that at least 50%, by area of the real property within the District, is in need of rehabilitation and conservation within the meaning of Wisconsin Statute Section 66.1337(2m)(a) described below. The map exhibit in Figure 2 illustrates existing uses and conditions of the District, including identifying approximately 139 acres of the District in need of rehabilitation and conservation. The remaining 36 acres is contained within railroad and highway right-of-way.

Rehabilitation of Conservation work includes any of the following:

- 1. Carrying out plans for a program of voluntary or compulsory repair and rehabilitation of buildings or other improvements.
- Acquisition of real property and demolition, removal or rehabilitation of buildings and improvements on the property where necessary to eliminate unhealthful, unsanitary or unsafe conditions, lessen density, reduce traffic hazards, eliminate obsolete or other uses detrimental to the public welfare, to otherwise remove or prevent the spread of blight or deterioration, or to provide land for needed public facilities.
- 3. Installation, construction or reconstruction of streets, utilities, parks, trails, playgrounds, and other improvements necessary for carrying out the objectives of the urban renewal project.
- 4. The disposition, for uses in accordance with the objectives of the urban renewal project, of any property acquired in the area of the project. The disposition shall be in the manner prescribed in this section for the disposition of property in a redevelopment project area.

The U.S. Highway 41 corridor has had a significant impact on Neenah's industrial development, beginning in the early 1960's when industrial manufacturing facilities were first constructed by PH Glatfelter and Menasha Corporation. These facilities have provided a consistent manufacturing base for the community for over 50 years. Over this half century, the properties within the District have begun to face both economic and physical obsolescence that must be overcome for the continued success of the District. These properties must either be cleared of aging, underutilized structures, or significant renovation and building conversion must be undertaken to transform older buildings into a modern and efficient space. In either case, excessive development costs seriously limit the ability of the private sector to fully front-end the costs of revitalization and economic growth. Without some level of public participation, the redevelopment projects could not succeed.

Tax increment financing provides the means for the City of Neenah to support economic development by upgrading public infrastructure, removing blight, completing environmental remediation, property assemblage, and awarding grants to qualified private sector recipients. Wisconsin's Tax Increment law allows the City to use property tax revenues from new development in the District to recover the City's investment in the District. The Tax Increment District (TID), as amended, will provide a 17-year period in which the City can make public investment in support of private revitalization efforts. The law allows a 27-year maximum debt retirement period, during which time tax revenues generated by new development and other growth in the TID are applied by the City to pay the public investment made in the project. When all project and associated holding costs are paid off, the TID is dissolved and all subsequent tax revenues generated are distributed to all taxing entities.

Tax increment financing ensures that the public investment made in support of private economic development efforts is done in a financially feasible manner, and that the benefits of the investment are distributed fairly, first to the affected area, and ultimately to the community as a whole. It promotes and supports growth in the tax base which otherwise might not occur. The law also recognizes that since the City is the only taxing unit that assumes financial risk in a District, it is entitled within a prescribed time period to receive all new tax revenues of the TID as the source of paying off its public investment costs. All taxing entities subsequently receive future benefits from the expanded tax base that was generated as a result of the City's TID investment.

#### **BOUNDARIES**

The boundaries of TID #9 will be modified to add territory to the District. The amended boundaries are illustrated in Figure 1.

### **NAME OF DISTRICT**

Upon amendment, the name of the TID shall remain City of Neenah, Tax Increment District #9 (TID #9).

### **CREATION DATE**

TID #9 was created effective January 1, 2015. The effective date of the amendment, for the capture of new taxable value within the expanded boundary area of TID #9, is January 1, 2024.

### PROPOSED IMPROVEMENTS AND PROJECT COSTS

Table 1 provides an annual listing of proposed improvements and project costs for TID #9 as amended. These are the projected activities that may be required in the District at this time. However, as development and rehabilitation of the District begins to occur, it may dictate additions or deletions from the following list. The City of Neenah reserves the right to such additions and deletions to the project list to the full extent allowed by law. Potential redevelopment sites and proposed uses are illustrated in Figure 3. A half mile buffer around TID #9, as amended, and in which project costs may be incurred is illustrated in Figure 4.

Project costs for amended TID #9 will encompass four areas:

- 1. <u>Utility and Access Improvements</u> -- Funds will provide upgraded public utilities and infrastructure to support redevelopment within the district.
- 2. <u>Redevelopment Assistance</u> -- Funds will be provided to assist with activities such as land packaging, site and building renovation, clearance, and site preparation at target sites where the private sector is committed to high value projects that will increase the tax base.
- 3. <u>Planning/Project Support/Administration</u> -- Administrative costs of managing district activities including promotion and Development, engineering, environmental and organizational cost.
- 4. <u>Financing Cost</u> Interest, finance fees, bond discounts, redaction premiums, legal opinions, credit ratings, insurance and other expenses related to financing.

Table 1
Project Costs

Project/Activity	Total Cost	Estimated Timing
Municipal Utility and Access Improvements within the ½ Mile Boundary	\$729,000	2015-2030
Redevelopment Assistance	\$1,100,000	2018-2034
Land Acquisition	\$1,000,000	2019-2020
Planning/Project Support – Administrative, Professional, Environmental, and Promotion Services Cost. Filling fees and fees charged by the State. Audit costs.	\$1,100,000	2015-2041
Financing Costs  • General Obligation Borrowing Interest Expense	\$222,588	2015-2040
TOTAL	\$4,151,588	-

### **NON-PROJECT COSTS**

There are no anticipated non-project costs within the expanded boundary of TID #9.

#### RELOCATION

Some potential redevelopment projects could require the acquisition of private properties, which might involve the displacement of families or businesses. All individuals, families, and business operations that might be displaced as a result of the City's activities are entitled to assistance in conformance with the requirements set forth in Chapter 32, Wisconsin Statutes, and the Federal Uniform Relocation Assistance and Real Property Acquisition Policies Act, as applicable.

### MASTER PLAN, ZONING, BUILDING AND OTHER CODE CONSIDERATIONS

TID #9, as amended, is consistent with the goals, objectives and strategies of the City of Neenah Comprehensive Plan. The Comprehensive Plan specifically identifies the need for maintaining a strong, diverse economic base that can provide steady employment with quality of jobs. In addition, the Comprehensive Plan states that the City should continually promote the community as a good location for business growth. The use of tax incremental financing is specifically identified in the Comprehensive Plan as a tool the City should use as a means to accomplish development and revitalization objectives throughout the City. City partnership and support, through the formation and modification of TID #9, will be required for successful and sustained local economic growth to occur -- much the same as the initiatives taken in the Downtown and Westside business corridors. Appropriate zoning designations and regulations are in place to manage revitalization in the corridor. No changes to zoning or building codes are anticipated.

### **ECONOMIC FEASIBILITY STUDY**

Total revenues generated from property tax increments are projected to offset total costs, within the maximum allowed 27-year life of the District. Consequently, the TID #9, as amended, is economically feasible. Projected tax base growth is presented in Appendix A, and a financing plan and feasibility analysis is presented in Appendix B.

The total projected costs of public improvements and activities over the life of the District (2015-2041) are \$4.152 million. The District is expected to create \$14.5 million of tax base through its maximum life period (2015-2041) and will generate an estimated \$6.3 million in tax increments during that same period.

Based on projected expenditure and revenue levels, all obligations of TID #9, as amended, will be paid in full during calendar year 2040, the 26th year of the District. Upon closure and dissolution of the District, all remaining unencumbered increments will be promptly distributed among all taxing entities (School District, County, Vocational District and City). Following closure and dissolution, the tax base created as a result of development in the District will directly benefit the taxing entities and all future tax revenues will be directly distributed to them.

Recognizing that all taxing entities involved in the District will accrue significant long-term benefits from the projected success of TID #9, the City realizes that each entity is also a continuing partner in its progress, in that they will forego tax benefits on new development in the District until it is dissolved. Appendix C shows the projected increments over the life of the District, apportioned among the four entities, based on the formula prescribed by the Wisconsin Department of Revenue.

The following economic assumptions have been applied when developing the amended Project Plan for TID #9:

- The base equalized value of TID #9, as amended, has been established at \$19.169 million, which was the equalized value of real estate and personal property within this area on January 1, 2023.
- The current equalized tax rate of \$20.00 is assumed to remain level throughout the life of the District. For purposes of the Economic Feasibility Study, the equalized tax rate of \$20.00 was utilized in all calculations beginning in year 2023.
- General Obligation (G.O.) Notes and Bonds represent annual capital borrowing for public investment in the District. Initial borrowing has been assumed to be 15 years in length with repayment of principal on a schedule to match with accruing tax increments.
- All interest rates have been projected at 3.5%, approximately the same level as current Aa/AA-rated G.O. Notes. Guidance for estimating future rates was provided by the City's financial advisor. No attempt has been made to anticipate cyclical rate changes in

future years. Principal and interest payments of future scheduled debt installments are being planned to match the estimated tax increments generated on an annual basis.

### **FINANCING**

The City of Neenah plans the use of G.O. Notes and Bonds or other permitted loan instruments in order to finance or refinance the costs of TID #9, as amended. City borrowing will be phased to coincide with need and refinancing schedule as necessary to properly manage the District's affairs.

Another option for financing is the use of developer-funded or "pay as you go" financing which minimizes the risk of non-performance of the TID to the City, while still assisting development that would not occur without assistance of a tax increment district. The type and method of financing each project in this District shall be made on a project by project basis to support the success of the District.

Repayment costs will be funded from tax increments generated by new tax base growth in the District.

## **ORDERLY DEVELOPMENT**

The expansion of the boundaries of TID #9 will further promote the City's goal of orderly, sustained redevelopment and revitalization in the U.S. Highway 41 South Industrial Redevelopment District. By supporting efforts to revitalize the District, the City will help to ensure a healthy tax base and economy for the entire community.

#### **EXISTING USES AND CONDITIONS**

Figure 2 illustrates the existing land use patterns and conditions of real property within the expanded boundary of TID #9. Other uses and conditions identified in the previous Project Plan remain unchanged.

#### **FINDINGS**

- Within the expanded boundary of TID #9, properties in need of rehabilitation or conservation work represent 100%, by area of all real property excluding right-of-way.
- The redevelopment and revitalization of property within the expanded boundary of TID #9 will significantly enhance the value of all property in the District. Supporting private investment at key sites will increase property values District-wide.
- It is estimated that as of January 1, 2023, using equalized values, the base value of expanded TID #9 plus the increment values of TID #7, TID #8, TID #9, TID #10, TID #11 and TID #12 totals \$263,346,000, which is 8.47% of the total of all taxable property in the City of Neenah as shown below. State law requires that those values not exceed 12%.

TID #7 Increment Value (est)	\$124,869,300	
TID #8 Increment Value (est)	\$85,362,900	
TID #9 Increment Value (est)	\$9,971,300	
TID #10 Increment Value (est)	\$16,857,100	
TID #11 Increment Value (est)	\$16,982,300	
TID #12 Incremental Value (est)	\$609,800	
TID #9 Expanded Boundary Area Base Value (est)	\$8,693,300	
Total	\$263,346,000	
	÷	
Total City Equalized Value (est)	\$3,107,857,600	=8.47%

- The project costs are consistent with the purpose of making feasible the revitalization of the U.S. Highway 41 South Industrial Redevelopment District. Without public financial participation, the redevelopment projects could not succeed.
- Based on projected expenditures and revenues all obligations of TID #9 as amended will be paid in full prior to dissolution of the District.

# CITY OF NEENAH TAX INCREMENT DISTRICT #9 PROJECT PLAN AMENDMENT NO. 3

Effective January 1, 2024

## **FIGURES**

FIGURE 1 - BOUNDARY MAP

FIGURE 2 - CURRENT LAND USES

FIGURE 3 - PROPOSED LAND USES

FIGURE 4 - HALF MILE BUFFER

## **APPENDICES**

APPENDIX A - SCHEDULE OF PROJECTED TAX BASE GROWTH

APPENDIX B - FINANCING & FEASIBILITY PLAN

APPENDIX C – SCHEDULE OF PROJECTED TAX INCREMENTS APPORTIONED AMONG TAXING ENTITIES

APPENDIX D - CITY ATTORNEY'S OPINION

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FIGURE 1: BOUNDARY MAP

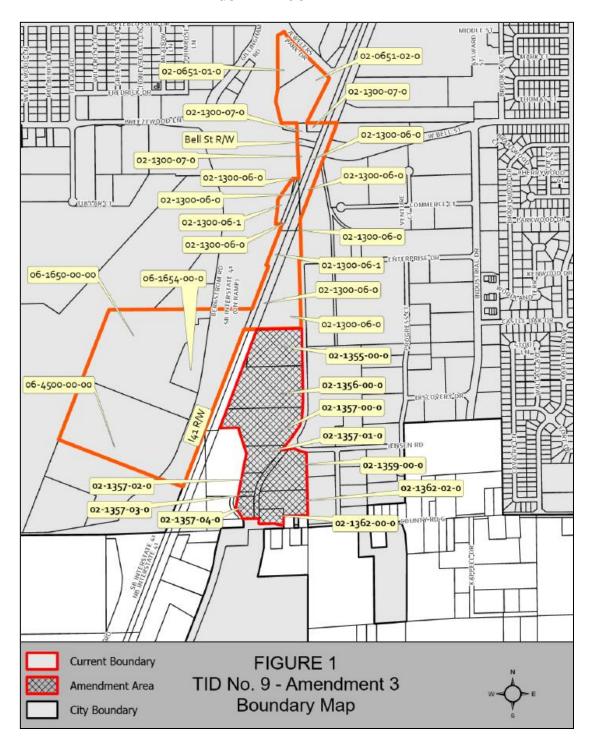


FIGURE 2: CURRENT LAND USES

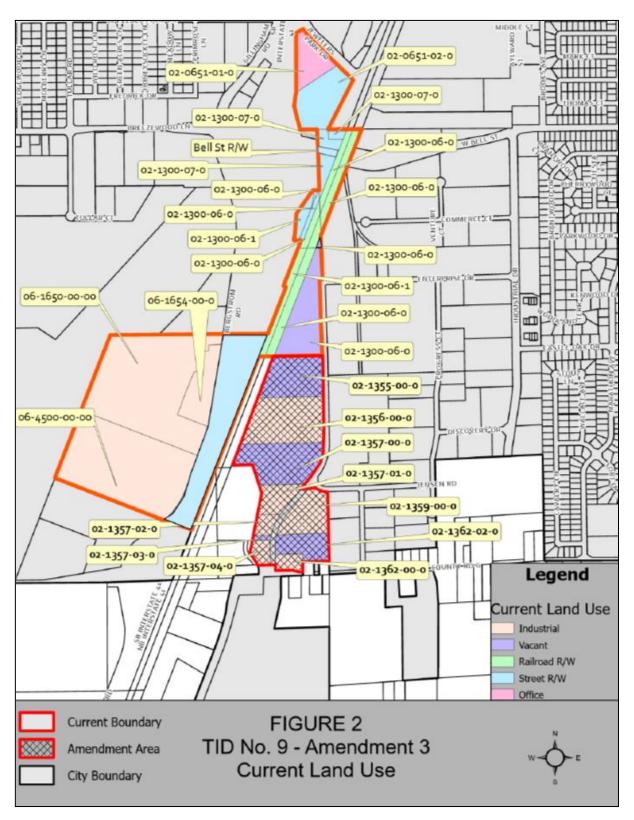


FIGURE 3: PROPOSED LAND USES

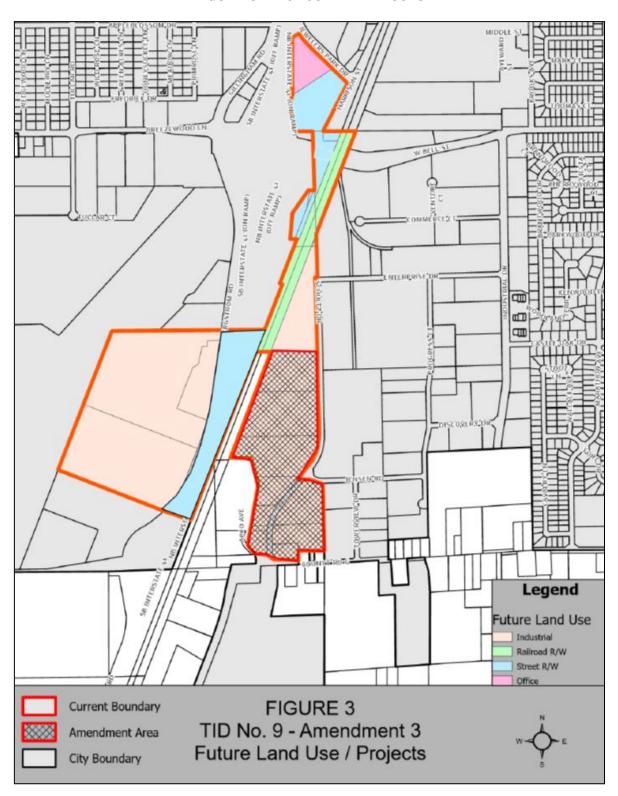
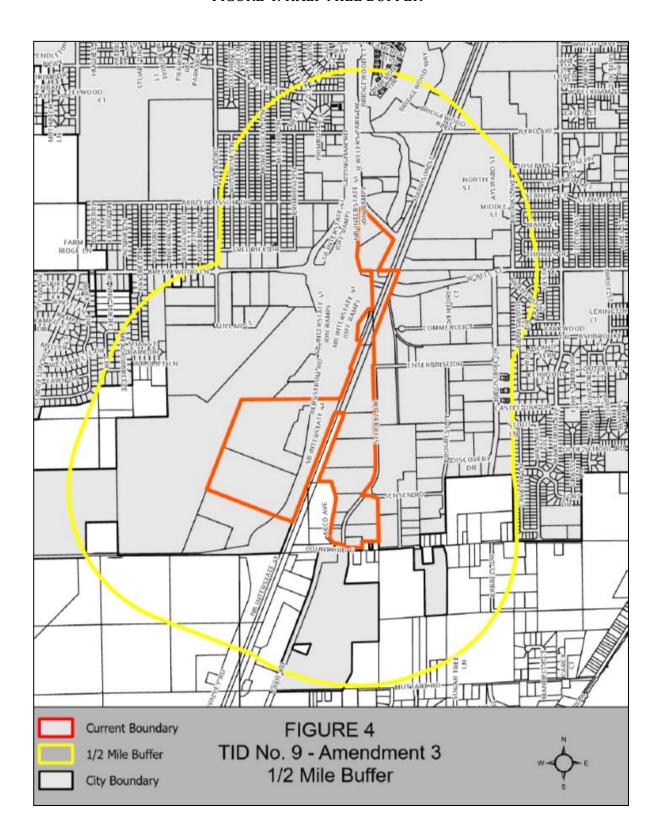


