

**ORDINANCE NO. 2017-13**

**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; and,

**WHEREAS**, the City of Lebanon Plan Commission held a public hearing at their regularly scheduled meeting on August 21, 2017 and recommended the Single-Family Residential (SF1) zoning classification for the Annexation Area; and,

**WHEREAS**, the Council has conducted a public hearing on August 28, 2017, 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 2017-17); 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.** That the common location of the Annexation Area is the southeast corner of Witt Road and 250 N more accurately described in Exhibit A and Exhibit B.

**Section 2.** That said territory described in Section 1 and in Exhibit A and Exhibit B and adjacent to the existing corporate limits along the eastern boundary of the Annexation Area is hereby annexed to and declared to be part of the City of Lebanon, Indiana.

**Section 3.** 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 4.** The Annexation Area is hereby assigned to City Council District 4 and shall become a part thereof immediately upon the effective date of this Ordinance.

**Section 5.** The Annexation Area is hereby assigned the Single-Family Residential (SF1) zoning classification.

**Section 6.** This Ordinance shall be in full force and effect upon its passage by the Council, its publication, and 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.

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PASSED AND ADOPTED THIS \_\_\_\_\_ day of \_\_\_\_\_, 2017.

**LEBANON COMMON COUNCIL**

**Voting For**

**Voting Against**

**Abstain**

\_\_\_\_\_  
Keith Campbell

\_\_\_\_\_  
Keith Campbell

\_\_\_\_\_  
Keith Campbell

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John Copeland

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John Copeland

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John Copeland

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Dan Fleming

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Dan Fleming

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Dan Fleming

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Mike Kincaid

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Mike Kincaid

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Mike Kincaid

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Corey Kutz

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Corey Kutz

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Corey Kutz

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Jeremy Lamar

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Jeremy Lamar

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Jeremy Lamar

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Dick Robertson

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Dick Robertson

\_\_\_\_\_  
Dick Robertson



I hereby certify that ORDINANCE 2017-\_\_ was delivered to the Mayor of Lebanon on the \_\_\_\_ day of \_\_\_\_\_, 2017, at \_\_\_\_ m.

\_\_\_\_\_  
Tonya Thayer, Clerk-Treasurer

I hereby APPROVE ORDINANCE 2017-\_\_  
this \_\_day of \_\_\_\_\_, 2017

I hereby VETO ORDINANCE 2017-\_\_  
this \_\_day of \_\_\_\_\_, 2017

\_\_\_\_\_  
Matthew T. Gentry, Mayor

\_\_\_\_\_  
Matthew T. Gentry, Mayor

ATTEST:

\_\_\_\_\_  
Tonya Thayer, Clerk-Treasurer

This document prepared by:  
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