

1<sup>ST</sup> READING 07/15/2025  
2<sup>ND</sup> READING 08/05/2025

**202504934**

09/18/2025 02:38:27 PM

RECORDED OF DEKALB CO, IN

**LETA HULLINGER**

RECORDED AS PRESENTED

**FEE AMOUNT: 25.00**

**ORDINANCE NO. 2025-13**

# AN ORDINANCE FOR THE ANNEXATION OF TERRITORY INTO THE CITY OF AUBURN

## **SUMMARY**

This ordinance annexes 31.27± acres of land, known as the East Auburn Estates Annexation Area, into the City of Auburn.

<u>X</u>	Recorder's Office	<u>X</u>	Publish Public Hearing
<u>X</u>	Auditor's Office		
<u>X</u>	Clerk's Office	<u>X</u>	Publish O/R after adoption
<u>X</u>	Building Department		
	Engineering Department		
	DeKalb County Plan Commission		
<u>X</u>	Internet Code Site – Council Ordinance		

SOLELY FOR PURPOSE OF RECORDING NOT  
TO TRANSFER TITLE OF OWNERSHIP

SEP 18 2025

*Ernest E. Soper*  
AUDITOR DEKALB COUNTY

TX:4102403

DocId:8137037



**ORDINANCE NO. 2025-13**

**AN ORDINANCE FOR THE ANNEXATION OF TERRITORY  
INTO THE CITY OF AUBURN**

**WHEREAS**, a Petition for Annexation into the City of Auburn was filed by Toby Buck for a 29.45+-acre parcel of land located at the southwest corner of Auburn Drive and County Road 46A and known as the East Auburn Estates Annexation Area; and

**WHEREAS**, a Fiscal Plan has been prepared and adopted by Resolution in accordance with Indiana Code 36-4-4-3.1 IC; and

**WHEREAS**, the annexation area exceeds the contiguity requirements of IC 36-4-4-1.5; and

**WHEREAS**, the Common Council of the City of Auburn has determined annexation of the area to be in the best interest of future growth and development of the community; and

**WHEREAS**, said Petition for Annexation is a Super Voluntary Annexation, because all property owners have requested and consented to be annexed into the City limits of the City of Auburn, Indiana.

**NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE  
CITY OF AUBURN, INDIANA:**

**Section I:**

The following described real estate located in DeKalb County, Indiana, is hereby annexed into the City of Auburn, a map of which is attached as Exhibit A:

That part of the North Half of the Northwest Quarter of Section Four(4), Township Thirty-three (33) North, Range Thirteen (13) East, in Jackson Township, DeKalb County, Indiana, lying West of the center line of the Auburn and St. Joe Road running through said Quarter Section, and containing 30.13 acres more or less.

EXCEPTING THEREFROM, the following described real estate, to-wit: A part of the North Half of the Northwest Quarter of Section 4, Township 33 North, Range 13 East, DeKalb County, Indiana described as follows: Commencing at Northwest Corner of the Northwest Quarter of said Section, said point being the point of beginning of this description: thence north 89 degrees 49 minutes 28 seconds east (all bearings based on bearing system for Project No. STP-J070(5) for City of Auburn) 6.096 meters (20.00 feet) along the north line of said quarter section to a point on existing right of way of County Road 31; thence continuing north 89 degrees 49 minutes 28 seconds east, 184.625 meters (605.72 feet) along the north line of said quarter section to a point on existing right of way of County Road 46A; thence continuing north 89 degrees 49 minutes 28 seconds east, 7.377 meters (24.20 feet) along the north line of said quarter section to the centerline of County Road No. 46A; thence south 34 degrees 26 minutes 51 seconds east, 102.164 meters (335.18 feet) along said centerline; thence south 55 degrees 33 minutes 09 seconds west, 6.096 meters (20.00 feet) to a point on existing right of way; thence

continuing south 55 degrees 33 minutes 09 seconds west, 7.904 meters (25.93 feet) to a point on proposed right of way; thence the following six courses along proposed right of way; north 35 degrees 35 minutes 36 seconds west, 100.020 meters (328.15 feet); north 82 degrees 42 minutes 40 seconds west, 42.813 meters (140.46 feet); south 89 degrees 51 minutes 22 seconds west, 120.000 meters (393.70 feet); south 18 degrees 57 minutes 24 seconds west, 21.084 meters (69.17 feet); south 05 degrees 18 minutes 32 seconds west, 60.299 meters (197.83 feet); south 25 degrees 31 minutes 03 seconds west, 11.118 meters (36.48 feet) to a point on existing right of way of County Road 31; thence south 89 degrees 35 minutes 54 seconds west, 6.096 meters (20.00 feet) to a point on the west line of said quarter section, thence along said west line north 00 degrees 12 minutes 30 seconds west, 95.156 meters (312.19 feet) to the point of beginning of this description, containing 0.3986 hectares (0.985 acres) more or less, inclusive of the presently existing right of way which contains 0.1215 hectares (0.300 acres) more or less, for a net additional taking of 0.2771 hectares (0.685 acres), more or less.