FIGURE 4: HALF MILE BUFFER



# APPENDIX A SCHEDULE OF PROJECTED TAX BASE GROWTH

Year	Date	Base Value	Prope	erty Value	Р	roperty Value	0% Ann	ual Value	Tot	al Incremental		Cumulative		Cumulative	Ec	qualized	Proj	jected Tax	Cı	ımulative Tax	Tax Increment
Tear	Date	base value	Increme	nt Decrease	Incr	ement Increase	Appre	ciation		Value	Inc	remental Value		Total Value	Ta	ax Rate	Inc	crement		Increment	<b>Collection Year</b>
1	2015	\$ 8,800,000.00	\$	-	\$	-	\$	-	\$	-	\$	-	\$	8,800,000.00	\$	-	\$	-	\$	-	2016
2	2016	\$ 8,800,000.00	\$	-	\$	1,000,000.00	\$	-	\$	1,000,000.00	\$	1,000,000.00	\$	9,800,000.00	\$	24.00	\$	-	\$	-	2017
3	2017	\$ 8,800,000.00	\$	-	\$	9,000,000.00	\$	-	\$	9,000,000.00	\$	10,000,000.00	\$	18,800,000.00	\$	24.00	\$	-	\$	-	2018
4	2018	\$ 8,800,000.00	\$	-	\$	-	\$	-	\$	-	\$	10,000,000.00	\$	18,800,000.00	\$	24.00	\$	240,000.00	\$	240,000.00	2019
5	2019	\$ 10,472,400.00	\$	-	\$	-	\$	-	\$	-	\$	10,000,000.00	\$	20,472,400.00	\$	23.30	\$	233,000.00	\$	473,000.00	2020
6	2020	\$ 10,472,400.00	\$	-	\$	-	\$	-	\$	-	\$	10,000,000.00	\$	20,472,400.00	\$	23.30	\$	233,000.00	\$	706,000.00	2021
7	2021	\$ 10,472,400.00	\$	-	\$	-	\$	-	\$	-	\$	10,000,000.00	\$	20,472,400.00	\$	23.30	\$	233,000.00	\$	939,000.00	2022
8	2022	\$ 10,472,400.00		-	\$	-	\$	-	\$	-	\$	10,000,000.00	\$	20,472,400.00		23.30		233,000.00		1,172,000.00	2023
9	2023	\$ 10,472,400.00	\$	-	\$	-	\$	-	\$	-	\$	10,000,000.00	\$	20,472,400.00	\$	20.00	\$	200,000.00	\$	1,372,000.00	2024
10	2024	\$ 10,472,400.00		-	\$	-	\$	-	\$	-	\$	10,000,000.00	-	20,472,400.00	-	20.00		200,000.00	•	1,572,000.00	2025
11	2025	\$ 19,168,700.00		-	\$	2,500,000.00	•	-	\$	2,500,000.00	\$	12,500,000.00		31,668,700.00		20.00		250,000.00		1,822,000.00	2026
12	2026	\$ 19,168,700.00		-	\$	-	\$	-	\$	-	\$	12,500,000.00	\$	31,668,700.00	\$	20.00	\$	250,000.00	\$	2,072,000.00	2027
13	2027	\$ 19,168,700.00	\$	-	\$	-	\$	-	\$	-	\$	12,500,000.00	\$	31,668,700.00	\$	20.00	\$	250,000.00	\$	2,322,000.00	2028
14	2028	\$ 19,168,700.00	-	-	\$	-	\$	-	\$	-	\$	12,500,000.00	-	31,668,700.00		20.00		250,000.00	•	2,572,000.00	2029
15	2029	\$ 19,168,700.00	\$	-	\$	-	\$	-	\$	-	\$	12,500,000.00	\$	31,668,700.00	\$	20.00	\$	250,000.00	\$	2,822,000.00	2030
16	2030	\$ 19,168,700.00	\$	-	\$	2,000,000.00	\$	-	\$	2,000,000.00	\$	14,500,000.00	\$	33,668,700.00	\$	20.00	\$	290,000.00	\$	3,112,000.00	2031
17	2031	\$ 19,168,700.00	\$	-	\$	-	\$	-	\$	-	\$	14,500,000.00	\$	33,668,700.00	\$	20.00	\$	290,000.00	\$	3,402,000.00	2032
18	2032	\$ 19,168,700.00	\$	-	\$	-	\$	-	\$	-	\$	14,500,000.00	\$	33,668,700.00	\$	20.00	\$	290,000.00	\$	3,692,000.00	2033
19	2033	\$ 19,168,700.00	\$	-	\$	-	\$	-	\$	-	\$	14,500,000.00	\$	33,668,700.00	\$	20.00	\$	290,000.00	\$	3,982,000.00	2034
20	2034	\$ 19,168,700.00	\$	-	\$	-	\$	-	\$	-	\$	14,500,000.00	\$	33,668,700.00	\$	20.00	\$	290,000.00	\$	4,272,000.00	2035
21	2035	\$ 19,168,700.00	\$	-	\$	-	\$	-	\$	-	\$	14,500,000.00	\$	33,668,700.00	\$	20.00	\$	290,000.00	\$	4,562,000.00	2036
22	2036	\$ 19,168,700.00	\$	-	\$	-	\$	-	\$	-	\$	14,500,000.00	\$	33,668,700.00	\$	20.00	\$	290,000.00	\$	4,852,000.00	2037
23	2037	\$ 19,168,700.00	\$	-	\$	-	\$	-	\$	-	\$	14,500,000.00	\$	33,668,700.00	\$	20.00	\$	290,000.00	\$	5,142,000.00	2038
24	2038	\$ 19,168,700.00	\$	-	\$	-	\$	-	\$	-	\$	14,500,000.00	\$	33,668,700.00	\$	20.00	\$	290,000.00	\$	5,432,000.00	2039
25	2039	\$ 19,168,700.00	\$	-	\$	-	\$	-	\$	-	\$	14,500,000.00	\$	33,668,700.00	\$	20.00	\$	290,000.00	\$	5,722,000.00	2040
26	2040	\$ 19,168,700.00	\$	-	\$	-	\$	-	\$	-	\$	14,500,000.00	\$	33,668,700.00	\$	20.00	\$	290,000.00	\$	6,012,000.00	2041
27	2041	\$ 19,168,700.00	\$	-	\$	-	\$	-	\$	-	\$	14,500,000.00	\$	33,668,700.00	\$	20.00	\$	290,000.00	\$	6,302,000.00	2042
TOTAL	•	•	\$	-	\$	14,500,000.00						•		•			•			•	
NET INCRE	EASE				\$	14,500,000.00															

# APPENDIX B FINANCING & FEASIBILITY PLAN

			Utility &	Planning &	Project Co	sts	Redevelopment	G.O. Debt Service	apital Borro		Total Plan	Proje Property Tax Increment	ect Revenues	Total Plan	Net Excess Revenue Over Costs	Cumulative Revenue Over Costs
		_	Access Improvements	Project Support	Acquisition	Administration	Assistance/Incentives	Principal	Service Interest	Other	Costs	Projected	Other	Revenues		
		2015	¥,	\$ 40,000		\$ 30,000	\$ -	\$ -	\$ -	\$ -	\$ 30,000	\$ -	\$ -	\$ -	\$ (60,000)	
		2016	\$ 300,000	\$ 40,000		\$ 30,000	\$ -	\$ -	3,374	\$ -	\$ 33,374	\$ -	\$ -	\$ -	\$ (63,374)	
	3	2017	•	\$ 15,000		\$ 30,000	\$ -	\$ -	13,552	\$ -	\$ 43,552	\$ -	\$ -	\$ -	\$ (73,552)	
	4	2018	7	\$ 15,000		\$ 30,000	\$ 100,000	\$ 25,000	11,975	\$ -	\$ 166,975	\$ 240,000	\$ -	\$ 240,000		
	5	2019	\$ 179,000	\$ 15,000	\$1,000,000.00	\$ 30,000	\$ 100,000	\$ 65,000	11,630	\$ -	\$ 206,630	\$ 233,000	\$ -	\$ 233,000	, , , , , , , , ,	1
	6	2020		\$ 15,000		\$ 30,000	\$ 100,000	\$ 65,000	16,505	\$ -	\$ 211,505	\$ 233,000	•	\$ 233,000		\$ (269,110)
	7	2021		\$ 15,000		\$ 30,000	\$ 100,000	\$ 244,000	25,682	\$ -	\$ 399,682	\$ 233,000	\$ -			\$ (565,792)
	8	2022	•	\$ 15,000		\$ 30,000	7,	\$ 254,000	23,054	\$ -	\$ 407,054	\$ 233,000	\$ -	<b>T</b>		, , , , , , , , , , , , , , , , , , , ,
	9	2023		\$ 15,000		\$ 30,000	\$ 100,000	\$ 251,000	20,053	\$ -	\$ 401,053	\$ 200,000	\$ -	\$ 200,000		
	10	2024		\$ 15,000		\$ 30,000	\$ 100,000	\$ 258,000	18,006	\$ -	\$ 406,006		\$ -	\$ 200,000	, , , , , , , , , , , , , , , , , , , ,	
		2025	7	\$ 15,000		\$ 30,000	\$ 40,000	\$ 265,000	14,205	\$ -	\$ 349,205	\$ 250,000	\$ -	\$ 250,000	1	. , , . ,
		2026		\$ 15,000		\$ 30,000	\$ 40,000	\$ 122,000	10,293	\$ -	\$ 202,293	\$ 250,000	\$ -	\$ 250,000		\$ (1,728,403)
	_	2027		\$ 15,000		\$ 30,000	\$ 40,000	\$ -	8,750	\$ -	\$ 78,750	\$ 250,000	\$ -	\$ 250,000		\$ (1,627,153)
	14	2028	•	\$ 15,000		\$ 30,000	\$ 40,000	\$ 120,000	7,234	\$ -	\$ 197,234	\$ 250,000	\$ -	\$ 250,000		\$ (1,644,387)
Max	15	2029	7	\$ 15,000		\$ 30,000	\$ 40,000	\$ 110,000	4,070	\$ -	\$ 184,070	\$ 250,000	•	\$ 250,000		\$ (1,648,457)
Expenditure	16		\$150,000.00	\$ 15,000		\$ 30,000	\$ 40,000	\$ 32,753	7,207	\$ -	\$ 109,959	\$ 290,000	\$ -	\$ 290,000		\$ (1,538,416)
Date	17	2031	•	\$ -		\$ 30,000	\$ 40,000	\$ 33,206	6,393	\$ -	\$ 109,599	\$ 290,000	\$ -	<b>T</b>	·	\$ (1,428,016)
	18	2032		\$ -		\$ 30,000	\$ 40,000	\$ 28,676	5,673	\$ -	\$ 104,349	\$ 290,000	\$ -	\$ 290,000	• • • • • • • • • • • • • • • • • • • •	\$ (1,312,365)
	19	2033		\$ -		\$ 30,000	\$ 40,000	\$ 49,162	4,337	\$ -	\$ 123,499		\$ -	\$ 290,000		\$ (1,215,865)
	20	2034	•	\$ -		\$ 30,000	\$ 40,000	\$ 14,666	3,133	\$ -	\$ 87,799	\$ 290,000	\$ -	\$ 290,000		\$ (1,083,664)
	21	2035		\$ -		\$ 30,000	\$ -	\$ 15,188	2,612	\$ -	\$ 47,799	\$ 290,000	\$ -	\$ 290,000		\$ (871,464)
	22	2036		\$ -		\$ 30,000	\$ -	\$ 15,728	\$ 2,071	\$ -	\$ 47,799	\$ 290,000	\$ -	\$ 290,000	·	\$ (659,263)
	23	2037		\$ -		\$ 30,000	\$ -	\$ 16,287	\$ 1,512	\$ -	\$ 47,799	\$ 290,000	\$ -	\$ 290,000	·	\$ (447,063)
	24	2038		\$ -		\$ 30,000	\$ -	\$ 16,867		\$ -	\$ 47,799	\$ 290,000	•	\$ 290,000		\$ (234,862)
Estimated	25	2039	•	\$ -		\$ 30,000	\$ -	\$ 17,467	\$ 333	\$ -	\$ 47,799	\$ 290,000	\$ -	<b>T</b>		\$ (22,662)
Closure	26	2040	•	\$ -		\$ 30,000	\$ -	\$ -	\$ -	\$ -	\$ 30,000	\$ 290,000	\$ -	φ 200,000		\$ 207,338
Max Closure		2041	•	\$ -		\$ 30,000	\$ -	\$ -	\$ -	\$ -	\$ 30,000	\$ 290,000	- \$	\$ 290,000	\$ 230,000	\$ 437,338
Date	тот	ALS	\$ 729,000	\$ 290,000.00	\$1,000,000.00	\$ 810,000	\$ 1,100,000	\$ 2,019,000	\$ 222,588	\$ -	\$ 4,151,588	\$ 6,302,000	\$ -	\$ 6,302,000	\$ 437,338	
Zate																

# APPENDIX C SCHEDULE OF PROJECTED TAX INCREMENTS APPORTIONED AMONG TAXING ENTITIES

					k	ES	TIMATED APP	OR	TIONMENT AMON	G TAXING ENTITES*		
				No	eenah School District	Ci	ty of Neenah	W	innebago County	Fox Valley Technical College	١	State of Visconsin
Year	Collection Year	Р	rojected Tax Increment		35.00%		39.00%		21.00%	4.00%		0.00%
1	2018	\$	240,000	\$	84,000.00	\$	93,600.00	\$	50,400.00	9,600	\$	-
2	2019	\$	233,000	\$	81,550.00	\$	90,870.00	\$	48,930.00	9,320	\$	-
3	2020	\$	233,000	\$	81,550.00	\$	90,870.00	\$	48,930.00	9,320	\$	-
4	2021	\$	233,000	\$	81,550.00	\$	90,870.00	\$	54,720.00	9,320	\$	-
5	2022	\$	233,000	\$	81,550.00	\$	90,870.00	\$	54,720.00	9,320	\$	-
6	2023	\$	200,000	\$	70,000.00	\$	78,000.00	\$	54,720.00	8,000	\$	-
7	2024	\$	200,000	\$	70,000.00	\$	78,000.00	\$	54,720.00	8,000	\$	-
8	2025	\$	250,000	\$	87,500.00	\$	97,500.00	\$	54,720.00	10,000	\$	-
9	2026	\$	250,000	\$	87,500.00	\$	97,500.00	\$	54,720.00	10,000	\$	-
10	2027	\$	250,000	\$	87,500.00	\$	97,500.00	\$	54,720.00	10,000	\$	-
11	2028	\$	250,000	\$	87,500.00	\$	97,500.00	\$	54,720.00	10,000	\$	-
12	2029	\$	250,000	\$	87,500.00	\$	97,500.00	\$	54,720.00	10,000	\$	-
13	2030	\$	290,000	\$	101,500.00	\$	113,100.00	\$	54,720.00	11,600	\$	-
14	2031	\$	290,000	\$	101,500.00	\$	113,100.00	\$	54,720.00	11,600	\$	-
15	2032	\$	290,000	\$	101,500.00	\$	113,100.00	\$	54,720.00	11,600	\$	-
16	2033	\$	290,000	\$	101,500.00	\$	113,100.00	\$	54,720.00	11,600	\$	-
17	2034	\$	290,000	\$	101,500.00	\$	113,100.00	\$	54,720.00	11,600	\$	-
18	2035	\$	290,000	\$	101,500.00	\$	113,100.00	\$	54,720.00	11,600	\$	-
19	2036	\$	290,000	\$	101,500.00	\$	113,100.00	\$	54,720.00	11,600	\$	-
20	2037	\$	290,000	\$	101,500.00	\$	113,100.00	\$	54,720.00	11,600	\$	-
21	2038	\$	290,000	\$	101,500.00	\$	113,100.00	\$	54,720.00	11,600	\$	-
22	2039	\$	290,000	\$	101,500.00	\$	113,100.00	\$	54,720.00	11,600	\$	-
23	2040	\$	290,000	\$	101,500.00	\$	113,100.00	\$	54,720.00	11,600	\$	-
24	2041	\$	290,000	\$	101,500.00	\$	113,100.00	\$	54,720.00	11,600	\$	-
TOTALS		\$	6,302,000.00	\$	2,205,700.00	\$	2,457,780.00	\$	1,297,380.00	\$ 252,080.00	\$	-

## APPENDIX D CITY ATTORNEY'S OPINION



Dept. of Legal & Administrative Services
Office of the City Attorney
211 Walnut St. • P.O. Box 426 • Necnah WI 54957-0426
Phone 920-886-6106 • Fax: 920-886-6109 • e-mail: drashid@neenahwi.gov
DAVID C. RASHID
City Attorney

September 28, 2023

Mr. Chris Haese Director of Community Development & Assessment 211 Walnut Street Neenah, WI 54956

RE: City of Neenah Tax Increment District #9, Third Amendment

Dear Mr. Haese:

You have asked me for a legal opinion as to the legal sufficiency and statutory compliance of the Project Plan for the City of Neenah Tax Increment Finance District #9 ("Project Plan"). I have reviewed the Project Plan for said district as well as the appendices attached thereto in relation to their compliance with the provisions of Sections 66.1105 generally and Wis. Stats §66.1105(4)(f) specifically. It is my opinion that the TID #9 Project Plan is in compliance with all of the provisions of Sections 66.1105(2)(g) and 66.1105(4)(f), Wis. Stats. This opinion is being offered in accordance with the requirements of Section 66.1105(4)(f), Wis. Stats.

