

**VILLAGE OF WINDSOR
BOARD RESOLUTION 2016-09**

**APPROVAL OF TERMS TO INCLUDE
IN WIS. STATS. §66.0301 INTERGOVERNMENTAL AGREEMENT
FOR RURAL DEVELOPMENT AREA IN TOWN OF BRISTOL,
DANE COUNTY, WISCONSIN**

WHEREAS, following a town-wide referendum where 1817 electors voted for a village and 57 voted against, the Village of Windsor (“Windsor”) incorporated and became a village under the laws of the State of Wisconsin; and

WHEREAS, prior to its incorporation as a village on November 9, 2015, Windsor was a town and subject to repeated annexations and litigation that limited Windsor’s development efforts; and

WHEREAS, as a result of its direct experience, Windsor recognizes that towns in the State of Wisconsin often lack the legal tools needed to plan for and develop in a manner that expands the town’s tax base and assures the town’s economic viability; and

WHEREAS, as Windsor explained during its effort to educate town residents and representatives prior to its referendum regarding incorporation as a village, towns in rapidly growing urban areas face unique challenges; and

WHEREAS, in working with its neighbors during the period prior to incorporation, Windsor indicated that it not only had, but would also retain, a unique vantage point if it became a village, and that Windsor would partner with its neighboring towns in a manner that provided for mutual success; and

WHEREAS, the towns adjacent to Windsor supported Windsor’s incorporation effort; and

WHEREAS, the Town Board of the Town of Bristol confirmed its support of Windsor’s incorporation efforts by resolution adopted on February 9, 2015, and it has not adopted subsequent resolutions rescinding that support; and

WHEREAS, now, as a village, Windsor seeks to cooperate with neighboring communities and follow through on its commitments made prior to incorporation, including, but not limited to, a refusal to engage in predatory land annexations at the expense of its neighbors’ economic development efforts; and

WHEREAS, with that end in mind, the Village of Windsor has reviewed the Town of Bristol’s intergovernmental agreement with the City of Sun Prairie (dated April 15, 2005) (hereafter referred to as the “Bristol-Sun Prairie Agreement”) and, consistent with prior commitments between Windsor and the Town of Bristol, supports the Town of Bristol’s plan for a Rural Development Area as depicted on the *Town of Bristol Intergovernmental Agreement*

Map (dated 2/18/05) (hereafter referred to as the "Bristol Map"), a copy of which is attached hereto as **Exhibit A** and incorporated by reference; and

WHEREAS, the Village of Windsor has approved a Waiver of Extraterritorial Plat Approval Jurisdiction in the Rural Development Area of Town of Bristol, all as set forth in Village Board Resolution 2016-08, which is incorporated herein by reference; and

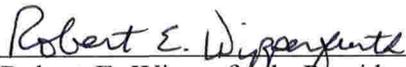
WHEREAS, the Village of Windsor also intends to enter into a boundary agreement with the Town of Bristol, all as set forth more specifically herein.

NOW, THEREFORE, BE IT RESOLVED by the Village Board of the Village of Windsor as follows:

1. As provided in Wis. Stat. §66.0301, the Village Board authorizes the Village President and Village Attorney to work with the Town of Bristol to prepare a Boundary Agreement that includes the elements set forth in **Exhibit B**, which is attached hereto and incorporated by reference.
2. The Village of Windsor retains all other rights granted by law.

The above and foregoing Resolution was duly adopted at a special meeting of the Village Board of the Village of Windsor on the 14th day of January, 2016, by a vote of 5 in favor and 0 opposed.

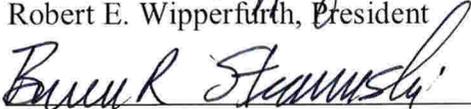
VILLAGE OF WINDSOR



Robert E. Wipperfurth, President



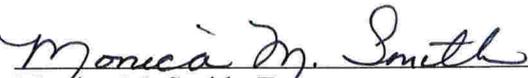
Donald G. Madelung, Trustee



Bruce Stravinski, Trustee



Alan Buchner, Trustee



Monica M. Smith, Trustee

Attested to by:

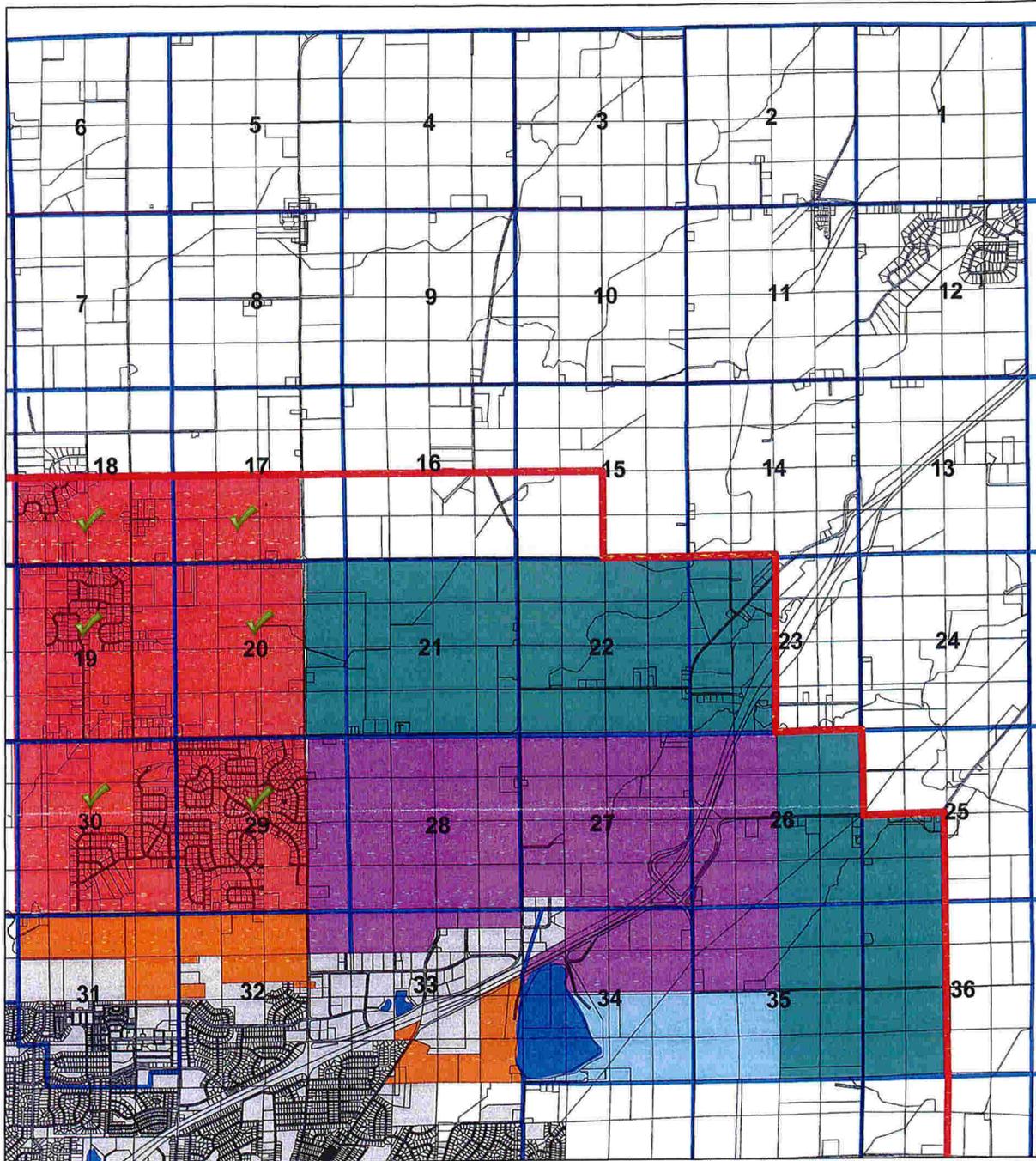


Tina Butterfis, Deputy Village Clerk

Incorporated by Reference:

Exhibit A. Bristol Map

Exhibit B. Elements of Boundary Agreement



TOWN OF BRISTOL INTERGOVERNMENTAL AGREEMENT MAP

LEGEND

-   Urban Development Area
-  Rural Development Area  **WAIVER AREA**
-  Business Park Joint Planning Area
-  Community Separation Area
-  Urban Reserve Area
-  Extraterritorial Jurisdiction
-  Section Lines
-  City of Sun Prairie

12/14/04
2/8/05 rev.
2/18/05 rev.



1 inch equals 3,150 feet

EXHIBIT B

ELEMENTS OF BOUNDARY AGREEMENT

- A. The boundary agreement shall be a legally binding agreement under sec. 66.0301, Wis. Stats, for a term of 10 years.
- B. The Village agrees, during the term of the agreement, to waive the Village's authority to impose extraterritorial zoning under sec. 62.23 (7a), Wis. Stats., on the Town of Bristol Rural Development Area; to waive the Village's authority to impose extraterritorial plat review over the Town of Bristol Rural Development Area; and to waive the right to annex land in the Town of Bristol without approval of the Town of Bristol.
- C. The Town agrees not to amend its comprehensive plan pertaining to the area within 1½ miles of the current boundary between the Village and the Town without approval of the Village; and the Village agrees to consult with the Town concerning amendments to the Village's comprehensive plan which affect territory within 1½ miles of the Windsor-Bristol boundary.