

CHAPTER 11
PRIVATE AND SPECIAL ORDINANCES

11.01 SAVING CLAUSE

The private, special and other enumerated ordinances hereinafter referred to are exempt from the provisions of this Code, being a blanket repeal of all ordinances enacted prior to the adoption of this Code, and are hereby continued in full force and effect.

11.02 SPECIAL ORDINANCES RETAINED

The following ordinances are hereby specifically retained:

- (A) Ordinance No. 145 – Annexation Ordinance
- (B) Ordinance No. 133 – Tax Levy Regulation
- (C) Ordinance No. 130 – Annexation Ordinance
- (D) Ordinance No. 53 – Waterworks Mortgage Revenue Bonds
- (E) Ordinance No. 61 – Sewage Disposal Bonds
- (F) Ordinance No. 177 – Tax Levy Regulation
- (G) Ordinance No. 174 – Tax Levy Regulation
- (H) Ordinance No. 43 – Excel Energy Transmission Lines
- (I) Ordinance No. 78 – Bulkhead Lines

11.03 AN ORDINANCE GRANTING FRANCHISE TO EXCEL ENERGY TO CONSTRUCT, OPERATE, MAINTAIN AND REPAIR A SYSTEM FOR THE TRANSMISSION AND DISTRIBUTION OF NATURAL GAS ENERGY WITHIN VILLAGE OF STODDARD. *(adopted 12/3/91)*

- (A) Excel Energy, hereinafter called the “Grantee” is hereby granted the right, privilege, franchise and authority to acquire, construct, operate, maintain in, repair and relocate and replace under, across and along the highways, streets, alleys, bridges and other public places (as the same now exist or may hereafter be laid out) of the Village of Stoddard, County of Vernon, State of Wisconsin, natural gas lines and appurtenances, for the distribution and transmission of natural gas energy for the purpose of supplying natural gas energy to public and private consumers in said Village. Grantee is hereby granted further the right, privilege and franchise authority to transact its public utility business in, through and across the Village of Stoddard.
- (B) The rights, privileges and franchise are hereby granted subject to the requirements of Section 196.54 of the Wisconsin Statutes.
- (C) If the said Grantee desires to accept the provisions of this franchise, it shall, within thirty (30) days from and after the passage thereof, file with the Clerk of said Village of Stoddard its formal acceptance thereof in writing, assenting to and agreeing to the provisions and restrictions herein contained.
- (D) Whenever in this franchise reference is made to the village or to the Grantee, it shall be deemed to include their respective successors or assigns. All rights, privileges and obligations of said Village or of said

Grantee, shall be binding upon and insure to the benefit of such successors or assigns, whether so expressed or not.

11.04 AN ORDINANCE TRANSFERRING CERTAIN PROPERTY FROM THE R DISTRICT TO THE M DISTRICT. *(adopted 9/1/92)*

(A) The following described property is transferred from the R District to the M District:

Part of the North $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 28, Township 14 North, Range 7 West, Village of Stoddard, Vernon County, Wisconsin, described as follows: Commencing at the iron pipe marker at the Northeast corner of Lot 1 in Block 3 of Sunny Acres Addition to the Village of Stoddard; thence South 89 degrees 10 minutes East 100.00 feet along the South line of Birch Street to a 1 inch by 30 inch iron pipe; the point of beginning; thence South 150.0 feet to a 1 inch by 30 inch iron pipe; thence North 89 degrees 10 minutes West 100.0 feet to a 1 inch by 30 inch iron pipe in the East line of Sunny Acres Addition to the Village of Stoddard; thence South 0 degrees 06 minutes West 294.18 feet, more or less, to the North line of lands owned by Stoddard Development Company, as described in a Warranty Deed recorded in Volume 204 of Records, page 210; thence East 372.0 feet; thence North to the Southeast corner of Lot 3 of Topview Addition to the Village of Stoddard; thence West along the South line of said Topview Addition 212.0 feet to a 2 inch by 30 inch iron pipe at the Southwest corner of Lot 4 of said Topview Addition, being a point on the East line of Cedar Street; thence North along said East line 120.0 feet to the South line of Birch Street; thence West 60.0 feet along the South line of Birch Street to the point of beginning. EXCEPTING FROM THE ABOVE, LANDS PLATTED AS CEDAR STREET IN TOPVIEW ADDITION TO THE VILLAGE OF STODDARD

(B) This rezoning is subject to a restrictive covenant limiting the use of the above property to an apartment complex consisting of twelve units with detached garages for persons aged 62 or over.