If you have any questions concerning this matter, please contact me at your convenience.

Cordially.

David C. Rashid City Attorney

**DRCbdd** 



## MEMORANDUM

**DATE:** October 3, 2023

**TO:** Mayor Lang, Members of the Common Council, & Members of the Plan Commission

FROM: James Merten, Traffic Engineer

**RE:** Amended Relocation Order for S. Commercial Street Construction

S. Commercial Street between Stanley Street and Tyler Street is scheduled for construction in 2025. Resolution 2023-18 was approved by the Neenah Common Council on August 2, 2023 authorizing the relocation order for the project.

Westwood Professional Services, the consultant providing design and real estate services for the project, has since recommended the following modifications to the plat approved as part of Resolution 2023-18:

- Parcel 2 (Neenah Plaza): Existing and proposed signal infrastructure is outside the rightof-way on the east side of the Commercial/Alcott intersection. Proposed change is to modify the right-of-way to include the proposed signal infrastructure.
- Parcel 42 (Rob's Repair): Pedestrian curb is required behind the sidewalk at the curb ramp on Professional Plaza and was not included in the plat. Proposed change is to modify the right-of-way to include the proposed pedestrian curb.
- Parcel 46 (My Place): A small section of the proposed curb ramp is outside the proposed right-of-way. Proposed change is to modify the right-of-way to include the entire curb ramp area.
- Parcel 76 (BP): The existing sidewalk along Cecil Street is encroaching on the BP property and the sidewalk is proposed to be installed in the same location. Proposed change is to modify the right-of-way to include the sidewalk encroachment.
- There are also 38 parcels whose temporary limited easement (TLE) has minor boundary adjustments due to modeling refinements.

Attached are the proposed resolution, relocation order, and the revised right of way plat to incorporate the proposed modifications.

Staff recommend the Common Council approve Resolution 2023-24, the relocation order to amend the plat for the 2025 S. Commercial Street reconstruction project between Stanley Street and Tyler Street.

PSSC: October 10, 2023



#### **RESOLUTION NO. 2023-24**

A RESOLUTION OF THE CITY OF NEENAH APPROVING AND AUTHORIZING THE EXECUTION OF A RELOCATION ORDER FOR THE RECONSTRUCTION OF S. COMMERCIAL STREET (STANLEY STREET TO TYLER STREET).

**WHEREAS**, the Neenah Common Council approved Resolution 2023-18, which issued a Resolution Order to acquire certain adjoining lands in order to properly reconstruct S. Commercial Street (Stanley Street to Tyler Street); and

WHEREAS, the City has identified additional changes to the S. Commercial Street Right of Way necessary to properly reconstruct S. Commercial Street (Stanley Street to Tyler Street); and

**WHEREAS**, such acquisition will be accomplished pursuant to authority granted under sections 32.05 and 62.22 of the Wisconsin Statutes.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF NEENAH, WISCONSIN, that the Relocation Order for Project ID 4993-01-01, attached hereto as Exhibit A, is hereby approved and the proper City officials are authorized and directed to execute the Order for acquisition of the properties shown.

Recommended by:	CITY OF NEENAH, WISCONSIN
Moved:	
	Jane Lang, Mayor
Passed:	<u> </u>
	Charlotte Nagel, City Clerk

## **RELOCATION ORDER**

LPA1708 07/2022 (Replaces LPA3006)

Project	Road name	Highway	County
4993-01-01	Commercial Street	Commercial Street	Winnebago
COMMERCIAL			
STREET	City of Neenah		
	Winnebago County, Wisconsin		
Right of way plat date	Plat sheet number(s)	Previously approved R	elocation Order date
9-25-2023	4.13, 4.14, 4.15, 4.16, 4.17, 4.18, 4.19,	8-1-2023	
	4.20, 4.21, 4.22, 4.23, 4.24		

Description of termini of project: Beginning at a point that is 1273.76 feet North of and 0.60 feet East of the Southwest Corner of Section 34, T20N, R17E, City of Neenah, Winnebago County, Wisconsin; thence Northerly to the End of the Relocation Order. Said End being 1279.49 feet South of and 6.69 feet East of the Northeast Quarter Corner of Section 28, T20N, R17E, City of Neenah, Winnebago County, Wisconsin as shown on the plat of right-of-way, or a copy thereof marked.

Total net length of centerline is approximately 8,021.03' feet (1.52 miles)

Outagamie County Coordinate System, NAD 83 (2012):

Beginning Coordinates:

Y: 525122.505 X: 812232.127

End Coordinates:

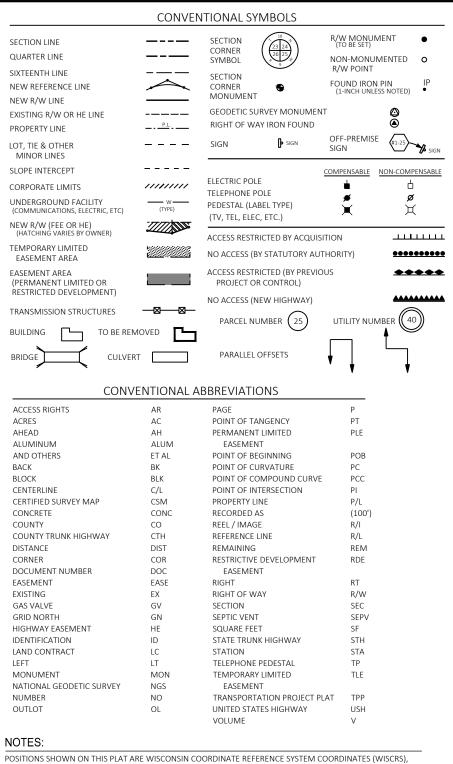
Y: 533143.121 X: 812186.394

To properly establish, lay out, widen, enlarge, extend, construct, reconstruct, improve, or maintain a portion of the highway designated above, it is necessary to relocate or change and acquire certain lands or interests in lands as shown on the right of way plat for the above project.

To effect this change, pursuant to authority granted under Sections 62.22 and 62.23(10), Wisconsin Statutes, City of Neenah orders that:

- 1. The said road is laid out and established to the lines and widths as shown on the plat.
- 2. The required lands or interests in lands as shown on the plat shall be acquired by: City of Neenah
- 3. This order supersedes and amends any previous order issued by the: City of Neenah

Name and Title	Date



WINNEBAGO COUNTY, NAD83 (2012) IN US SURVEY FEET, VALUES SHOWN ARE GRID COORDINATES. GRID BEARINGS, AND GRID DISTANCES, GRID DISTANCES MAY BE USED AS GROUND DISTANCES.

ALL NEW RIGHT-OF-WAY MONUMENTS WILL BE TYPE 2 (TYPICALLY ¾" X 24" IRON REBARS), UNLESS OTHERWISE NOTED, AND WILL BE PLACED PRIOR TO THE COMPLETION OF THE PROJECT.

DIMENSIONING FOR THE NEW RIGHT-OF-WAY IS MEASURED ALONG AND PERPENDICULAR TO THE NEW REFERENCE

RIGHT-OF-WAY BOUNDARIES ARE DEFINED WITH COURSES OF THE PERIMETER OF THE HIGHWAY LANDS REFERENCED TO THE U.S. PUBLIC LAND SURVEY SYSTEM OR OTHER "SURVEYS" OF PUBLIC RECORD.

FOR THE CURRENT ACCESS/DRIVEWAY INFORMATION, CONTACT CITY OF NEENAH

PARCEL AND UTILITY IDENTIFICATION NUMBERS MAY NOT POINT TO ALL AREAS OF ACQUISITION, AS NOTED ON

INFORMATION FOR THE BASIS OF EXISTING HIGHWAY RIGHT-OF-WAY POINTS OF REFERENCE AND ACCESS CONTROL ARE LISTED ON THE DETAIL PAGES.

## CONVENTIONAL UTILITY SYMBOLS

TELEPHONE OVERHEAD TRANSMISSION LINES FLECTRIC CABLE TELEVISION SANITARY SEWER STORM SEWER

**CURVE DATA ABBREVIATIONS** LONG CHORD LONG CHORD BEARING RADIUS DEGREE OF CURVE CENTRAL ANGLE  $\Delta$ /DELTA LENGTH OF CURVE TANGENT DIRECTION AHEAD DIRECTION BACK

FLECTRIC TOWER (161) = R/W POINT

= TLE POINT

171

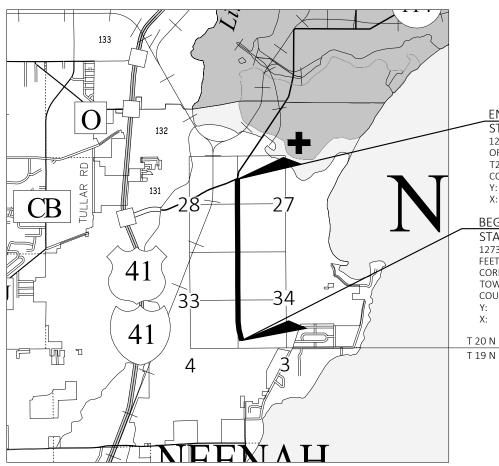
#### R/W PROJECT NUMBER 4993-01-01 NUMBER SHEETS CONSTRUCTION PROJECT NUMBER 24 4993-01-01

PLAT OF RIGHT OF WAY REQUIRED FOR

COMMERCIAL STREET STANLEY ST. - WINNECONNE AVE.

COMMERCIAL STREET, CITY OF NEENAH

WINNEBAGO COUNTY





#### STATION 93+96.03

1279.49 FEET SOUTH OF AND 6.69 FEET EAST OF THE NORTHEAST CORNER OF SEC. 28. T20N, R17E, TOWN OF NEENAH, WINNEBAGO COUNTY, WICONSIN.

Y: 533143.121 X: 812186.394

#### **BEGIN RELOCATION ORDER**

#### STATION 13+75.00

1273.76 FEET NORTH OF AND 0.60 FEET EAST OF THE SOUTHWEST CORNER OF SEC. 34, T20N, R17E. TOWN OF NEENAH, WINNEBAGO COUNTY, WISCONSIN

525122.505 812232.127

T 20 N



8-1-2023 REVISED 9-25-2023

Turge h. Van Hand

THIS PLAT IS A GRAPHIC REPRESENTATION AND IS FOR REFERENCE PURPOSES ONLY. DEEDS MUST BE CHECKED TO DETERMINE PROPERTY BOUNDARIES AND ACCESS RIGHTS.

REVISION DATE 9-25-2023	CITY OF NEENAH
	APPROVED FOR THE COUNTY
	DATE: (Signature)

	LAYOUT		
SCALE I		5280'	
OTAL NET LENG	TH OF CENTERLINE	= 8,	,021.03' (1.52 MILES)

PLOT BY: ETHAN KARLS

AREAS SHOWN IN THE TOTAL ACRES COLUMN MAY BE APPROXIMATE AND ARE DERIVED FROM TAX ROLE OR OTHER AVAILABLE SOURCES AND MAY NOT INCLUDE LANDS OF THE OWNER WHICH ARE NOT CONTIGUOUS TO THE AREA TO BE ACQUIRED. OWNER'S NAMES ARE SHOWN FOR REFERENCE PURPOSES ONLY AND ARE SUBJECT TO CHANGE PRIOR TO THE TRANSFER OF LAND INTERESTS TO THE CITY.

PARCEL NUMBER	SHEET NUMBER(S)	OWNER(S)	INTEREST	R/	W AREA REQUIRED	- SF	TLE SF
PARCEL NOWIBER	STILLT NOWBER(3)	OWNER(3)	REQUIRED	NEW	EXISTING	TOTAL	REQUIRED
1	4.13	SOUTHGATE APARTMENTS LLC A/K/A SOUTHGATE APARTMENTS, LLC	TLE	0	0	0	1483
2	4.13, 4.14	NEENAH PLAZA CONDOMINIUMS (NEENAH PLAZA CONDOMINUM OWNERS ASSOCIATION)	FEE, TLE	421	0	421	2131
3	4.13	GRISHABER MAIN STREET PARTNERSHIP	TLE	0	0	0	1027
4	4.13, 4.14	CAPITAL CREDIT UNION	TLE	0	0	0	1559
6	4.14	PIONEER DEVELOPMENT, INC.	TLE	0	0	0	1107
7	4.14	THE YOUNK FAMILY, LLC	TLE	0	0	0	3458
8	4.14	CHARLOTTE'S CAR WASH LLC	FEE, TLE	64	0	64	1913
9	4.14, 4.15	D-JON PROPERTIES, LLC	TLE	0	0	0	1022
10	4.14	PIONEER DEVELOPMENT, INC.	FEE, TLE	130	0	130	1088
11	4.14	O'BRIEN INVESTMENT PROPERTIES LLC	TLE	0	0	0	1347
12	4.14	FLOREK HENDERSON DENTAL LLC A/K/A FLOREK HENDERSON DENTAL, LLC & R&L PROPERTIES, LLC	FEE, TLE	112	0	112	1321
13	4.13, 4.14	EXCEL PROPERTIES, LLC	TLE	0	0	0	2367
14	4.13	VICKI A. WEINAWG (PURCHASER) & MICHAEL L. JOHNSON (VENDOR)	TLE	0	0	0	627
		· · · · · · · · · · · · · · · · · · ·					
16	4.13	DANIEL C. STRONG	TLE	0	0	0	1528
17	4.13	WESNER HOLDINGS, INC.	TLE	0	0	0	1099
18	4.15	DAVID L. GERARDEN & SARAH L. GERARDEN	TLE	0	0	0	1395
19	4.15	LIND REAL ESTATE, LLC (PURCHASER) & MYKEL, LLC (VENDOR)	TLE	0	0	0	1137
20	4.13	1504 SOUTH, LLC	TLE	0	0	0	469
21	4.15	CITY OF NEENAH	TLE	0	0	0	1010
22	4.15, 4.16	KRIST OIL CO., INC A/K/A KRIST OIL CO., INC. A MICHIGAN CORPORATION	TLE	0	0	0	1823
23	4.16	PSAM, LLC.	TLE	0	0	0	525
24	4.16	SCRIBNER PROPERTIES, LLC	TLE	0	0	0	912
25	4.16	CITY OF NEENAH	TLE	0	0	0	1495
26	4.16	AUTOZONE, INC.	TLE	0	0	0	1270
27	4.16	JOHN A. NENNIG	FEE, TLE	0	2256	2256	430
28	4.16	E&B PROPERTIES, LLC	FEE, TLE	0	2275	2275	627
29	4.16	KRISTINA M. & DAVID A. SCHMIDT (PURCHASERS), & JUDITH A. ZARETZKE TRUST (VENDOR)	FEE, TLE	0	2036	2036	419
31	4.16	BERO REAL ESTATE LLC	FEE, TLE	0	4338	4338	1281
32	4.16	JPACK REAL ESTATE LLC	FEE, TLE	7	0	7	975
34	4.16	L.A. RENTALS AND REAL ESTATE, LLC.	TLE	0	0	0	423

REVISION DATE HWY: COMMERCIAL STREET R/W PROJECT NUMBER 4993-01-01 PLAT SHEET 4.02 DATE <u>8-1-2023</u> 9-25-2023 GRID FACTOR COUNTY: WINNEBAGO CONSTRUCTION PROJECT NUMBER 4993-01-01 PS&E SHEET PLOT DATE: 9/25/2023 4:09 PM

RW LAYOUT-3001439.DWG LAYOUT NAME - SCHEDULE OF LANDS (4.02)

DATE <u>8-1-2023</u>

GRID FACTOR

AREAS SHOWN IN THE TOTAL ACRES COLUMN MAY BE APPROXIMATE AND ARE DERIVED FROM TAX ROLE OR OTHER AVAILABLE SOURCES AND MAY NOT INCLUDE LANDS OF THE OWNER WHICH ARE NOT CONTIGUOUS TO THE AREA TO BE ACQUIRED. OWNER'S NAMES ARE SHOWN FOR REFERENCE PURPOSES ONLY AND ARE SUBJECT TO CHANGE PRIOR TO THE TRANSFER OF LAND INTERESTS TO THE CITY.

