

## ORDINANCE NO. 88-9

AN ORDINANCE ANNEXING CERTAIN REAL ESTATE INTO THE CITY OF  
LEBANON, INDIANA, AND ASSIGNMENT OF ZONING CLASSIFICATION

WHEREAS, the Lebanon City Plan Commission and the Lebanon City Council have been approached by Trinity Evangelical Lutheran Church, property owner, which has petitioned for annexation of certain lands contiguous to the City of Lebanon, and

WHEREAS, the Lebanon City Plan Commission has conducted a public hearing on the proposed annexation and has recommended approval to the legislative body; and

WHEREAS, the Lebanon City Council has deemed it appropriate that this annexation be conducted pursuant to the Lebanon City Zoning Code and the Indiana statutes governing annexation; and

WHEREAS, a fiscal plan and study have been conducted outlining the advantages and disadvantages of the proposed annexation and placed of record with the City offices, indicating a policy to serve this area of annexation with governmental and proprietary services within a period of three (3) years.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF LEBANON, INDIANA, AS FOLLOWS:

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

A part of the Southwest quarter of the Southeast quarter of Section 24, Township 19 north, Range 1 west of the Second Principal Meridian, situated in Center Township, Boone County, Indiana, and containing 16.24 acres, more or less, and more particularly described as follows:

Beginning at the southwest corner of the Southwest quarter of the Southeast quarter of Section 24, Township 19 north, Range 1 west, and run thence north 50 rods 21 links (838.36 feet), thence east 71 rods 20 links (1,184.70 feet) to the center of State Road No. 39 (before reconstruction in 1955), thence south 10 degrees east 284.59 feet following the center line of Old State Road No. 39 to a point, thence west 8.76 2/3 chains (578.60 feet), thence south 558.12 feet, thence west 655.38 feet (actual measure) to the place of beginning.

And,

A part of the south half of the southeast quarter of Section 24, Township 19 North, Range 1 West situated in the City of Lebanon, Center Township, Boone County, Indiana, more particularly described as follows:

From a railroad rail monument (found) at the northwest corner of the aforesaid southeast quarter, proceed thence South 00°01'01" West (an assumed bearing) along the quarter section line, 1798.00 feet to the point of beginning. From said point of beginning thence South 89°30'10" East along the south line of tracts of ground owned by Regency Village North, Ltd. and Wal-Mart Properties, Inc., 888.98 feet; thence south 00°02'00" East 7.92 feet; thence North 89°25'37" West along the north line of Deed Record 169, page 412, 889.01 feet; thence North 00°09'01" East along the quarter section line, 6/75 feet to the point of beginning, containing 0.1497 acres, more or less.

be annexed into the City of Lebanon, Indiana, pursuant to the provisions of IND. CODE "36-4-3-1, et seq. The above legal description of such real estate established the real estate as being adjoining and contiguous to the present boundaries of the City of Lebanon. Said real estate, as described herein, is hereby declared by the action of the Common Council of the City of Lebanon to be annexed to and shall become a part of the City of Lebanon, State of Indiana, and the City's boundary ordinance shall be amended accordingly.

Section 2. Be it further declared by the action of the Council of the City of Lebanon, Indiana, and upon recommendation of the Lebanon City Plan Commission, that such real estate is hereby assigned a zoning classification of PB-2, pursuant to the provisions of Section 27-18 and 27-32 of the Zoning Code of the City of Lebanon.

Section 3. This Ordinance shall become effective from and after its passage and publication as required thereof by law.

ALL OF WHICH IS CONSIDERED AND PASSED BY THE COMMON COUNCIL OF THE CITY OF LEBANON, INDIANA, this 11th day of July, 1988.

PRESIDING OFFICER:

Ann Garoffolo (signed)  
Ann Garoffolo

ATTEST: