

Boone County, Indiana; that all of said tract containing 119.87 acres, more or less, as heretofore described, is proposed to be annexed in its entirety as one tract, but with the land use of 750 feet by parallel lines off of and across the entire south side for local business use pursuant to Chart 6 of the Zoning Ordinance of the City of Lebanon, Boone County, Indiana, and the remaining tract located and situate to the north of the land sought to be annexed pursuant to Chart 6 to be annexed for limited industrial use pursuant to Chart 9 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 and the City of Lebanon Street Department.

That a survey or surveys of either the entire tract to be annexed or the two tracts to be annexed pursuant to the uses heretofore described, towit: Chart 6 and Chart 9, is to be made By Carl M. Anderson and which survey will show the exact description of the real estate to be used according to Chart 6 and Chart 9 and which will also show that all of said real estate adjoins and is contiguous with the present boundary lines of 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 acknowledgement of said real estate with the uses, purposes, et cetera, as pertaining to each of said tracts as hereinafter described as tendered by Metropolitan Realty Counseling Service, 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 a strip of land of 750 feet by parallel lines off of and across the entire south side of said tract of 119.87 acres, more or less, and containing approximately 34 acres, more or less, be accepted for use in the development of a commercial site pursuant to Chart 6 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 of the rest and residue of said real estate (except 750 feet heretofore set forth) be accepted for limited industrial use (Chart 9 of the Zoning Ordinance of the City of Lebanon, Indiana,) all as established by the Zoning Ordinance of the City of Lebanon, Indiana.

BE IT FURTHER DECLARED that said annexation and established uses shall be subject to the following conditions:

1. The petitioner will install its own water, sewage and electrical systems in accordance with existing Indiana State Board of Health Code and any requirements of the Lebanon Utilities.

2. That a strip of land 750 feet by parallel lines off of and across the entire south side of said tract and containing approximately 34 acres, more or less, be accepted and annexed for the specific use of commercial use for local business use pursuant to Chart 6 of the Zoning Ordinance of the City of Lebanon, Boone County, Indiana.

3. That the remainder of the real estate herein annexed is hereby annexed for the specific use of limited industrial pursuant to Chart 9 of the Zoning Ordinance of the City of Lebanon, Boone County, Indiana, but that any lesser use shall apply to any area where improvements are to be constructed which carry a lesser use than limited industrial pursuant to Chart 9 of the Zoning Ordinance of the City of Lebanon, Boone County, Indiana.

4. No public or private trailer camp, nor any house trailer or mobile home for human habitation shall be permitted on either or both tracts herein described.

5. All plans for the construction of any buildings shall be approved by the City Plan Commission of Lebanon, Indiana, before any construction and/or development begins.

6. Any or all streets to be accepted for maintenance by the City of Lebanon, Indiana, for general public use are to be constructed according to specifications of the City of Lebanon, Indiana, Street Department.

The aforesaid motion was seconded by Councilman

Donald I. Wall.

This motion aforesaid as moved and seconded was passed by the Common Council of the City of Lebanon, Indiana, on Second reading this 12th day of February, 1973, and ordered published.

Robert M. Campbell (signed)
Mayor