PARCEL NUMBER	SHEET NUMBER(S)	OWNER(S)	INTEREST	R	R/W AREA REQUIRED	- SF	TLE SF
I ANCEL NOWIDER	STILLT NOIVIDEN(3)	OWNER(3)	REQUIRED	NEW	EXISTING	TOTAL	REQUIRED
36	4.15, 4.16	KRISTIN ZAGRODNIK & SHAWN ZAGRODNIK	FEE, TLE	0	2740	2740	651
37	4.15	CEDAR BAR & GRILL, LLP	FEE, TLE	0	5530	5530	732
38	4.15	KACE, LLC.	FEE, TLE	0	4909	4909	765
39	4.15	COMMERCIAL BREAK, LLC	TLE	0	0	0	503
41	4.15	LESLIE LOHFF	TLE	0	0	0	1226
42	4.17	ROB'S REPAIR, LLC	FEE, TLE	13	0	13	393
43	4.17	ELLIOT KRUEGER	TLE	0	0	0	570
44	4.17	WAITE PROPERTY MANAGEMENT LLC	TLE	0	0	0	836
46	4.17	MY PLACE T N S, LLC (PURCHASER) & KUBINSKI INVESTMENTS, LLC (VENDOR)	FEE, TLE	3	0	3	600
47	4.17	A S GILL, INC.	FEE, TLE	14	0	14	2509
48	4.18	D & M PROPERITES I, LLC	FEE, TLE	9	0	9	1836
49	4.18	CRANKY PAT'S PROPERTIES, LLC	FEE, TLE	74	6657	6730	2138
51	4.18	VDH AUTOMOTIVE, LLC	FEE, TLE	78	0	78	1381
52	4.18	1016 S COMMERCIAL, LLC	TLE	0	0	0	1675
53	4.17, 4.18	PRSHEO, LLC	FEE, TLE	78	0	78	1274
54	4.17	PETER G. MORTON REVOCABLE LIVING TRUST	FEE, TLE	0	5944	5944	1614
56	4.17	K AND E LIMITED PARTNERSHIP	FEE, TLE	0	3255	3255	2010
57	4.16, 4.17	DAVID TATE	FEE, TLE	0	2156	2156	437
76	4.19	KALEKA ENTERPRISES, LLC	FEE, TLE	107	0	107	1214
77	4.19	MEND ENTERPRISES LLC	FEE, TLE	9	0	9	477
78	4.19	BRITNEY DUNN	FEE, TLE	6	0	6	532
79	4.19	JOHN JOSEPH THIEL	TLE	0	0	0	388
81	4.19	TYLER A. HOFFIUS & KARA A. HOFFIUS	TLE	0	0	0	364
82	4.19	MARLENE ROHE A/K/A MARLENE M. ROHE	TLE	0	0	0	501
83	4.19, 4.20	CLARITY CARE, INC.	TLE	0	0	0	778
84	4.20	KWIK INVESTMENTS INC.	TLE	0	0	0	398
85	4.20	OUR SAVIOR'S LUTHERAN CHURCH OF NEENAH	TLE	0	0	0	1694
86	4.20	STEPHEN H. GUNDERSON	TLE	0	0	0	542
87	4.20	OUR SAVIOR'S LUTHERAN CHURCH OF NEENAH	TLE	0	0	0	721

REVISION DATE

9-25-2023

LAYOUT NAME - SCHEDULE OF LANDS (4.03)

PLOT DATE: 9/25/2023 4:09 PM

HWY: COMMERCIAL STREET

COUNTY: WINNEBAGO

R/W PROJECT NUMBER

CONSTRUCTION PROJECT NUMBER

4993-01-01

4993-01-01

PS&E SHEET

PLAT SHEET 4.03

WISDOT/CADDS SHEET 75

RW LAYOUT-3001439.DWG

REVISION DATE

LAYOUT NAME - SCHEDULE OF LANDS (4.04)

AREAS SHOWN IN THE TOTAL ACRES COLUMN MAY BE APPROXIMATE AND ARE DERIVED FROM TAX ROLE OR OTHER AVAILABLE SOURCES AND MAY NOT INCLUDE LANDS OF THE OWNER WHICH ARE NOT CONTIGUOUS TO THE AREA TO BE ACQUIRED. OWNER'S NAMES ARE SHOWN FOR REFERENCE PURPOSES ONLY AND ARE SUBJECT TO CHANGE PRIOR TO THE TRANSFER OF LAND INTERESTS TO THE CITY.

PARCEL NUMBER	SHEET NUMBER(S)	OWNER(S)	INTEREST		R/W AREA REQUIRED	- SF	TLE SF
TARCEL NOWIDER	SHEET NOWIDEN(S)	O WINEI((S)	REQUIRED	NEW	EXISTING	TOTAL	REQUIRED
89	4.20	KENNETH R. BERNHARDT & DEBRA L. BERNHARDT	FEE, TLE	54	0	54	425
91	4.20	ORPHAN ANIMAL RESCUE AND SANCTUARY, INC.	TLE	0	0	0	630
92	4.20	LAWRENCE MICHAEL DANIELS	TLE	0	0	0	297
93	4.20	PATRICK G. MCGILLIGAN & SANDRA J. MCGILLIGAN	TLE	0	0	0	309
94	4.20	TITAN OF NEENAH LLC	TLE	0	0	0	396
96	4.20	JOSEPH J. HEIL JR. & KATHERINE M. HEIL	TLE	0	0	0	396
97	4.20	TERESA SORIANO	TLE	0	0	0	396
98	4.20	MARJORIE L. RIETVELD	TLE	0	0	0	391
99	4.19, 4.20	PHILLIP J. ABENDSCHEIN & JOAN S. ABENDSCHEIN	TLE	0	0	0	1120
101	4.19	PAMELA S. DEGROOT & SHANE K. DEGROOT	TLE	0	0	0	900
102	4.19	GREG KETTNER & KELSEY KETTNER	TLE	0	0	0	338
103	4.19	ROSEGOLD, LLC	TLE	0	0	0	104
104	4.19	RANDY GRAHAM & SHELLY L. GRAHAM (PURCHASER), & 884 NEENAH LLC (VENDOR)	TLE	0	0	0	1642
105	4.19	CITY OF NEENAH	TLE	0	0	0	350
106	4.19	EARLE PROPERTIES, LLC	FEE, TLE	23	0	23	1239
107	4.20, 4.21	MICHAEL A. HENNE	TLE	0	0	0	370
108	4.21	WILLIAM M. BUKSYK	TLE	0	0	0	333
109	4.21	GARY C. BURR	TLE	0	0	0	384
110	4.21	CITY OF NEENAH	FEE, TLE	6	0	6	128
111	4.21	ADAM CHOUINARD	TLE	0	0	0	315
112	4.21	TERRY P. SCHRAMM & CHERRYL D. SCHRAMM	TLE	0	0	0	376
113	4.21	KEEN CAPITAL MANAGEMENT, LLC	FEE, TLE	2	0	2	565
114	4.21	BRADLEY J. FAHRENKRUG & KIMBERLY M. FAHRENKRUG	TLE	0	0	0	250
116	4.21	MAXIMUM ENTERPRISES, LLC	TLE	0	0	0	265
117	4.21	DANIEL B. ZELINSKI & ALEX D. ZELINSKI	TLE	0	0	0	349
118	4.21, 4.22	BENJAMIN BRAVICK	TLE	0	0	0	398
119	4.22	MARK B. MARMES	TLE	0	0	0	379
121	4.22	BRANDON HAY	TLE	0	0	0	350
122	4.22	STUYVENBERG PROPERTIES, LLC	TLE	0	0	0	387

DATE <u>8-1-2023</u> 9-25-2023 PS&E SHEET GRID FACTOR COUNTY: WINNEBAGO CONSTRUCTION PROJECT NUMBER 4993-01-01 PLOT DATE: 9/25/2023 4:10 PM PLOT NAME : RW LAYOUT-3001439.DWG WISDOT/CADDS SHEET 75

HWY: COMMERCIAL STREET

R/W PROJECT NUMBER

4993-01-01

PLAT SHEET 4.04

AREAS SHOWN IN THE TOTAL ACRES COLUMN MAY BE APPROXIMATE AND ARE DERIVED FROM TAX ROLE OR OTHER AVAILABLE SOURCES AND MAY NOT INCLUDE LANDS OF THE OWNER WHICH ARE NOT CONTIGUOUS TO THE AREA TO BE ACQUIRED. OWNER'S NAMES ARE SHOWN FOR REFERENCE PURPOSES ONLY AND ARE SUBJECT TO CHANGE PRIOR TO THE TRANSFER OF LAND INTERESTS TO THE CITY.

PARCEL NUMBER	SHEET NUMBER(S)	OWNER(S)	INTEREST	R/	TLE SF		
			REQUIRED	NEW	EXISTING	TOTAL	REQUIRED
123	4.22	BRANDON P. BOETTCHER & DANA G. BOETTCHER	TLE	0	0	0	404
124	4.22	DAREN GABRIELSON	TLE	0	0	0	294
126	4.22	JENNIFER L. STEWART	TLE	0	0	0	294
127	4.22	SCOTT G. WOULF	TLE	0	0	0	403
128	4.22	KARA L. OLMSTEAD	TLE	0	0	0	454
129	4.22, 4.23, 4.24	THE GALLOWAY COMPANY	FEE, TLE	81	0	81	7910
131	4.22	WINCH ENTERPRISES LLC	FEE, TLE	5	0	5	644
132	4.22	TAMMY STEWART	TLE	0	0	0	426
133	4.22	THOMAS M. RUNNOE & KALENA DANIEL MONTGOMERY	TLE	0	0	0	396
134	4.22	LAURIE A. LORNSON & DONALD R. LORNSON	TLE	0	0	0	481
135	4.22	WINCH ENTERPRISES LLC	TLE	0	0	0	525
136	4.22	SAM NESLLER & JENNIFER NESSLER	TLE	0	0	0	558
130	7.22	SAMINESEEN & JENNIN EN NESSEEN	122				330
138	4.22	DONNA MAE DE WEERT	TLE	0	0	0	614
139	4.22	CODY M. GASSERT-DEBOER & LARISSA A. KEELEY	TLE	0	0	0	780
141	4.22	GARY W. SHAW, SR. & GRETCHEN SHAW	TLE	0	0	0	557
142	4.21, 4.22	TIMOTHY R. HALL & CHARLOTTE M. HALL	TLE	0	0	0	381
143	4.21	DONALD EBELT & VICKY EBELT	TLE	0	0	0	287
144	4.21	TONY L. PROUSE	TLE	0	0	0	466
				5	-		
146	4.21	JAMES T. ROGERS & GLORIA J. ROGERS	TLE	0	0	0	403
147	4.21	LYNDELL M. MILLER	TLE	0	0	0	306
148	4.21	RONALD W. FLEGAL	TLE	0	0	0	925
151	4.21	JOSHUA MEULEMANS	TLE	0	0	0	445
152	4.21	ARLENE GEBHART & ANGELA GEBHART	TLE	0	0	0	434
153	4.21	NORMAN A. BOUCK	TLE	0	0	0	385
154	4.21	JASON T. VAN LINN & INDIA D. TROYER	TLE	0	0	0	353
156	4.20, 4.21	SHANNON A. GLASGOW & KAROLINE GLASGOW	TLE	0	0	0	532
157	4.24	GB MINIMART LLC	TLE	0	0	0	1375

FILE NAME : RW LAYOUT-3001439.DWG
LAYOUT NAME - SCHEDULE OF LANDS (4.05)

PLOT DATE: 9/25/2023 4:10 PM PLOT BY:

## 4

# SCHEDULE OF LANDS AND INTERESTS REQUIRED

AREAS SHOWN IN THE TOTAL ACRES COLUMN MAY BE APPROXIMATE AND ARE DERIVED FROM TAX ROLE OR OTHER AVAILABLE SOURCES AND MAY NOT INCLUDE LANDS OF THE OWNER WHICH ARE NOT CONTIGUOUS TO THE AREA TO BE ACQUIRED. OWNER'S NAMES ARE SHOWN FOR REFERENCE PURPOSES ONLY AND ARE SUBJECT TO CHANGE PRIOR TO THE TRANSFER OF LAND INTERESTS TO THE CITY.

PARCEL NUMBER	SHEET NUMBER(S)	OWNED(S)	INTEREST	R/W AREA REQUIRED - SF			TLE SF
		OWNER(S)		NEW	EXISTING	TOTAL	REQUIRED
158	4.24	BRIGHT STAR PROPERTIES LLC	TLE	0	0	0	643
159	4.24	WINNEBAGO COMMUNITY CREDIT UNION	TLE	0	0	0	1264
161	4.24	BRIAN BERT & LOURDES BERT	TLE	0	0	0	608
162	4.23, 4.24	COMMERCIAL STREET PROPERTY, LLC	FEE, TLE	6	0	6	1607
163	4.23	KELLY M. POLSIN	TLE	0	0	0	358
164	4.23	MEHO, LLC	TLE	0	0	0	230
165	4.23	AKEY PROPERTY MANAGEMENT LLC	TLE	0	0	0	409
166	4.23	EPL INVESTMENTS, LLC	TLE	0	0	0	240
167	4.23	LAURYN SCHMUDLACH	TLE	0	0	0	442
168	4.23	ANDREW BOEHM	TLE	0	0	0	359
169	4.23	WILLIAM P. MOORE & BARBARA R. MOORE	TLE	0	0	0	316
171	4.23	KEVIN C. MESKO & RHONDA J. MESKO	TLE	0	0	0	702
172	4.23	TONI MUELLER	TLE	0	0	0	619
173	4.22, 4.23	MARIA H. VEESER	TLE	0	0	0	597
501	4.13, 4.14	CITY OF NEENAH	RELEASE OF RIGHTS				
502	4.13, 4.14, 4.15, 4.16, 4.18, 4.19, 4.21, 4.22, 4.23		RELEASE OF RIGHTS				
503	4.13, 4.14, 4.15, 4.16, 4.17, 4.19, 4.20, 4.21, 4.22, 4.23, 4.24		RELEASE OF RIGHTS				
505	4.22, 4.23	SPRINT	RELEASE OF RIGHTS				

REVISION DATE 9-25-2023	DATE <u>8-1-2023</u>	SCALE, FEET	HWY: COMMERCIAL STREET	R/W PROJECT NUMBER	4993-01-01	PLAT SHEET 4.06
	GRID FACTOR	0 25 50	COUNTY: WINNEBAGO	CONSTRUCTION PROJECT NUMBER	4993-01-01	PS&E SHEET <b>E</b>

