

ORDINANCE 08 - 21

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 "SE Area #4", adjacent to 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 "3" 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 All ordinance or parts thereof in conflict herewith are hereby repealed.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 08-21 was delivered to the Mayor of Westfield on the _____ day of _____, 2008, at _____ m.

Cindy Gossard, Clerk-Treasurer

I hereby APPROVE ORDINANCE 08-21
this _____ day of _____, 2008.

J. Andrew Cook, Mayor

I hereby VETO ORDINANCE 08-21
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 the Southwest Quarter of Section 6 and a part of the North Half of Section 7, all in Township 18 North, Range 4 East, Washington Township, Hamilton County, State of Indiana, and being more particularly described as follows:

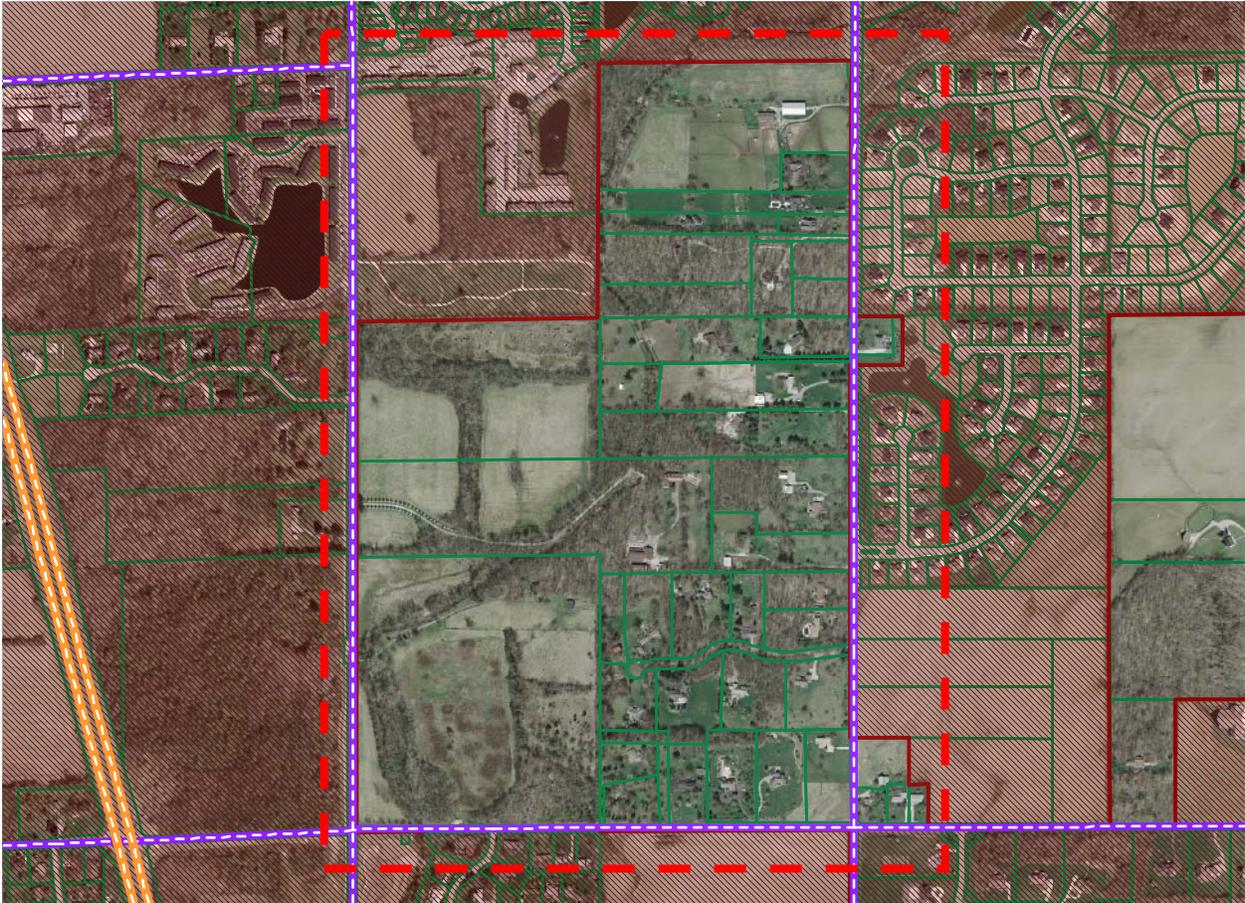
Commencing at the Southwest corner of the Northwest Quarter of said Section 7; thence Northerly, along the West line thereof, approximately 2642 feet to the Northwest corner thereof; thence Easterly, along the North line thereof, approximately 1265 feet to a Southeast corner of a Previous Annexation to the City of Westfield, designated 94-3; thence Northerly, along the East line thereof and into the Southwest Quarter of said Section 6, approximately 1330 feet to the South line of another Previous Annexation, designated 95-2; thence Easterly, along the South line thereof, approximately 1333 feet to the East line of said Southwest Quarter Section; thence Southerly, along the East line thereof, approximately 1326 feet to the Northwest corner of the Northeast Quarter of said Section 7; thence Easterly, along the North line thereof, approximately 256 feet to a Northwest corner of another Previous Annexation, designated 02-04, the following seven (7) calls being along some Westerly and Northerly lines thereof; 1) thence Southerly approximately 256 feet; 2) thence Westerly approximately 256 feet to a point on the West line of said Northeast Quarter Section; 3) thence Southerly, along the West line thereof, approximately 1939 feet; 4) thence Easterly approximately 289 feet; 5) thence Southerly approximately 240 feet; 6) thence Easterly approximately 100 