

## ORDINANCE 72-10

ACCEPTANCE BY COMMON COUNCIL OF THE CITY OF  
LEBANON, INDIANA, OF PETITION FOR ANNEXATION  
AND DEDICATION AND ACKNOWLEDGMENT OF TRACT  
OF REAL ESTATE FOR LIGHT INDUSTRIAL AND  
COMMERCIAL PURPOSES TO THE CITY OF LEBANON,  
BOONE COUNTY, INDIANA

The undersigned, Ann Garoffolo, Clerk-Treasurer of the City of Lebanon, Boone County, Indiana, hereby certifies that at a regular meeting of the Common Council of the City of Lebanon, Boone County, Indiana, held in the Council Chambers in the Municipal Building in said City of Lebanon, Indiana, on the 25th day of September, 1972, the following proceedings were had:

With the Honorable Robert M. Campbell, Mayor, presiding, the roll call showed all members of the Common Council present and voting.

Councilman James Acton made the following motion to adopt an ordinance which reads as follows, to wit:

1. BE IT ORDAINED by the Common Council of the City of Lebanon, Indiana, that real estate as is hereafter described, to wit:

(Description of said real estate as set forth in the survey of Carl M. Anderson, Registered Land Surveyor, under date of June 2, 1966, incorporated herein for reference, and the same is set forth as Exhibit "A" attached),

which is the real estate owned in fee simple by Contract Homes, Ind., an Indiana corporation, and which said real estate is described in the petition of said party for annexation, and which petition for annexation has been dedicated and acknowledged by the fee simple owners for light industrial uses as to the entire tract pursuant to Chart 8 of the Zoning Ordinance of the City of Lebanon, Boone County, Indiana; that said fee simple owners propose to use part of said real estate for development for a motel use, shopping center or other commercial uses, and in addition, a part of said tract is probably suitable only for apartment house use and/or multi-family dwellings; that said Chart 8 of the Zoning Ordinance of the City of Lebanon, which describes and is for light industrial uses, will and does include general business uses, (Chart 7), Local Business Uses, (Chart 6) and apartment house uses, (Chart 4), all of the Zoning Ordinance of the City of Lebanon, Boone County, Indiana.

The petitioner further provides that all improvements to be constructed by it on said real estate as regards set backs, height, lot size and other requirements, will be followed as to the area designated for each use in each area where the same is to be constructed on said tract depending upon the improvement and/or business use to be constructed in a particular area; that petitioner will install water, sewage and electrical systems in accordance with the existing State Board of Health Code and the requirements of Lebanon Utilities and with all streets to be constructed pursuant to the regulations of the City of Lebanon Street Department.

That a survey of the tract to be annexed, containing 82.516 acres, has been made by Carl M. Anderson June 2, 1966, which survey shows said real estate to adjoin and being contiguous with the present boundary lines to the City of Lebanon, Boone County, Indiana.

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

BE IT FURTHER DECLARED by action of the Common Council of the City of Lebanon, Indiana, that the annexation, dedication and acknowledgment of said real estate with the uses, purposes, et cetera, as pertaining to each of said tracts as hereinafter described as tendered by Contract Homes, Inc. be declared as accepted; and now said real estate as set forth in the petition for annexation and dedication is hereby accepted and the same is hereby declared to be a part of the incorporated City of Lebanon, Boone County, Indiana.

BE IT FURTHER DECLARED that the strip of land 800 feet by parallel lines off and across the entire west side of said tract of 82.516 acres and containing approximately 19.32 acres, more or less, be accepted for use in the development of apartments and/or multi-family dwellings pursuant to Chart 4 of the Zoning Ordinance of the City of Lebanon, Boone County, Indiana.

BE IT FURTHER DECLARED by action of the Common Council of the City of Lebanon, Indiana, that all the rest and residue of said real estate (except the 800 feet heretofore set forth) be accepted for light industrial use (Chart 8 of the Zoning Ordinance of the City of Lebanon, Indiana) which includes general business uses (Chart 7) and local business uses (Chart 6), all as established by the Zoning Ordinance of the City of Lebanon, Indiana.