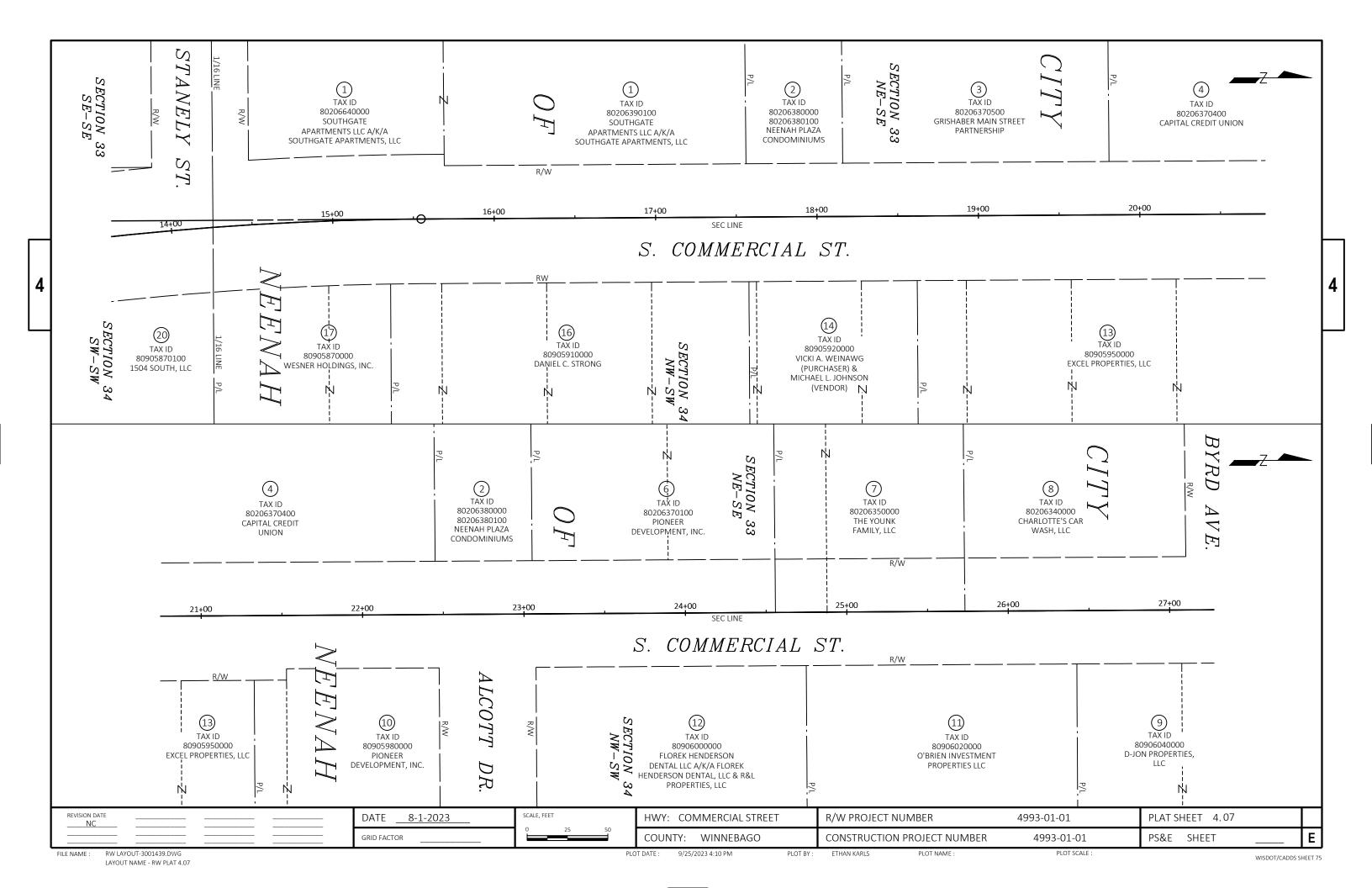
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LAYOUT NAME - SCHEDULE OF LANDS (4.06)

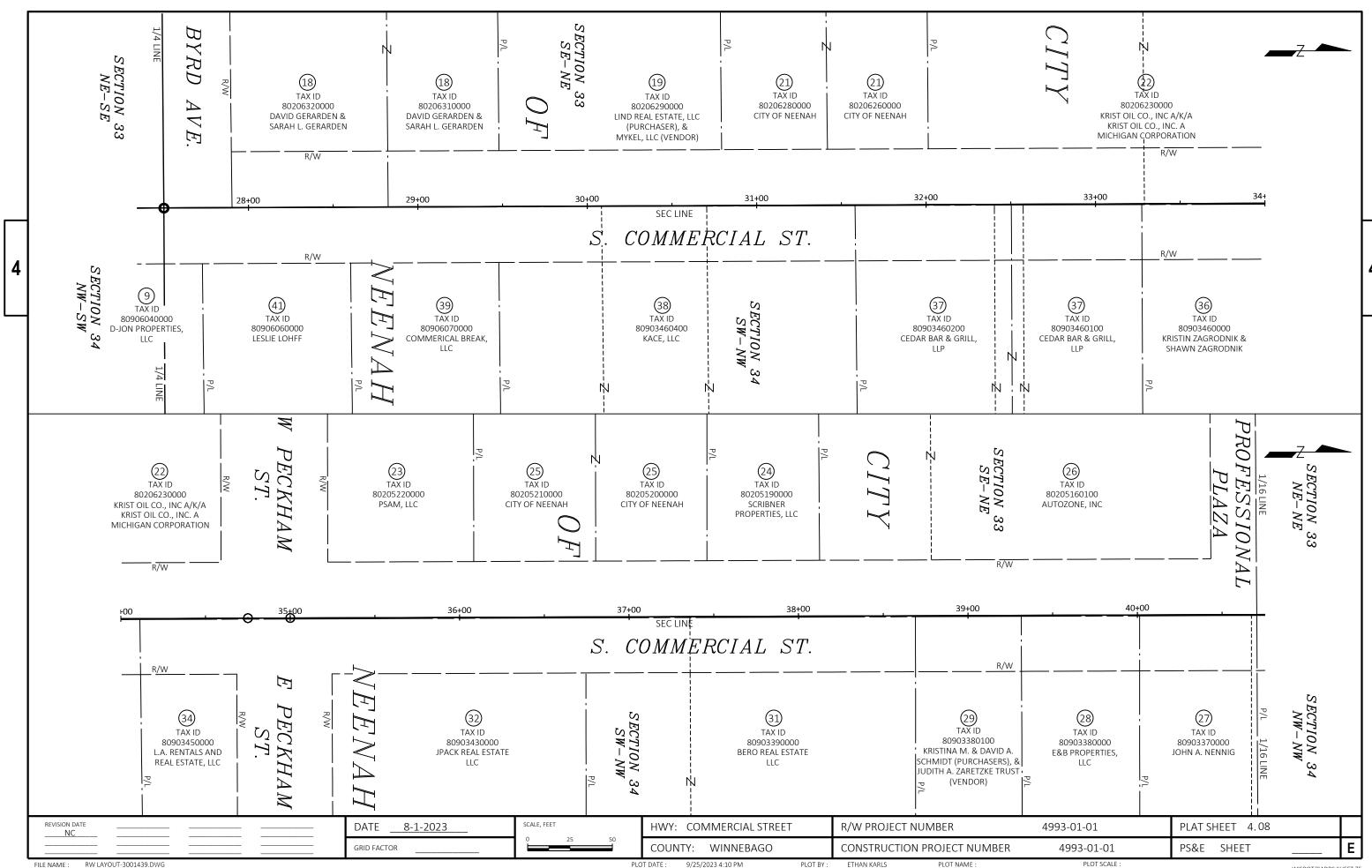
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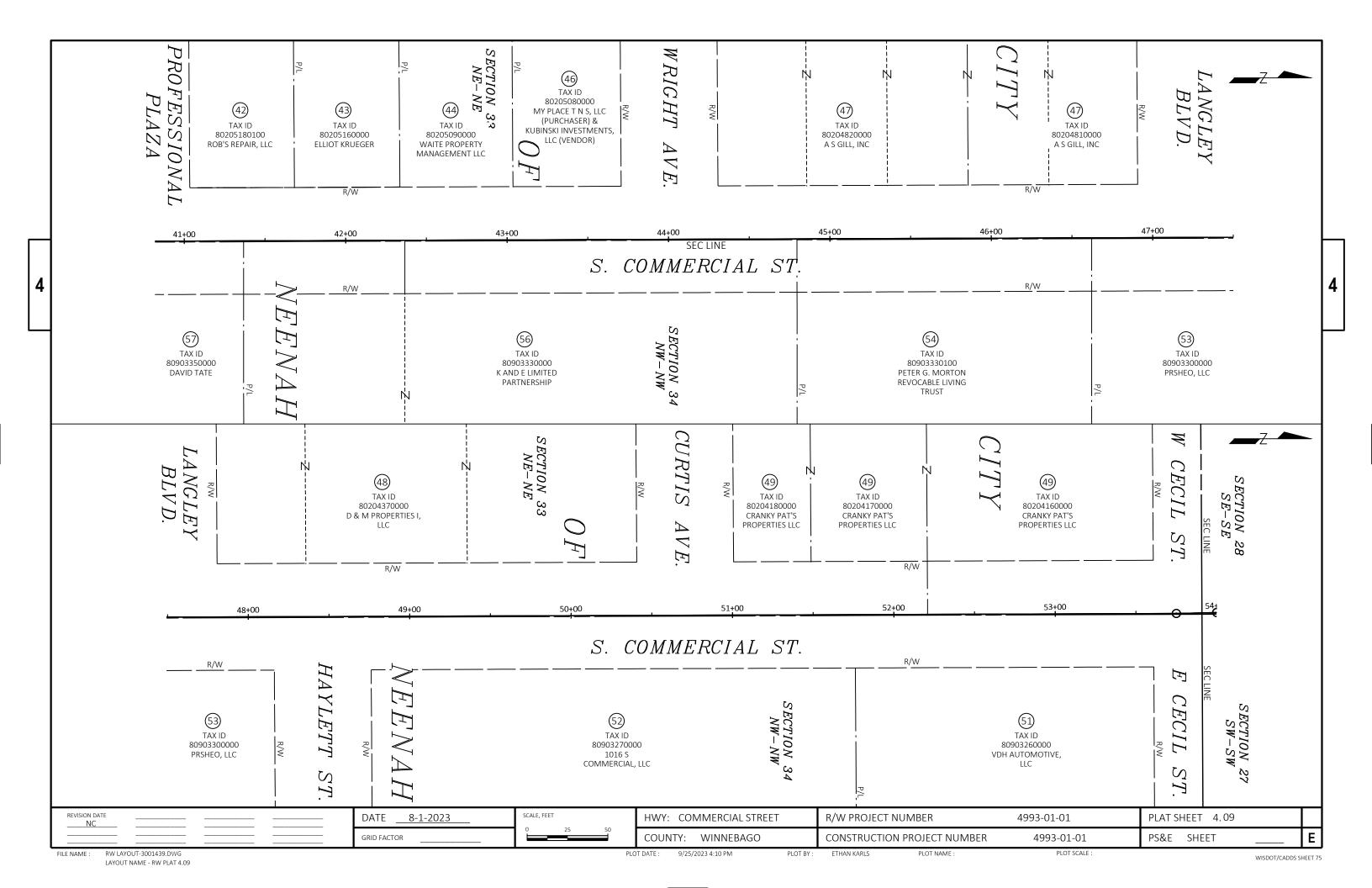
PLOT BY: ETHAN KARLS