**Section II:**

In accordance with IC 36-4-3-2.5, the public highway and road rights-of-way contiguous to the annexed parcel shall be included in the annexed area [includes Parcel #06-10-04-100-018 and the 1.13± acre right-of-way dedicated in the Hartranft Subdivision recorded on December 2, 1998 in Plat Book 9 Page 163].

**Section III:**

The annexation area shall be included in Council District 5.

**Section IV:**

The Clerk-Treasurer shall give notice of the passage of this Ordinance as is required by law (IC 36-4-3-22)

**Section V: BE IT FURTHER ORDAINED** that this Ordinance be in full force and effect after its passage by the Common Council and after the occurrence of all other actions required by law.


This instrument prepared by the Department of Building, Planning and Development, City of Auburn, and approved by: Zachary M Lightner, City Attorney, City of Auburn, Indiana.

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. Lorrie K. Pontius, Clerk-Treasurer, City of Auburn, Indiana.

**PASSED AND ADOPTED** by the Common Council of the City of Auburn,  
Indiana, this 5<sup>th</sup> day of August, 2025.

  
James Finchum, Councilmember

**ATTEST:**

  
Lorrie K. Pontius, Clerk-Treasurer

Presented by me to the Mayor of the City of Auburn, Indiana, this 5<sup>th</sup> day of August,  
2025.

  
LORRIE K. PONTIUS, Clerk-Treasurer

**APPROVED AND SIGNED** by me this 5<sup>th</sup> day of August, 2025.

  
DAVID E. CLARK, Mayor

**VOTING:**

**AYE**

**NAY**

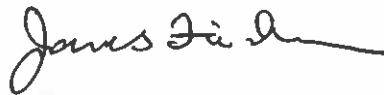
Natalie DeWitt, President



Rod Williams



James Finchum



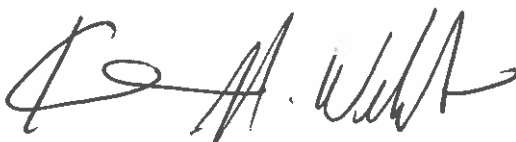
Dan Braun



David Bundy



Kevin Webb



Emily Prosser



EXHIBIT A



1<sup>ST</sup> READING 07/15/2025  
2<sup>ND</sup> READING 08/05/2025

# AN ORDINANCE FOR THE ANNEXATION OF TERRITORY INTO THE CITY OF AUBURN

This ordinance annexes 31.27± acres of land, known as the East Auburn Estates Annexation Area, into the City of Auburn.

**Legal Description**  
**Accepted**  
**Sep 17, 2025 By: J8**  
**G.I.S. Department - DeKalb Co**




Lorrie K. Pontius  
Clerk-Treasurer

# Clerk-Treasurer's Office

PO Box 506 Auburn, Indiana 46706 | 260.925.6450 phone | 260.920.3341 fax | [clerktreasurer@ci.auburn.in.us](mailto:clerktreasurer@ci.auburn.in.us) | [www.ci.auburn.in.us](http://www.ci.auburn.in.us)

## C E R T I F I C A T E

I, Lorrie K. Pontius, the duly elected and acting Clerk-Treasurer of the Municipal City of Auburn, DeKalb County, State of Indiana, do hereby certify that attached thereto is an exact true copy of Ordinance No. 2025-13 passed by the City of Auburn Common Council on the 5<sup>th</sup> day of August 2025, and that the same is spread of record in the Ordinance & Resolution Book of the City of Auburn.

  
Lorrie K. Pontius, Clerk-Treasurer  
City of Auburn, Indiana



SOLELY FOR PURPOSE OF RECORDING NOT  
TO TRANSFER TITLE OF OWNERSHIP

SEP 18 2025

  
AUDITOR DEKALB COUNTY