feet; 7) thence Southerly approximately 218 feet to a point on the South line of the Northwest Quarter of said Section 7; thence Westerly, along said South line, approximately 391 feet to the Southwest corner thereof, and the POINT OF BEGINNING, containing approximately 203.15 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	Subdivison Name
08-10-06-00-00-023.000	0 Oak RD	
08-10-07-00-00-007.006	2530 161st St E	
08-10-07-00-00-030.000	0 161st St E	
08-10-07-00-00-007.005	16511 Oak Rd N	
08-10-07-00-00-029.000	0 161st St E	
08-10-07-00-00-007.001	2520 161st St E	
08-10-07-00-00-007.003	16101 Oak Rd N	
08-10-07-00-00-007.002	16511 Oak Rd N	
08-10-06-00-00-026.101	16704 Oak Rd	KELLIES LANE
08-10-06-00-00-020.000	16606 Oak RD	
08-10-06-00-00-021.000	16624 Oak RD	
08-10-07-00-00-032.001	2110 Oakwood LN	
08-10-07-00-00-028.000	2102 161st St E	
08-10-07-00-01-999.999		
08-10-07-00-00-035.000	2302 Oakwood LN	
08-10-07-00-00-027.000	2104 161st St E	
08-10-07-00-00-007.004	0 Oak Rd N	
08-10-06-00-00-027.000	16714 Oak Rd	
08-10-07-00-00-003.000	0 Oak Rd N	
08-10-06-00-00-022.001	16632 Oak RD	
08-10-07-00-00-031.000	2120 161st St E	
08-10-07-00-00-037.000	16250 Oak Rd N	
08-10-07-00-00-036.000	16246 Oak Rd N	
08-10-07-00-01-001.000	2109 Oakwood LN	OAK WOODS
08-10-07-00-00-006.000	16508 Oak Rd N	
08-10-06-00-00-026.001	16716 Oak Rd	KELLIES LANE
08-10-07-00-00-033.000	2110 Oakwood LN	
08-10-07-00-01-005.000	16132 Oak Rd	OAK WOODS
08-10-07-00-01-006.000	2350 161st St E	OAK WOODS
08-10-07-00-01-007.000	2222 161st St E	OAK WOODS
08-10-07-00-01-004.000	2411 Oakwood LN	OAK WOODS
08-10-07-00-00-034.000	2220 Oakwood LN	
08-10-07-00-01-003.000	2307 Oakwood LN	OAK WOODS
08-10-07-00-01-002.000	2215 Oakwood LN	OAK WOODS
08-10-06-00-00-022.000	0 Oak RD	
08-10-06-00-00-026.000	16710 Oak Rd	KELLIES LANE
08-10-07-00-00-038.000	16330 Oak Rd N	
08-10-06-00-00-024.000	16640 Oak Rd	
08-10-07-00-00-002.000	16506 Oak Rd N	
08-10-07-00-00-005.000	16502 Oak Rd N	
08-10-07-00-00-039.000	16404 Oak Rd N	
08-10-07-00-00-004.000	16412 Oak Rd N	
08-10-06-00-00-028.000	0 Oak RD	
08-10-07-00-00-001.000	16501 Westfield BLVD	
08-10-07-00-00-040.000	16405 Westfield BLVD	
08-10-07-00-00-026.000	16233 Westfield BLVD	

Exhibit "B"
Aerial / Location Map



Subject Property