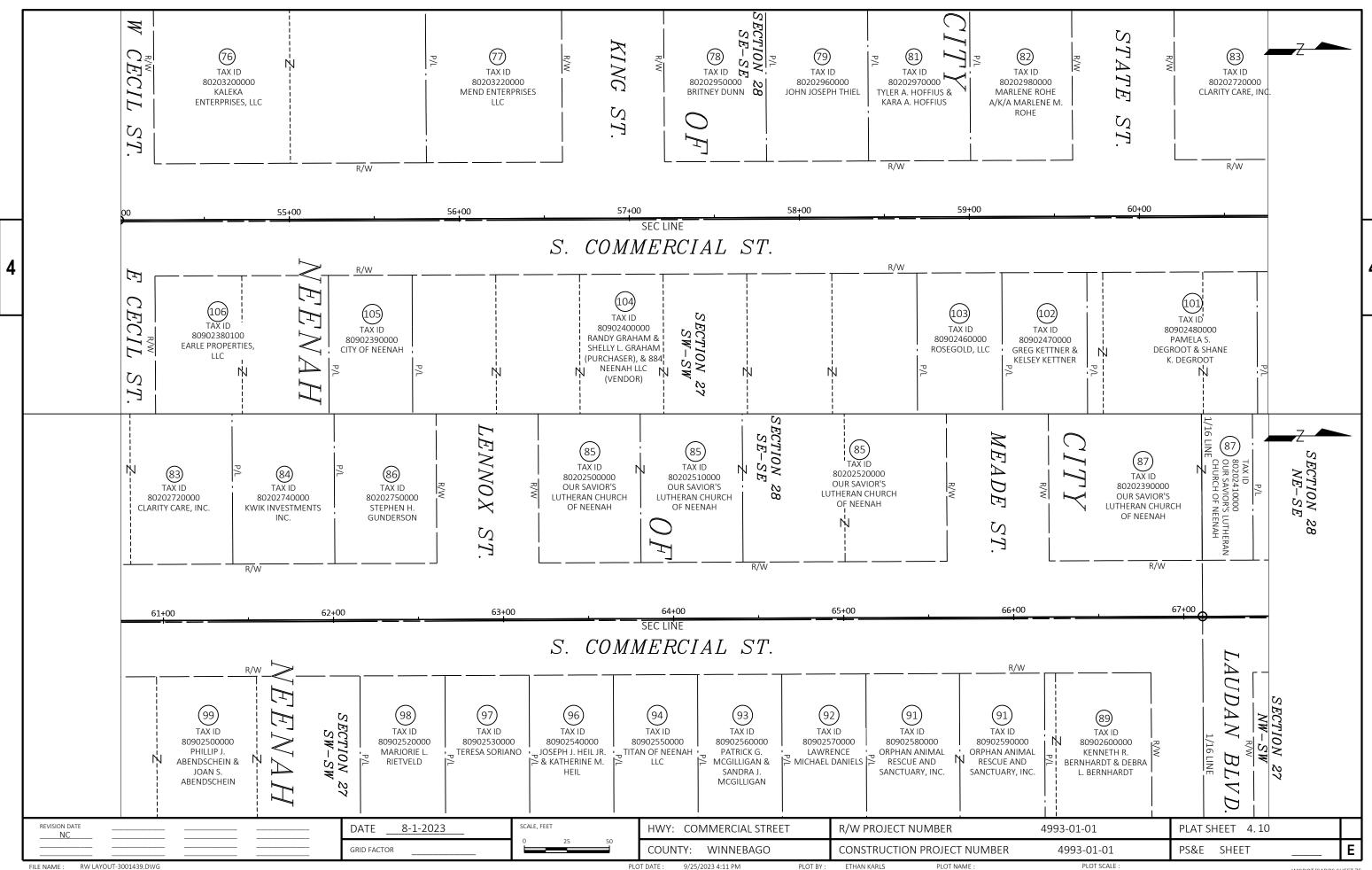
PLOT NAM

PLOT SCALE



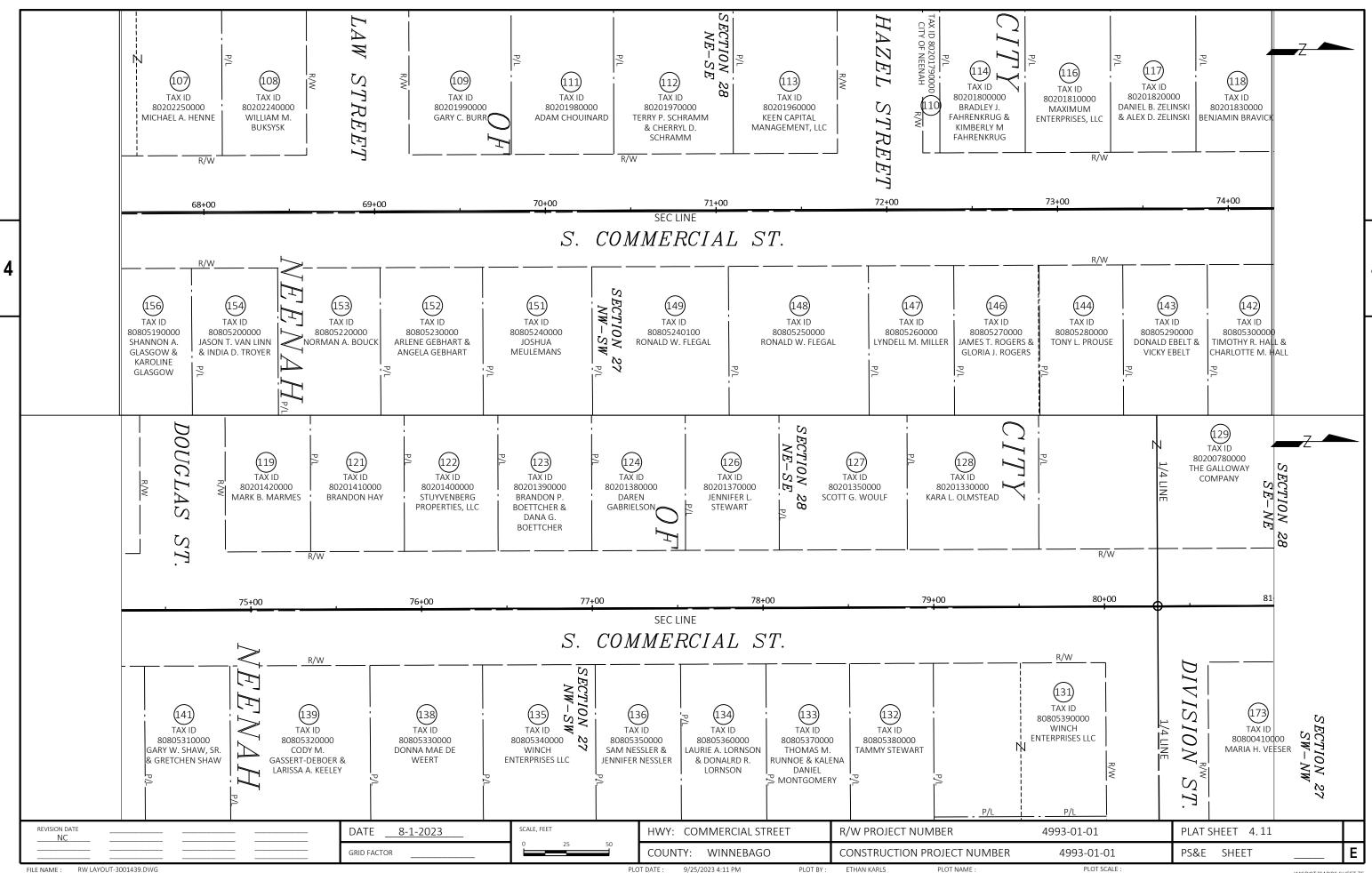




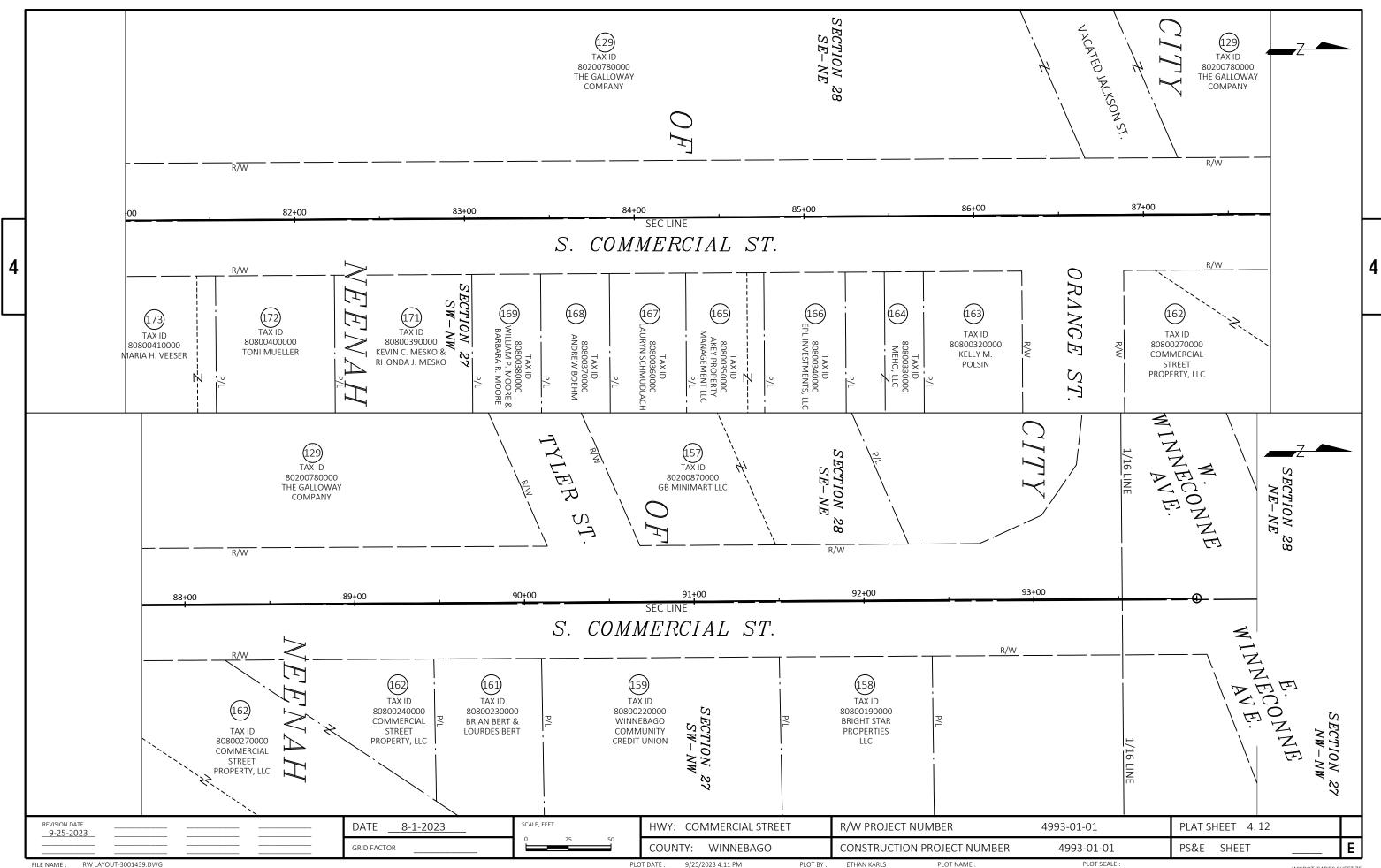


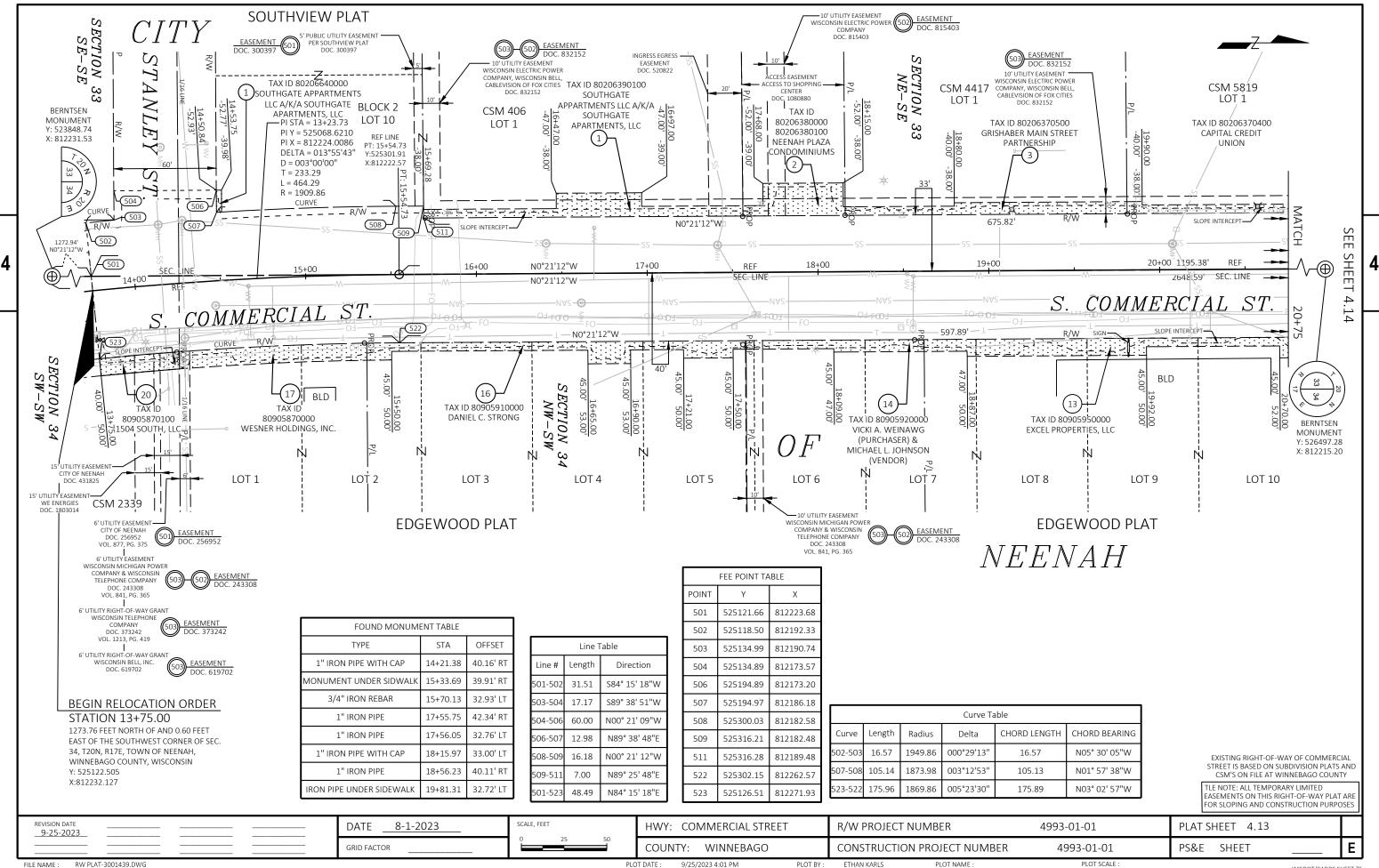
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PLOT NAME



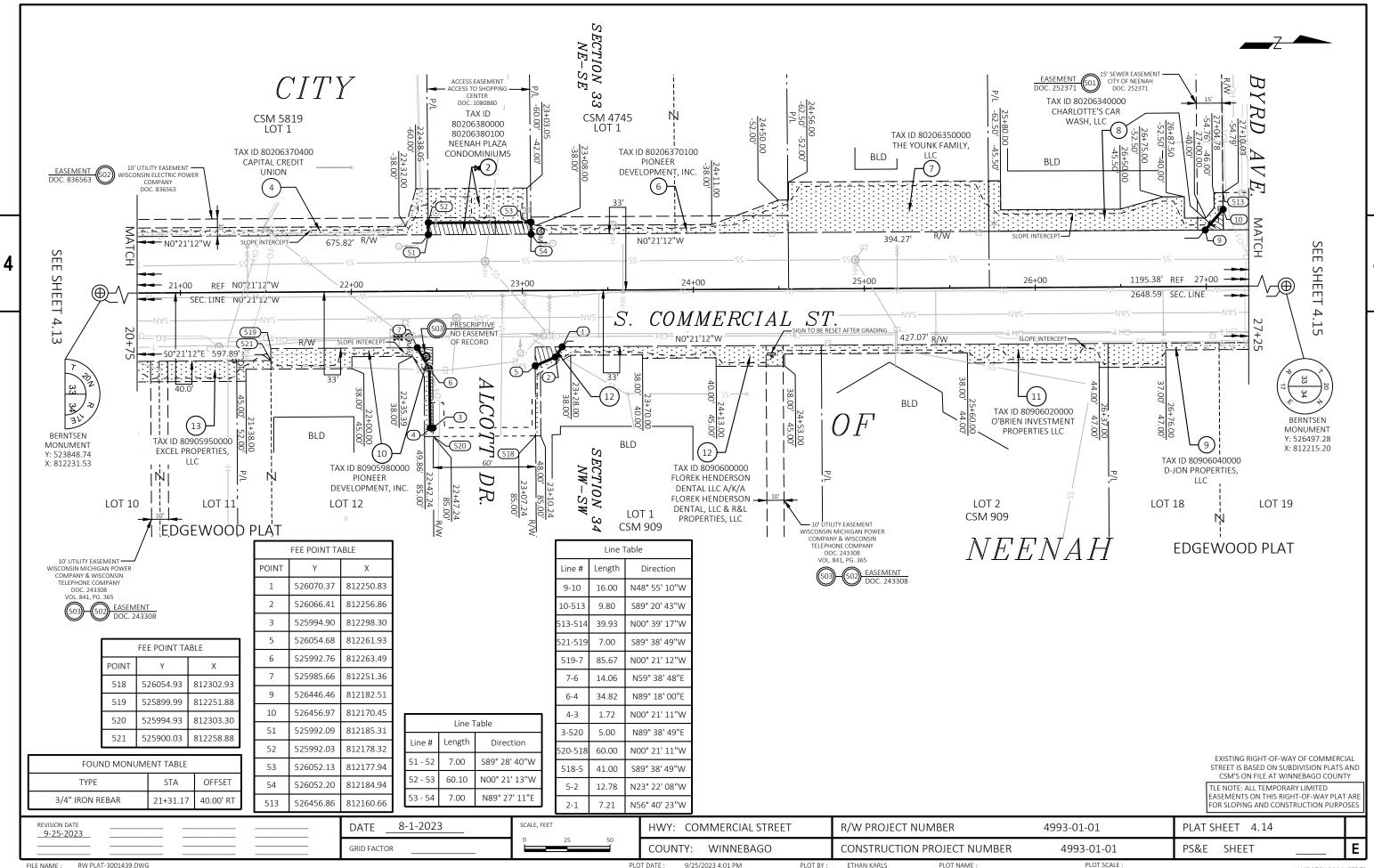
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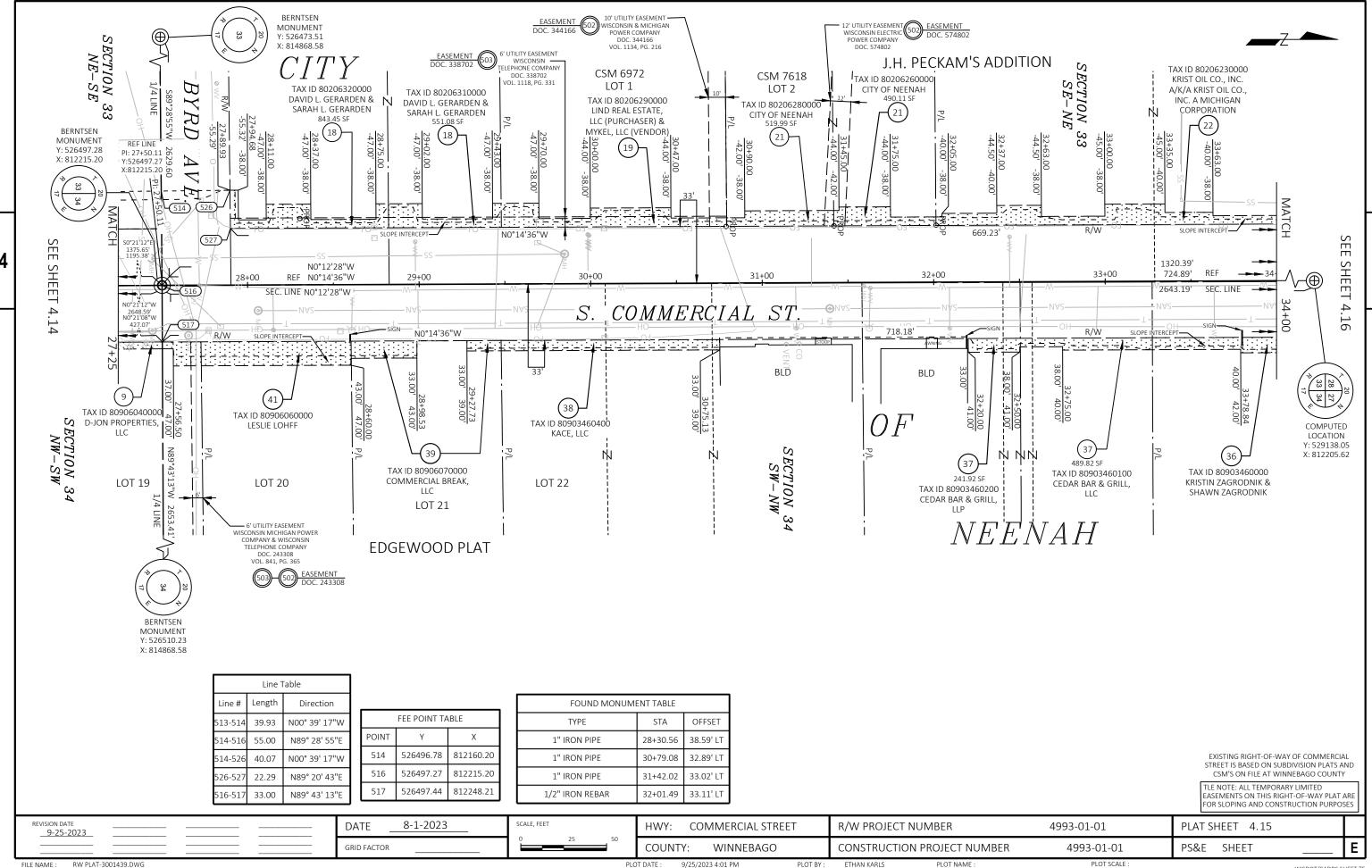


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9/25/2023 4:01 PM ETHAN KARLS PLOT DATE: PLOT BY:

