

ORDINANCE 08 - 32

AN ORDINANCE ANNEXING CERTAIN REAL ESTATE TO THE CITY OF WESTFIELD, HAMILTON COUNTY, INDIANA

WHEREAS, the Westfield City Council has the authority to annex lands into the municipality as defined by IC 36-4-3; and,

WHEREAS, the City has an interest in providing an annexation ordinance that will provide for the Westfield residents' public welfare and security, and also an economic development opportunity; and,

WHEREAS, the City is able to provide non-capital public services within one year and capital services within three years as required by statute to the proposed area to be annexed; and,

WHEREAS, the proposed land to be annexed described in Exhibit "A" meets the contiguity requirements of IC 36-4-3-1.5 and also the annexation requirements further defined in IC 36-4-3-13 (c)(1) and (2) and (d).

NOW THEREFORE BE IT ORDAINED BY THE WESTFIELD CITY COUNCIL THAT THE OFFICIAL CITY MAP ADOPTED BY REFERENCE IN SECTION 2-471 OF THE WESTFIELD CODE BE MODIFIED AS FOLLOWS:

Section 1. That the real estate legally described in Exhibit "A" hereto, and generally to be known as the "SW Area 2", adjacent to State Road 32, between Westfield Park Road and Oak Ridge Road, and contiguous with the city limits of the City of Westfield, Indiana and the same is hereby annexed to and declared to be a part of the City of Westfield, Indiana.

See attached legal description and attached map Exhibit "A"

Section 2. That the real estate legally described in Exhibit "A" is to further include the contiguous public highways and rights-of-way of the public highways (per IC 36-4-3-2.5) which is adjacent to the above annexed land.

Section 3. That the above described real estate is hereby assigned to City Council District "2" and shall become a part thereof immediately upon the effective date of this Ordinance.

Section 4. This Ordinance shall be in full force and effect in accordance with Indiana Law, upon its passage by the City Council, its publication in accordance with law, and upon the passage of any applicable waiting period, all as provided by the laws of the State of Indiana. All ordinance or parts thereof in conflict herewith are hereby repealed.

ALL OF WHICH IS ORDANINED THIS _____ DAY OF _____ 2008.

WESTFIELD CITY COUNCIL

<u>Voting For</u>	<u>Voting Against</u>	<u>Abstain</u>
_____ John Dippel	_____ John Dippel	_____ John Dippel
_____ Bob Horkay	_____ Bob Horkay	_____ Bob Horkay
_____ Ken Kingshill	_____ Ken Kingshill	_____ Ken Kingshill
_____ Bob Smith	_____ Bob Smith	_____ Bob Smith
_____ Thomas Smith	_____ Thomas Smith	_____ Thomas Smith
_____ Rob Stokes	_____ Rob Stokes	_____ Rob Stokes
_____ Melody Sweat	_____ Melody Sweat	_____ Melody Sweat

ATTEST:

Cindy Gossard, Clerk-Treasurer

I hereby certify that ORDINANCE 08-32 was delivered to the Mayor of Westfield on the _____ day of _____, 2008, at _____ m.

Cindy Gossard, Clerk-Treasurer

I hereby APPROVE ORDINANCE 08-32
this _____ day of _____, 2008.

J. Andrew Cook, Mayor

I hereby VETO ORDINANCE 08-32
this _____ day of _____, 2008.

J. Andrew Cook, Mayor

This document was prepared by
Gregory J Anderson, AICP
Director of Community Development

**Exhibit “A”
Legal Description**

A part of Northwest Quarter of Section One (1), Township 18 North, Range 3 East, Washington Township, Hamilton County, State of Indiana, and being more particularly described as follows:

BEGINNING at the intersection of the centerline of Indiana State Road No. 32 and the West line of the Northwest Quarter of said Section 1; thence Easterly along said centerline approximately 1,320 feet to a point on the West line of a Previous Annexation to the City of Westfield, State of Indiana, designated 171; thence Southerly along said West line approximately 916 feet to a point on the North line of a Previous Annexation to the City of Westfield, State of Indiana, designated 94-13, the next two (2) calls being along the Northerly and Easterly lines thereof; 1) thence Westerly approximately 1320 feet to a point on the aforementioned West Quarter Section line; 2) thence Northerly along said Quarter Section line approximately 916 feet to the POINT OF BEGINNING, containing approximately 28 acres, more or less.

