

ORDINANCE NO. 2026-11

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF LEBANON, BOONE COUNTY, INDIANA ANNEXING CERTAIN TERRITORY TO THE CITY OF LEBANON, BOONE COUNTY, INDIANA

WHEREAS, the City of Lebanon Common Council (the “Council”) has the authority and desires to annex lands into the municipality as defined by Indiana Code 36-4-3; and,

WHEREAS, one hundred percent (100%) of the owners of the parcels proposed for annexation as identified in **Exhibit A** and **Exhibit B** (the “Annexation Area”) have filed a voluntary petition with the Council pursuant to Indiana Code 36-4-3-5.1; and,

WHEREAS, the City of Lebanon Advisory Plan Commission held a public hearing at their regularly scheduled meeting on April 20, 2026, and forwarded Docket 26-12 to the Council with a favorable recommendation (6-0) to assign the Residential (R1) zoning classification for the Annexation Area; and,

WHEREAS, the Council has conducted a public hearing on April 27, 2026, as required by law with regard to the annexation of the Annexation Area; and,

WHEREAS, the Council has adopted a fiscal plan for the annexation of the Annexation Area in accordance with Indiana Code 36-4-3-3.1 (Resolution 2026-14); and,

WHEREAS, the Annexation Area meets the contiguity requirements of Indiana Code 36-4-3-1.5; and,

WHEREAS, the Council now finds that the statutory criteria for annexation have been met; and,

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Lebanon, Boone County, Indiana, meeting in regular session, as follows:

Section 1. The Annexation Area, generally located on the east side of SR 39, 1200 feet north of CR 300 N (property address 3175 N SR 39) and adjacent to the existing corporate limits along the northern, eastern, and southern boundaries of the Annexation Area, is hereby declared annexed to and declared to be part of the City of Lebanon, Indiana.

Section 2. The Annexation Area is to further include the contiguous public highways and rights-of-way of the public highways which are adjacent to the Annexation Area per Indiana Code 36-4-3-2.5.

Section 3. The Annexation Area is hereby assigned to Council District 5 and shall become a part thereof immediately upon the effective date of this Ordinance.

Section 4. The Annexation Area is hereby assigned the Residential (R1) zoning classification.

Section 5. The Council declares that upon annexation, the Annexation Area shall be made a part of the Water and Wastewater Civil Rate Districts. The City of Lebanon Utilities shall update its Civil Rate District maps to reflect the same.

Section 6. This Ordinance shall be in full force and effect upon its passage by the Council, its publication, upon the passage of the applicable thirty (30) day waiting period, all as provided by the laws of the State of Indiana. All ordinances or parts thereof in conflict herewith are hereby repealed. Any portion of the Ordinance later to be found void or invalid shall not affect the remaining portions of this Ordinance.

[REMAINDER OF THE PAGE INTENTIONALLY LEFT BLANK]

PASSED AND ADOPTED THIS _____ day of _____, 2026.

LEBANON COMMON COUNCIL

Voting For

Voting Against

Abstain

Keith Campbell

Keith Campbell

Keith Campbell

John Copeland

John Copeland

John Copeland

Robert Hawkins

Robert Hawkins

Robert Hawkins

Sandra Jasionowski

Sandra Jasionowski

Sandra Jasionowski

Mike Kincaid

Mike Kincaid

Mike Kincaid

Sierra Messenger

Sierra Messenger

Sierra Messenger

Dick Robertson

Dick Robertson

Dick Robertson

ATTEST:

Tonya Thayer, Clerk-Treasurer

I hereby certify that ORDINANCE 2026-11 was delivered to the Mayor of Lebanon on the _____ day of _____, 2026, at _____ m.

Tonya Thayer, Clerk-Treasurer

I hereby APPROVE ORDINANCE 2026-11
this ____ day of _____, 2026

I hereby VETO ORDINANCE 2026-11
this ____ day of _____, 2026

Matthew T. Gentry, Mayor

Matthew T. Gentry, Mayor

ATTEST:

Tonya Thayer, Clerk-Treasurer

This instrument prepared by Benjamin Bontrager.

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security Number in this document, unless required by law.