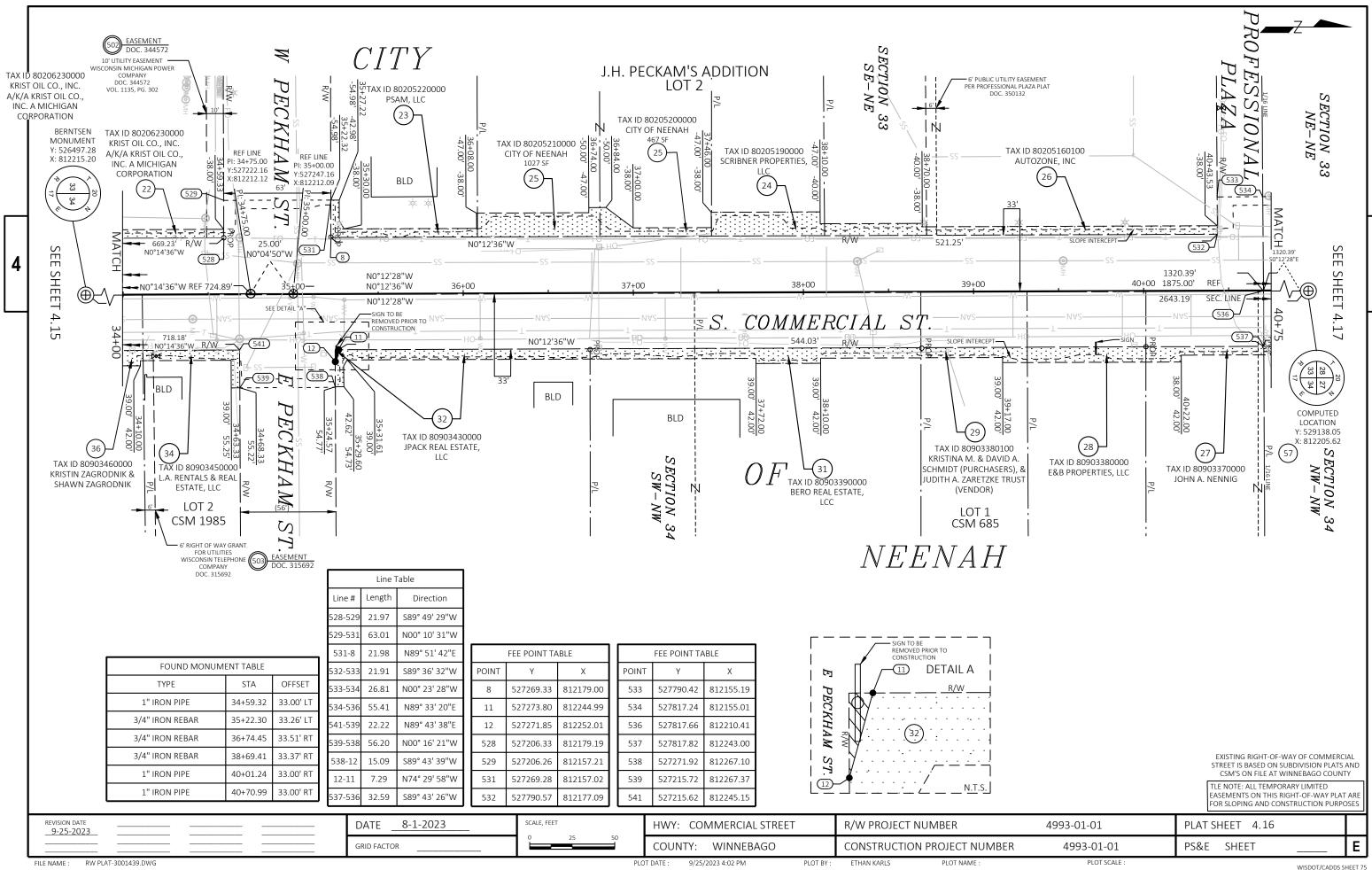


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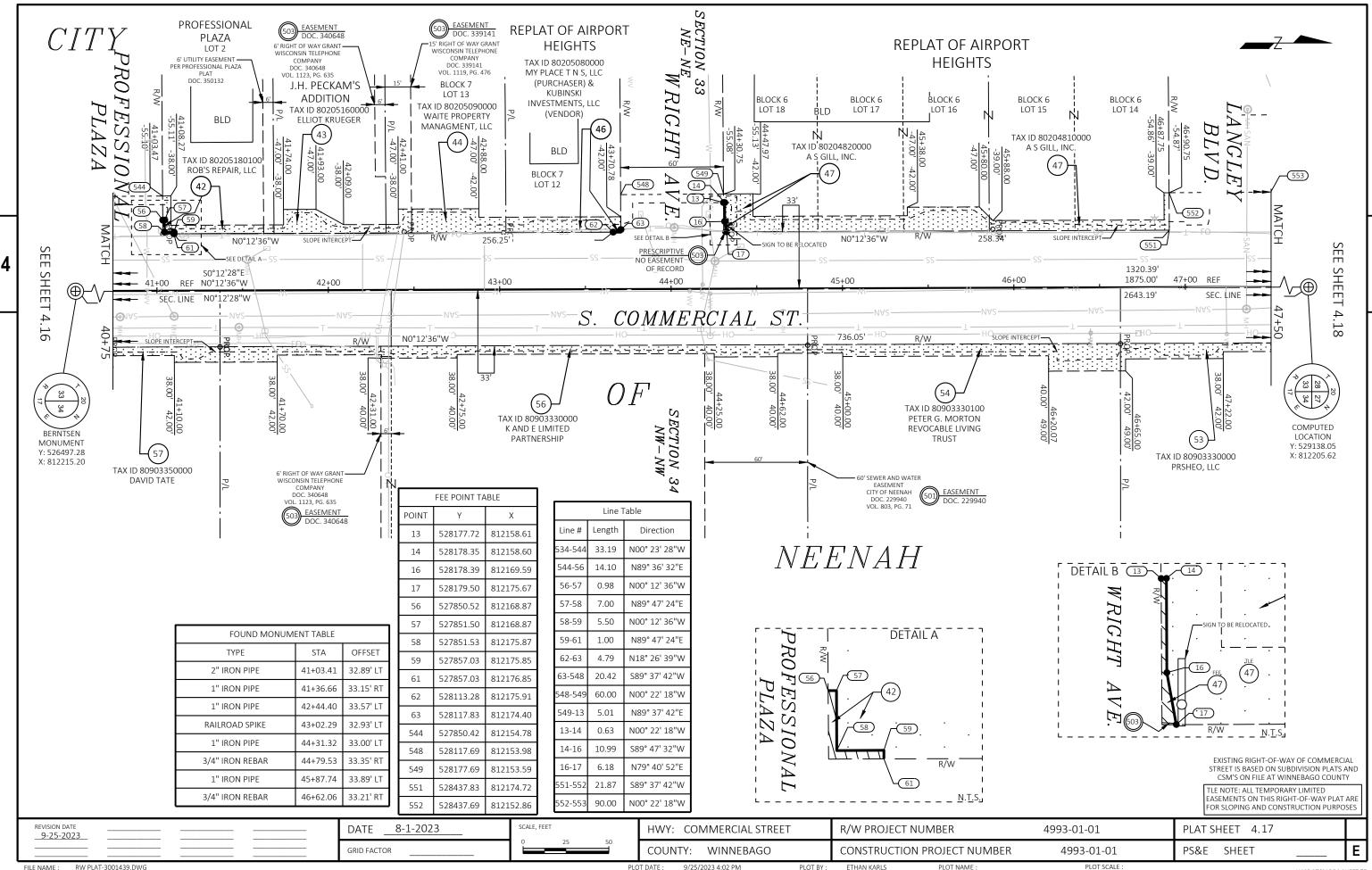


: RW PLAT-3001439.DWG

LAYOUT NAME - RWPLAT 4.15



PLOT BY: ETHAN KARLS

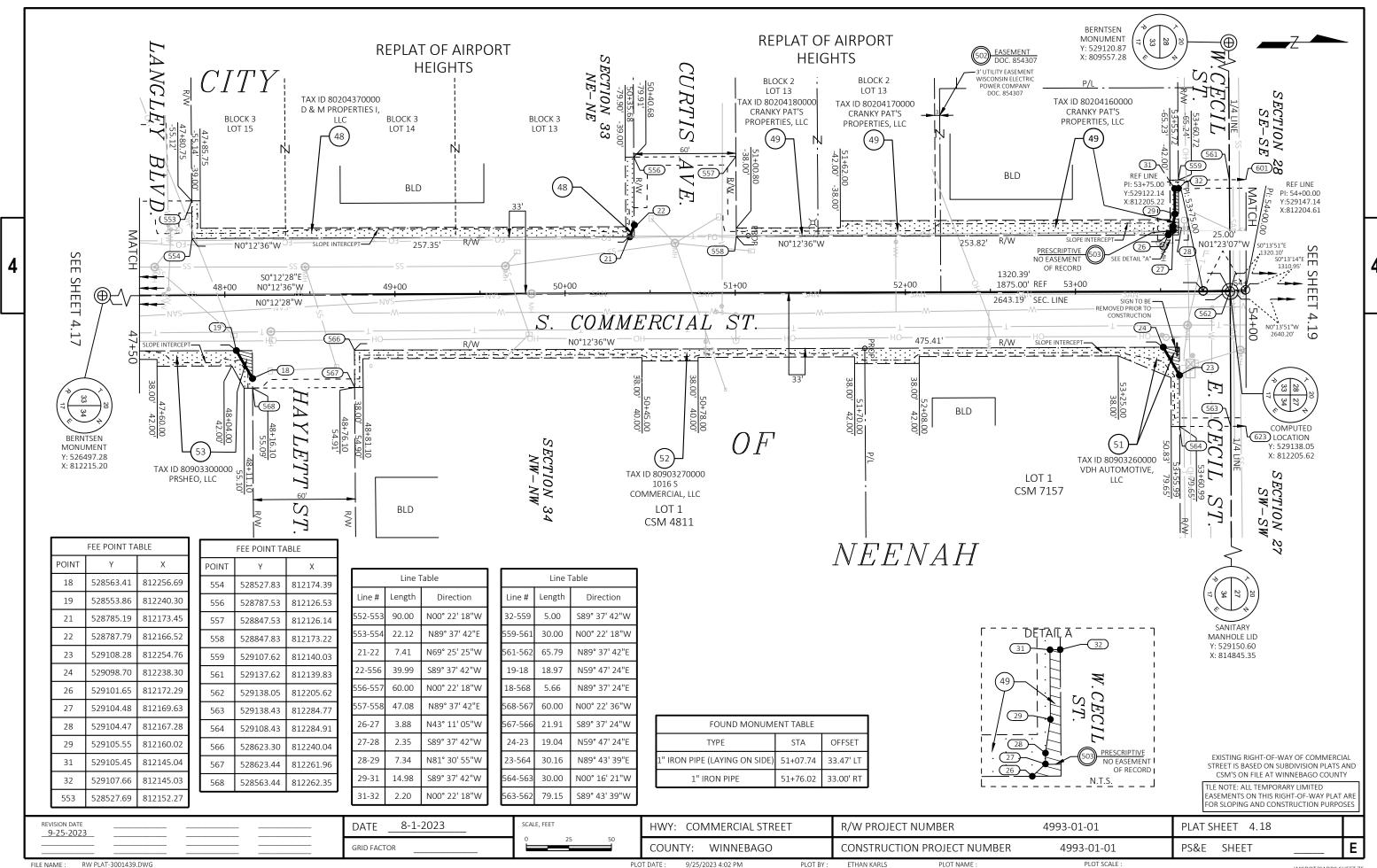


FILE NAME : RW PLAT-3001439.DWG LAYOUT NAME - RWPLAT 4.17

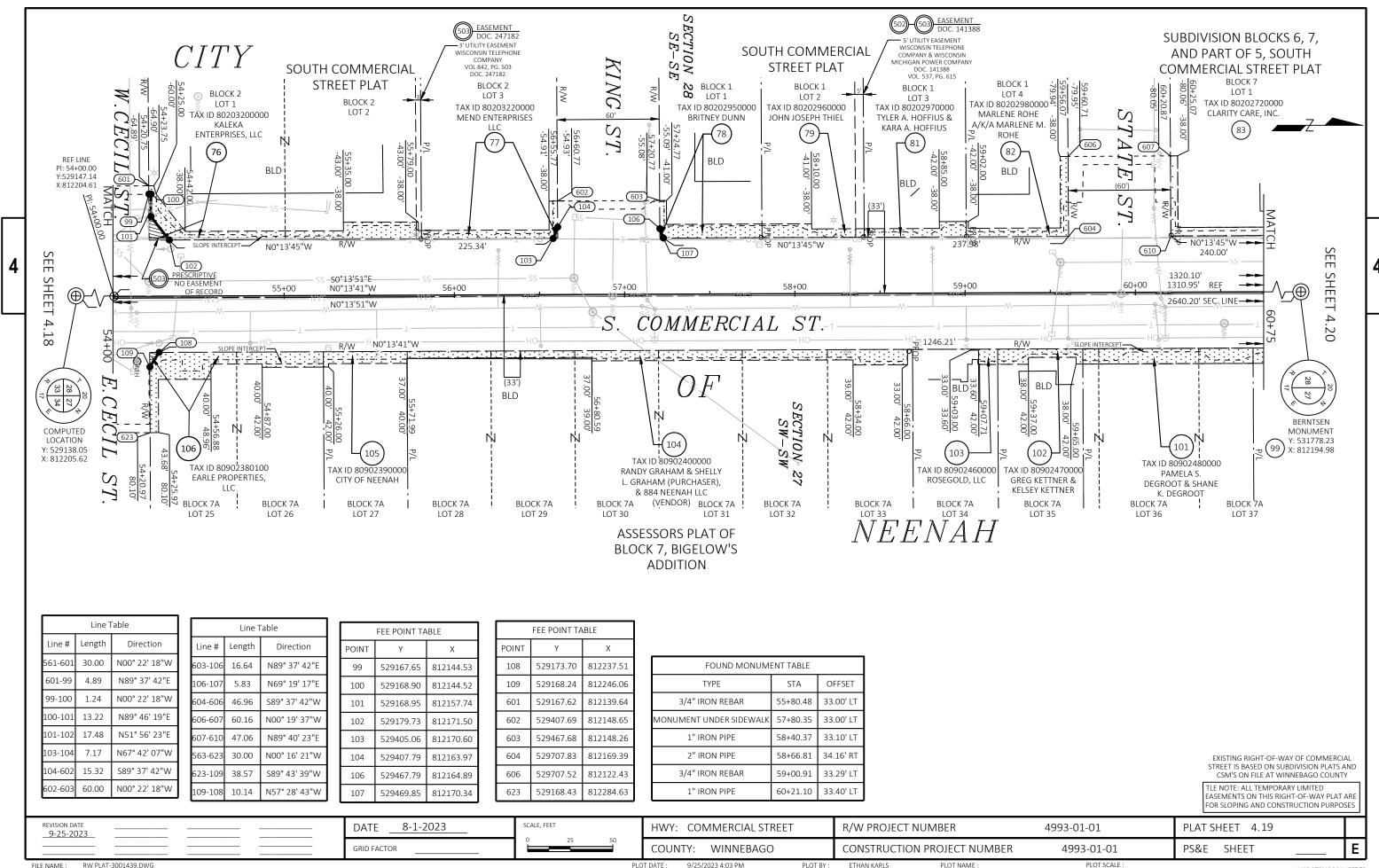
9/25/2023 4:02 PM PLOT DATE:

PLOT NAME

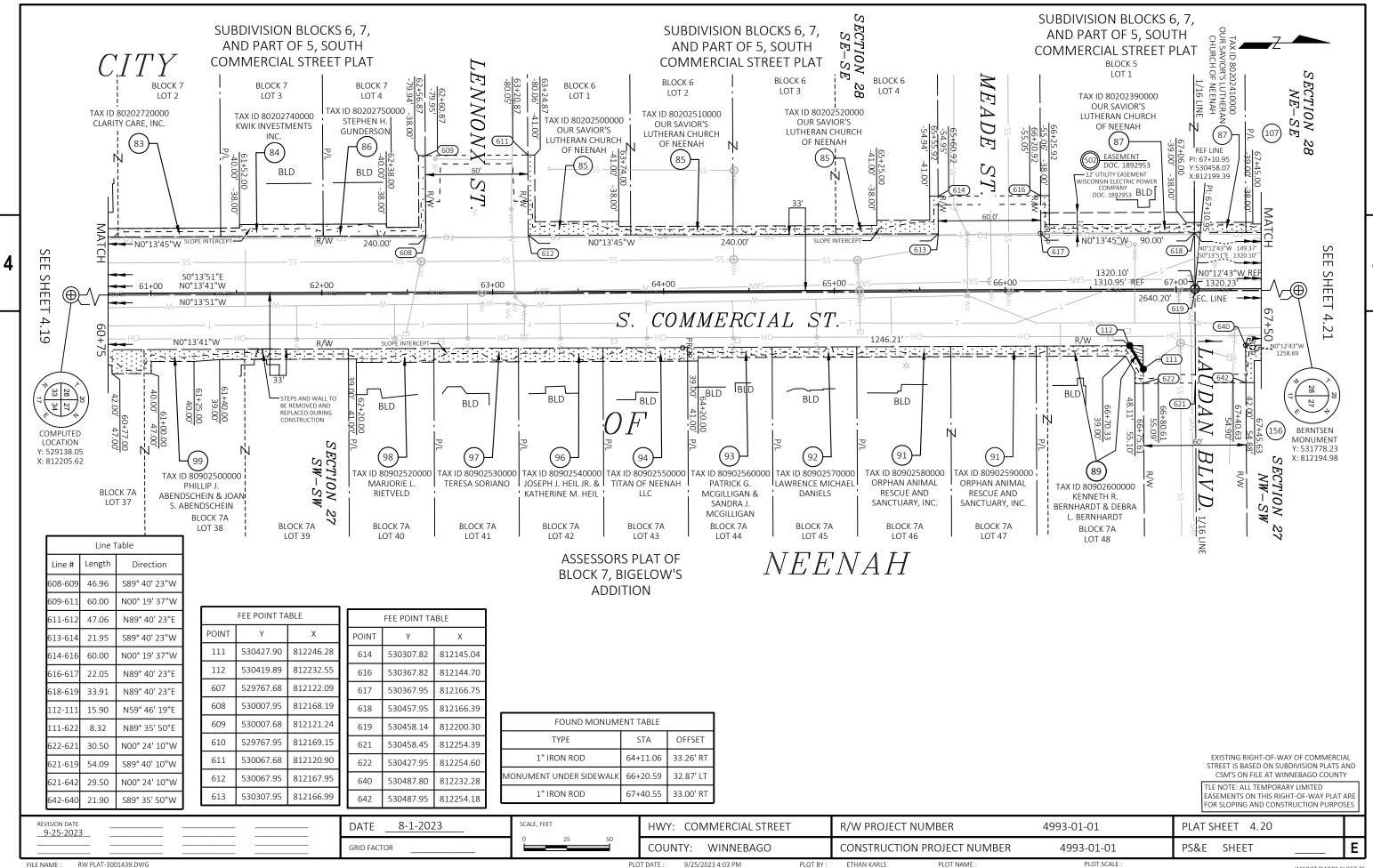
PLOT SCALE



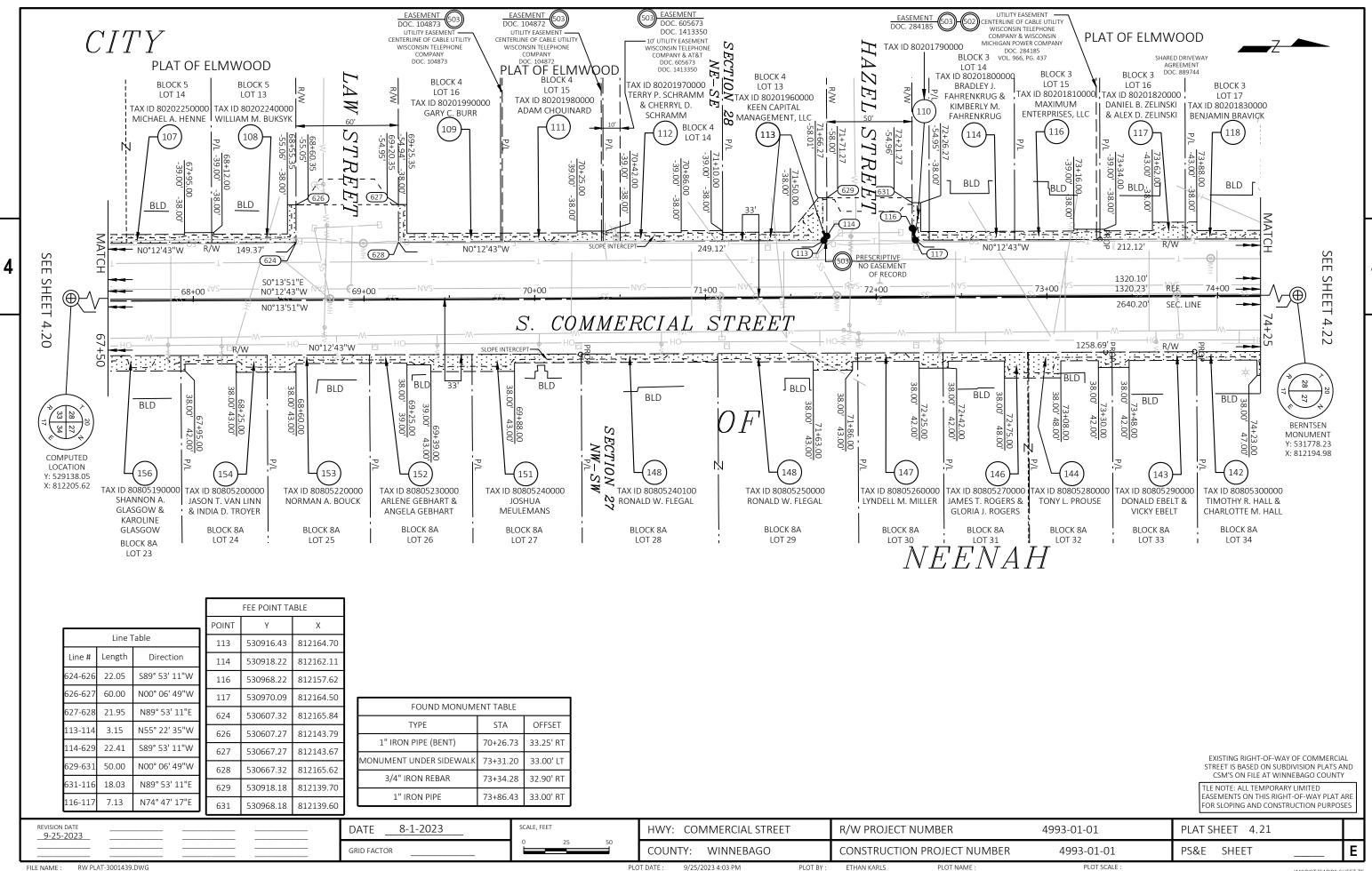
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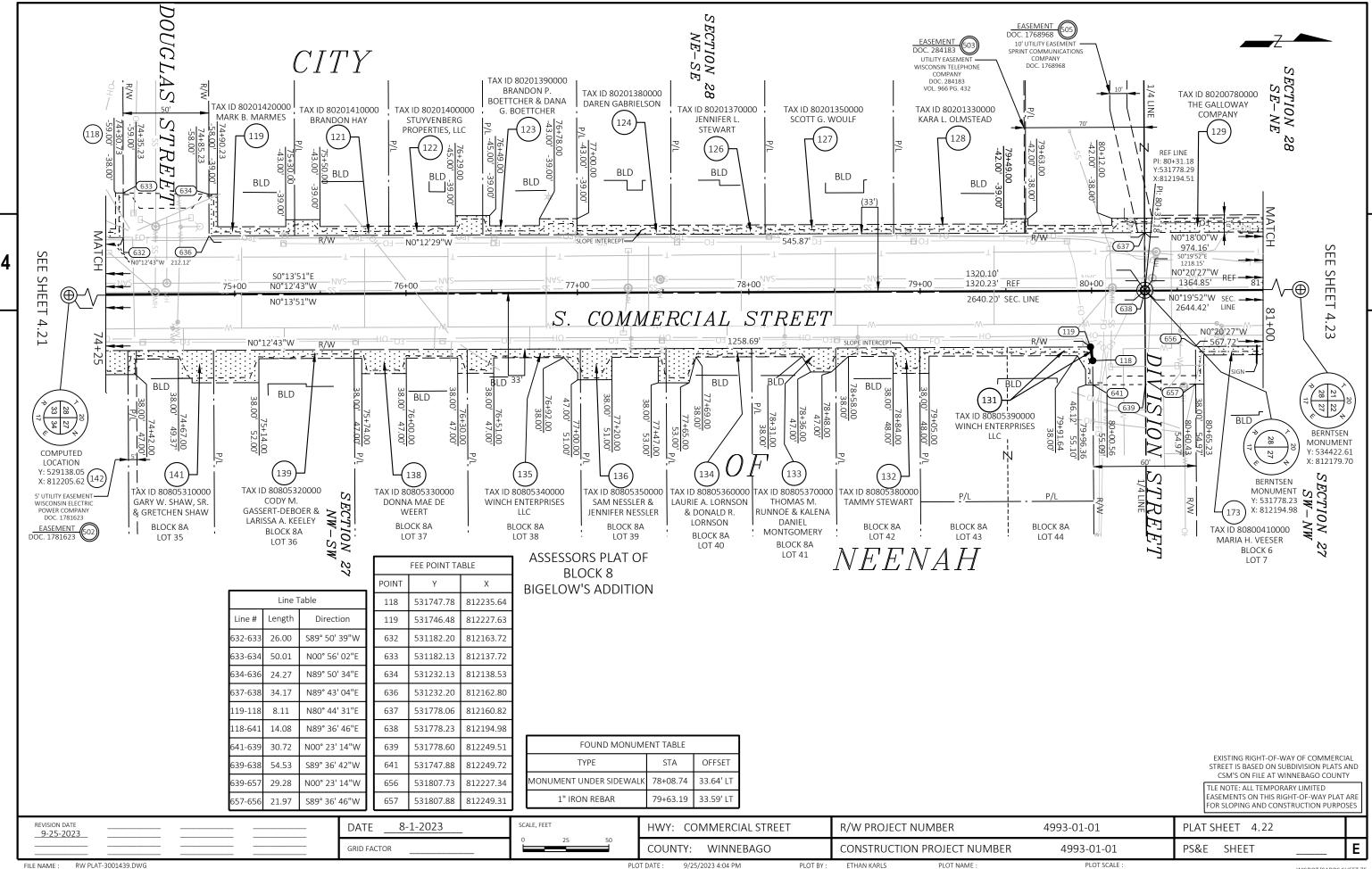


PLOT SCALE

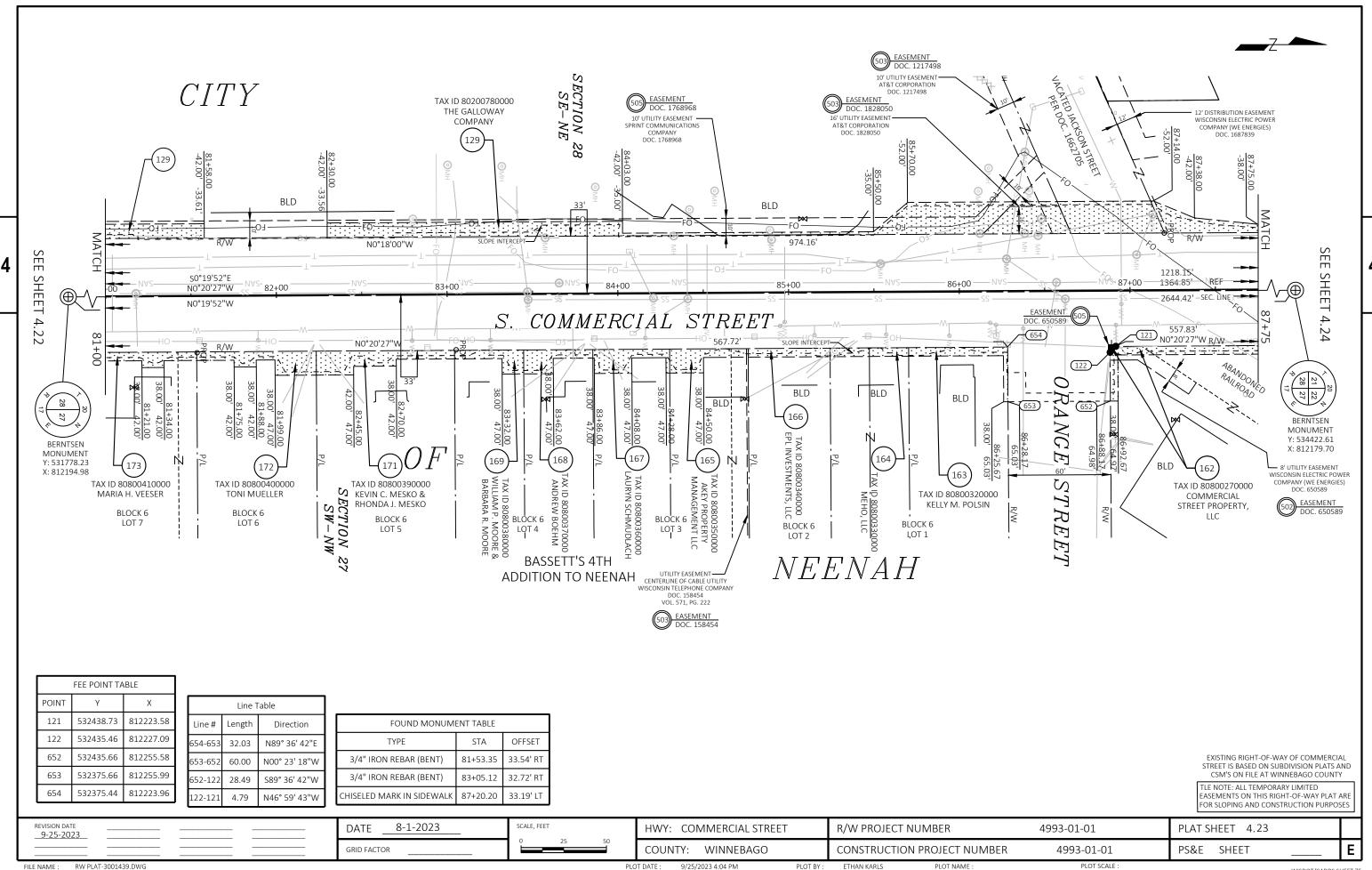


RW PLAT-3001439.DWG FILE NAME : LAYOUT NAME - RWPLAT 4.20 9/25/2023 4:03 PM PLOT BY: ETHAN KARLS PLOT NAME

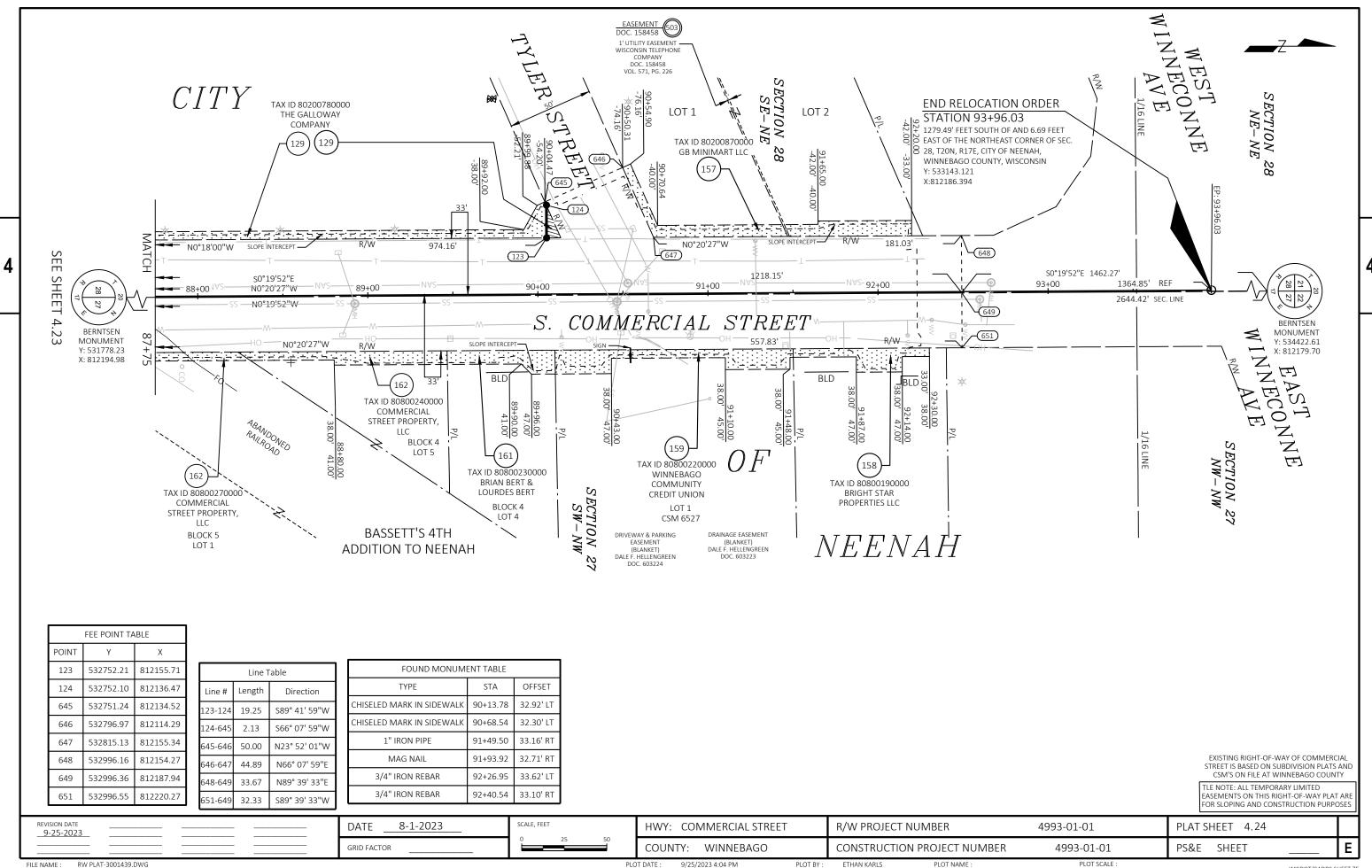




PLOT SCALE : WISDOT/CADDS SHEET 75



PLOT BY: ETHAN KARLS PLOT NAME: PLOT SCALE: WISDOT/CADDS SHEET 75



FILE NAME : RW PLAT-3001439.DWG