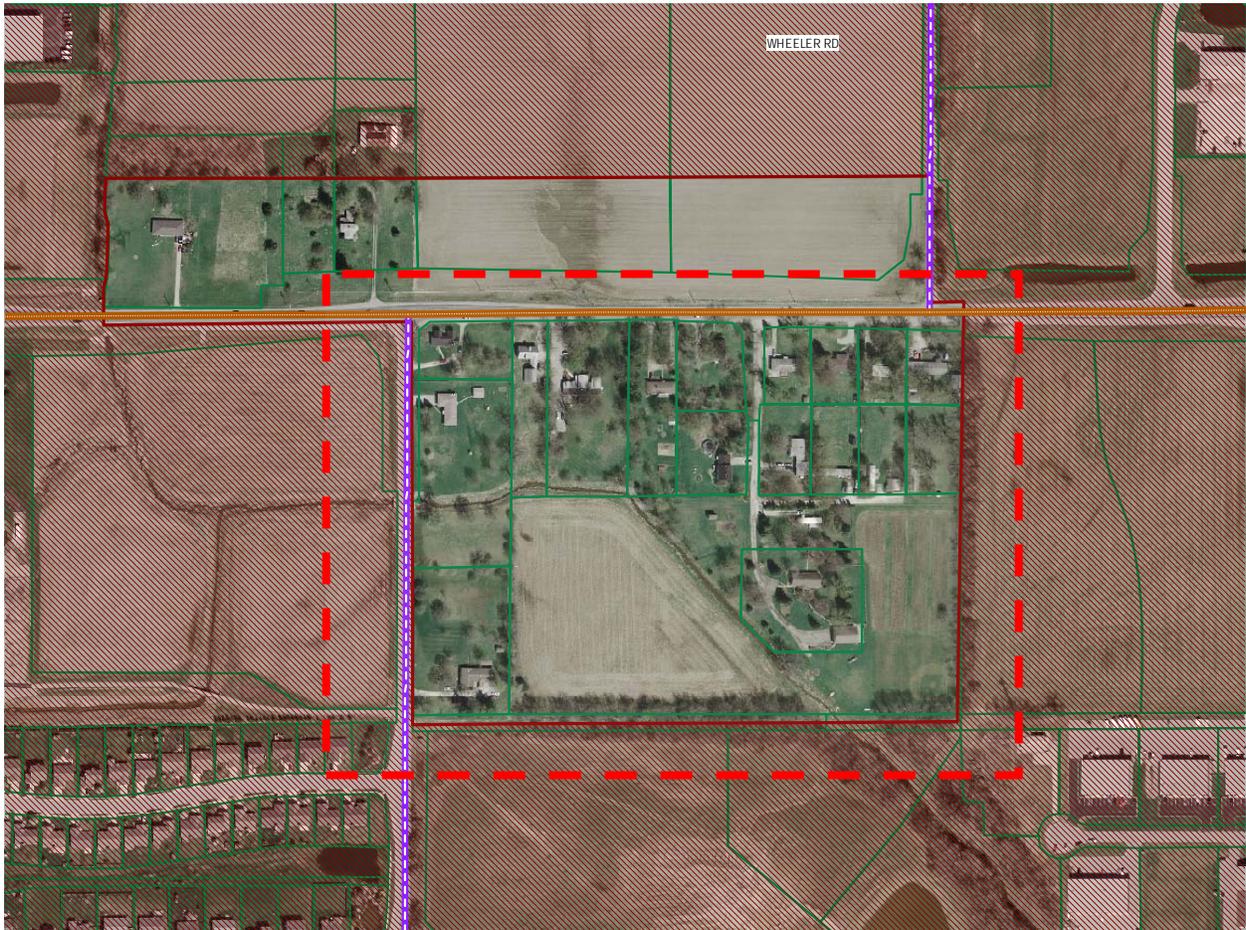
(Note: This description was prepared without benefit of a real estate boundary survey and should not be used for transfer of ownership.)

Generally described as follows:

PIN	Address	Property Owner
08-09-01-01-01-006.000	827 S R 32 E	Joe and Deloris Sergi
08-09-01-01-01-009.000	835 S R 32 E	Joe and Deloris Sergi
08-09-01-01-01-011.000	901 S R 32 E	June Sergi
08-09-01-01-01-012.000	915 S R 32 E	Jon and Carol Daubenspeck
08-09-01-01-01-010.000	17517 Spruce Ln	Steve Gunn
08-09-01-01-01-008.000	17515 Spruce Ln	Diane Smith
08-09-01-01-01-007.000	17511 Spruce Ln	Bruce Montgomery
08-09-01-01-01-013.000	17519 Spruce Ln	Steve and Rosalyn Gunn
08-09-01-01-01-001.000	17541 Oak Ridge Rd	RW Slagle, Darren Peck T/C
08-09-01-01-01-005.000	819 S R 32 E	Howard and Dorothy Hollingsead
08-09-01-01-01-005.001	17510 Spruce Ln	Michael and Shaunna Baker
08-09-01-01-01-002.000	731 S R 32 E	Sue Eichler
08-09-01-01-01-004.000	807 S R 32 E	James and Sharon Williams
08-09-01-00-00-002.001	17531 Spruce Ln	Bradley and Lori Hutson
08-09-01-01-01-003.000	733 S R 32 E	Hat Properties, Inc
08-09-01-00-00-026.000	17421 Oak Ridge Rd	SDI Real Estate, LLC
08-09-01-00-00-001.000	17535 Oak Ridge Rd	Geo. And Orpha Sheets
08-09-01-00-00-002.000	o Spruce Ln	Bradley and Lori Hutson
08-09-01-00-00-027.000	o No Street	US Railroad Vest Corp.
08-09-01-00-00-027.001	o No Street	City of Noblesville

Exhibit “B”

Aerial / Location Map



Subject Property