

Ordinance No. 17-71

AN ORDINANCE ANNEXING CERTAIN REAL ESTATE INTO THE CITY OF LEBANON, INDIANA FOR USE AS A HOLIDAY INN.

BE IT ORDAINED, by the Common Council of the City of Lebanon, Indiana,

Section 1. That the real estate, as is hereinafter described to wit:

A part of the east half of Section 1, Township 18 North, Range 1 west, situated in Center Township, Boone County, Indiana; and being more particularly described as follows, to-wit:

From the southeast corner of the northeast quarter of the aforesaid section, proceed thence South 89° 23'17" west for a distance of 507.96 feet to the point of beginning. From said point of beginning, proceed thence South 0°10'07" West for a distance of 579.84 feet; thence South 89°28'29" west for a distance of 579.07 feet to the centerline of State Road #9; thence, curve left with a 2291.83 foot radius curve, along said centerline, for a distance of 388.87 feet (the chord of which bears North 22°30'09" east for a distance of 338.56 feet); thence North 18°16'0" east, along said centerline, for a distance of 663.04 feet, thence curve left, with a 5729.58 foot radius curve, along said centerline for a distance of 328.38 feet (the chord of which bears North 16°37'29" east for a distance of 328.34 feet) to the center line of Highway I-65 thence curve left with an 11459.15 foot radius curve, along the centerline of said # 1-65, for a distance of 179.45 feet (the chord of which bears South 57°21'47" east for a distance of 179.45 feet); thence south 0°10'07" west for a distance of 575.10 feet to the point of beginning; containing 9.90 acres, more or less, subject to an easement for state or federal highways on and along the entire western and northern boundaries.

be annexed into the City of Lebanon, for use as a hotel, restaurant and related commercial purposes pursuant to the general business use as set forth in Chart 7 of the Zoning Ordinance of the City of Lebanon, on the condition that the owners and/or users of said real estate install thereon water and sewer systems in accordance with existing State Board of Health Code.

The survey describing said real estate as made by Anderson & Associated, Consulting Engineers, establishes said real estate as being adjoining and contiguous with the present boundaries of the City of Lebanon,

That said real estate as described as aforesaid is hereby declared by the action of the Common Council of the City of Lebanon to be annexed to and a part of the City of Lebanon, Indiana.

Section 2. Be it further declared by action of the Common Council of the City of Lebanon, Indiana, that the annexation of said real estate for the use and purpose of construction thereon a motel, restaurant and related business as defined in Chart 7, General Business Use, of the Zoning Ordinance of the City of Lebanon, Indiana, be declared as accepted. and now said real estate and the use of thereof for motel, restaurant and related commercial enterprises is hereby accepted, and the same is hereby declared to be a part of the incorporated part of the City of Lebanon, Boone County, Indiana, subject to the following conditions:

- A. That said water and sewage systems will be constructed in accordance with existing Indiana State Board of Health Codes and also in accordance with an agreement entered into by and between the City of Lebanon, and United Inns, Inc. on the 8th day of March, 1971.
- B. That the real estate herein annexed is hereby declared annexed off the use as a general business, pursuant to Chart 7 of the Zoning Ordinance of the City of Lebanon, Indiana, which use shall be a covenant running with the land which is being annexed herein.

Passed in Open Council this 8th day of March, 1971 under suspension of the rules.