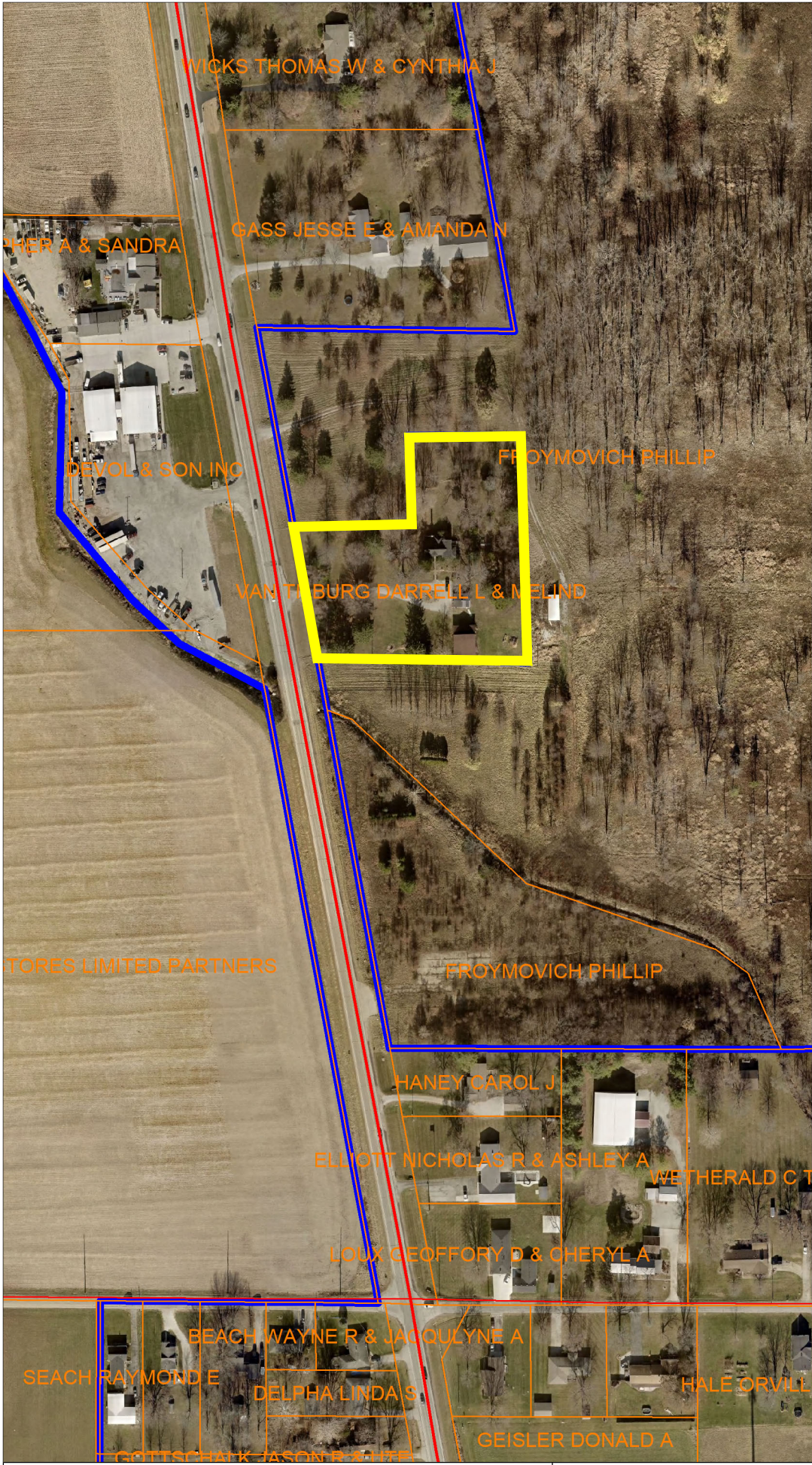
Name: Benjamin Bontrager

EXHIBIT A
LEGAL DESCRIPTION

A part of the West half of the Southeast Quarter of Section 13, Township 19 North, Range 1 West, Center Township, Boone County, Indiana, more fully described by:

Commencing at the Northwest corner of the West half of the Southeast Quarter of said Section 13; thence South 00 degrees 09 minutes 46 seconds West, along the quarter section line, a distance of 806.75 feet to a point located on the centerline of the Lebanon-Sugar Creek Gravel Road (State Road 39 prior to 1950 relocation); thence South 10 degrees 21 minutes 00 seconds East, along the described centerline of the Lebanon-Sugar Creek Gravel Road (State Road 39 prior to 1950 relocation), a distance of 504.48 feet to the point of beginning; thence North 87 degrees 45 minutes 35 seconds East, a distance of 258.83 feet, thence North 02 degrees 39 minutes 02 seconds West, a distance of 152.13 feet; thence North 89 degrees 51 minutes 27 seconds East, a distance of 152.13 feet; thence North 89 degrees 51 minutes 27 seconds East, a distance of 194.70 feet; thence South 02 degrees 13 minutes 59 seconds East, a distance of 394.45 feet; thence North 88 degrees 31 minutes 55 seconds West, a distance of 421.48 feet; thence North 10 degrees 21 minutes 00 seconds West, along the described centerline of said Lebanon-Sugar Creek Gravel Road, a distance of 224.43 feet to the point of beginning, containing 3.0195 acres, being subject to the right of way of State Road 39, on and along the entire Westernmost boundary, also being subject to the maintenance easement for the Storm Legal Open Drain, being measured 75 feet perpendicular to both tops of bank, located over and across the Southwestern portion thereof.

EXHIBIT B



Corporate Limits from Boone
Feature Name:
— Lebanon

ParcelsFromCounty

— Roads
— Highways

