

ORDINANCE 2014-11

COMMON COUNCIL FOR THE CITY OF LEBANON, INDIANA

AN ORDINANCE DELEGATING CONDEMNATION AUTHORITY TO THE LEBANON UTILITY SERVICE BOARD FOR THE PURPOSE OF COMPLETING THE PRAIRIE HEIGHTS LIFT STATION RELOCATION PROJECT

WHEREAS, the sewerage facilities serving the Prairie Heights Lift Station are failing and in disrepair and must be replaced by the Lebanon Utility Service Board (hereafter the “Utility”) with increased capacity sewers; and

WHEREAS, the Utility must relocate the Prairie Heights Lift Station in order to replace the attendant utilities with increased capacity facilities; and

WHEREAS, the relocation of the Prairie Heights Lift Station and construction of higher capacity sewers requires the Utility to acquire a thirty (30) foot permanent utility easement over portions of private property commonly known as and/or approximately located at 1420 and 1470 W. S.R. 32, Lebanon Indiana; and

WHEREAS, the relocation of the Prairie Heights Lift Station and construction of higher capacity sewers is necessary for the Utility’s provision of “safe and efficient” utility services to its customers, and would therefore be an important public interest for the City of Lebanon; and

e-mailed to Bob Clutter 8/26/14 1:19 p.m.


WHEREAS, public interest in efficient government operations, and in the full and efficient operation of the sewage system itself, requires the Utility be allowed to exercise the power of eminent domain to acquire the utility easement necessary to complete the Prairie Heights Lift Station Relocation Project; and

WHEREAS, the City of Lebanon has specific authority to exercise the power of eminent domain under Ind. Code § 36-1-4-5 and may delegate such authority to its subordinate boards and agencies.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Lebanon that the Lebanon Utility Service Board is hereby delegated the City's power of eminent domain for the limited purpose of acquiring a permanent utility easement over portions of private property commonly known as and/or approximately located at 1420 and 1470 W. S.R. 32, Lebanon, Indiana.

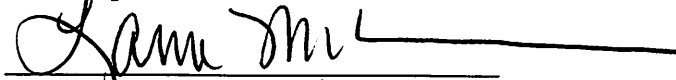
All of which is CONSIDERED, APPROVED AND ADOPTED by the Common Council of the City of Lebanon, Indiana this 25th day of AUGUST, 2014

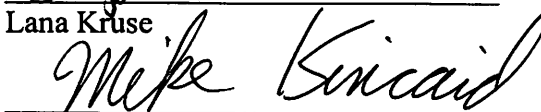
COMMON COUNCIL OF THE CITY LEBANON, INDIANA

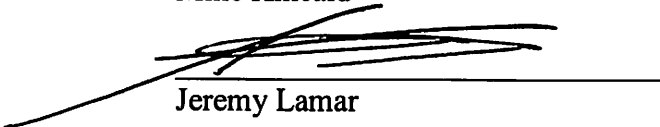

Harold "Huck" Lewis, Mayor


Keith Campbell (VOTED A/O)



John Gopeland


Lana Kruse

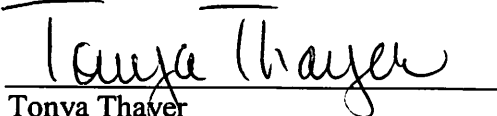

Mike Kincaid


Jeremy Lamar

ABSENT
Steve Large


Preston Myers

Attest:


Tonya Thayer
Clerk/Treasurer

Presented by me to the Mayor of the City of Lebanon, Indiana, on the 25 day of August, 2014

Tonya Thayer
Tonya Thayer
Clerk/Treasurer

EXAMINED, APPROVED AND SIGNED by me on this 25th day of August, 2014.

Harold "Huck" Lewis
Harold "Huck" Lewis, Mayor