

ORDINANCE 08 - 29

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 12", adjacent to 151st Street and Carey 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 "1" 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 All ordinance or parts thereof in conflict herewith are hereby repealed.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 08-29 was delivered to the Mayor of Westfield on the _____ day of _____, 2008, at _____ m.

Cindy Gossard, Clerk-Treasurer

I hereby APPROVE ORDINANCE 08-29
this _____ day of _____, 2008.

J. Andrew Cook, Mayor

I hereby VETO ORDINANCE 08-29
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 Section Seven (7) and Eighteen (18), Township 18 North, Range 4 East, Washington Township, Hamilton County, State of Indiana, and being more particularly described as follows:

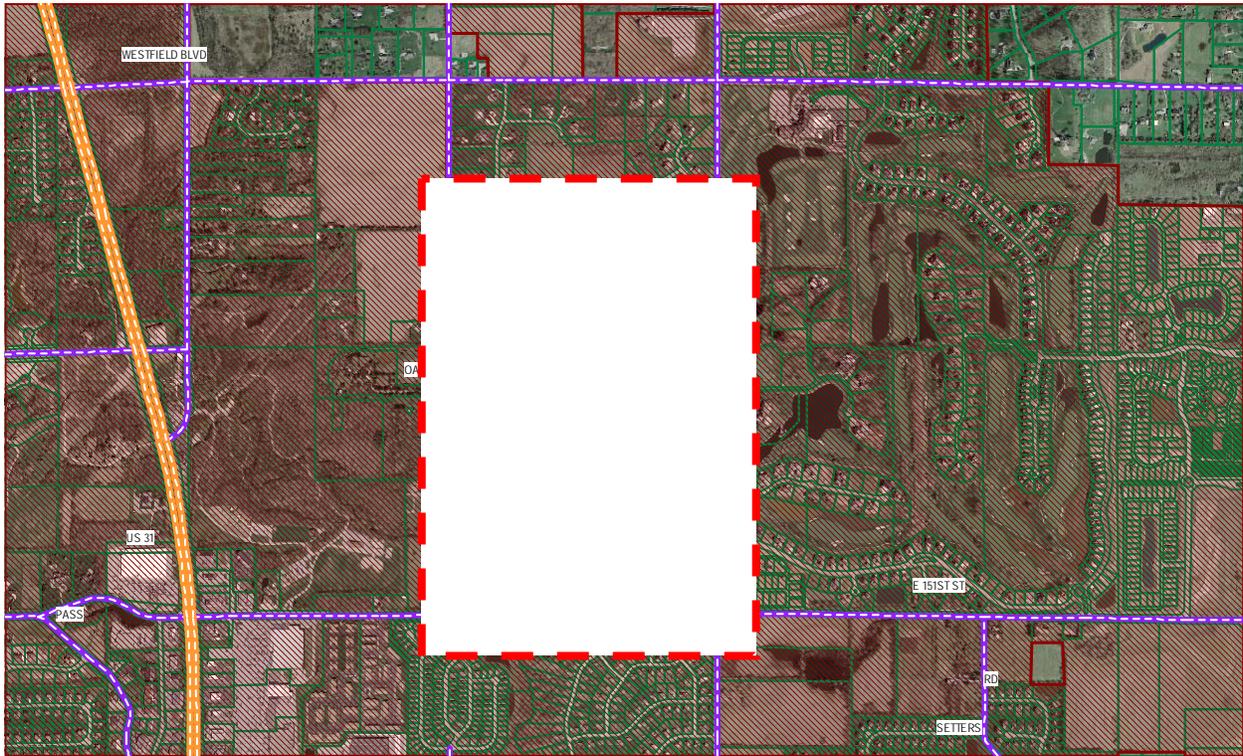
The South Half of the Southeast Quarter of said Section 7 and the Northeast Quarter of said Section 18, containing approximately 240 Acres, more or less.

(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
08-10-07-00-00-013.000	15571 Oak Rd N	Josephine Robertson
08-10-07-00-00-013.201	15601 Oak Rd N	Arthur and Nancy Baxter
08-10-07-00-00-013.101	15629 Oak Rd N	Scott and Marcia Evans
08-10-07-00-00-013.301	15577 Oak Rd N	Sharon Logsdon and Bradley Kristel
08-10-07-00-00-013.002	o Oak Rd N	Sharon Logsdon and Bradley Kristel
08-10-07-00-00-014.001	15747 Oak Rd N	Paul and Judith Estridge
08-10-18-00-00-008.000	15111 Oak RD	Wendy Banks
08-10-07-00-00-013.003	15565 Oak RD	Julia Baxter
08-10-18-00-00-007.001	Oak RD	Julia Baxter
08-10-18-00-00-010.001	15251 Oak RD	Julia Baxter
08-10-18-00-00-009.002	2628 151st St E	Jose Cotas
08-10-18-00-00-006.000	15525 Oak RD	Jay and Teresa Park
08-10-18-00-00-009.000	2622 151st St E	Sharon Kirk
08-10-07-00-00-013.001	15617 Oak Rd N	Carl and Wilma Klutey
08-10-18-00-00-009.001	2904 151st St E	Donald and Joan Simonds
08-10-18-00-00-012.001	15442 Carey RD	Peggy Sue Throgmartin
08-10-18-00-00-007.000	15443 Oak RD	Julia Baxter
08-10-07-00-00-014.000	15707 Oak Rd N	Paul and Judith Estridge
08-10-18-00-00-012.000	o Carey RD	Gerald Throgmartin
08-10-18-00-00-011.000	15454 Carey RD	Gerald Throgmartin
08-10-07-00-00-012.000	15602 Carey RD	Nancy Habig
08-10-18-00-00-010.000	o Oak RD	Richard and Julia Baxter

Exhibit "B"
Aerial / Location Map



Subject Property