

Robert M. Campbell (signed)
Mayor

Ann Garoffolo (signed)
Clerk-Treasurer

ORDINANCE No. 73-12

AN ORDINANCE

Entitled: An Ordinance annexing certain contiguous territory into the City of Lebanon, Indiana and acknowledgement of the use thereof

BE IT ORDAINED by the Mayor and Councilmen of the City of Lebanon, Indiana:

Section 1. The territory described in this section is hereby annexed into the City of Lebanon, Indiana, upon the terms and conditions stated herein and designated for "Planned Business Use District 1", said property being located in Center Township, Boone County, Indiana, and described as follows:

(See Exhibits A through G attached hereto)

Section 2. Carl McClaine and Etta McClaine, Richard M. Lenox, Russell F. Scott and Dorothy M. Scott, George D. Donaldson, Jean Grindley, Bill Culley and Densil Shue and Reginald Sohacki and Carol Sohacki intend to develop said real estate pursuant to the uses allowed in "PB District 1" and in connection therewith agree to extend the sanitary sewers and municipal water mains from their present termination point to the developed real estate, after which the same will be dedicated to the City of Lebanon. It is agreed that the extension of water of water mains and the cost thereof shall be made pursuant to Rule 24 of the Public Service Commission of Indiana.

It is further agreed that all construction shall conform to the Ten-State Code and the City of Lebanon reserves the right to inspect and approve all construction.

Section 3. The terms and conditions hereinabove set forth shall be binding upon heirs, assigns or successors in interest of all parties hereto and all parties effected by this ordinance.

Section 4. All ordinances or parts of ordinances in conflict herewith are hereby amended accordingly.

Section 5. The provisions of this ordinance are hereby declared severable. If any of the sections, provision or phrases be held unconstitutional, the remainder of said Ordinance shall remain in full force and effect.

Section 6. This ordinance shall become effective on the 24th day of September, 1973.

Passed by the Common Council and approved by me this 24th day of September, 1973.

Robert M. Campbell (signed)
Robert M. Campbell Mayor

Ann Garoffolo (signed)
Clerk-Treasurer

EXHIBIT "A"

Part of the northeast quarter of Section 1, Township 18 North, Range 1 West of the Second Principal Meridian, more particularly described as follows, to-wit:

Beginning at the southwest corner of said northeast quarter measure north 643.5 feet; thence east 1330.7 feet to the west corner of said northeast quarter, measure north 643.5 feet; thence east 324.5 feet to the center line of said northeast quarter; thence north 324.5 feet along same; thence east 262.0 feet to the center line of the Lebanon By-Pass (State Road U. S. 52); thence measure southeasterly along said center line, (said centerline being on a 30 minute curve to the left) 87.5 feet to a point; thence deflecting right 74 degrees and 13 minutes from the tangent to curve at said point measure southwesterly 330.0 feet; thence westerly 233.0 feet to the centerline of aforesaid northeast quarter; thence south 610.8 feet to the southeast corner of the southwest quarter of the northeast quarter of said Section 1; thence west 1336.0 feet to the place of beginning, containing 21.9 acres more or less, subject to all legal highways. Situate in Center Township, Boone County, Indiana.