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ORDINANCE 2020-02

**AN ORDINANCE AMENDING THE ANNEXATION OF 8.79 ACRES OF LAND,
PRIMARILY COMPRISED OF CHAUDHARI WEST PROPERTY,
INTO THE CITY OF AUBURN**

SUMMARY

This Ordinance serves to amend Ordinance 2019-04, an Ordinance for the annexation of territory into the City of Auburn, to correct the Council District for the annexed property from Council District 5 to Council District 3.

_____ Recorder's Office	_____ Publish Public Hearing
_____ Auditor's Office	_____
_____ Clerk's Office	_____x_____ Publish O/R after adoption
_____ Other	_____
<u>BPD, Eng, Fire, PD, St</u>	
<u>Auditor Transfer Office</u>	
<u>DeKalb County Plan Commission</u>	
<u>DLGF</u>	
<u>Secretary of State</u>	
<u>Census Bureau</u>	

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**AN ORDINANCE AMENDING THE ANNEXATION OF 8.79 ACRES OF LAND,
PRIMARILY COMPRISED OF CHAUDHARI WEST PROPERTY,
INTO THE CITY OF AUBURN**

WHEREAS, on March 5, 2019, the City of Auburn Common Council passed Ordinance 2019-04, which annexed certain property/real estate; and

WHEREAS, the annexation was filed by Mahesh Chaudhari and Dimpal Chaudhari for 8.08 +/- acres of land at 3326 State Road 8 known as the Chaudhari West Property; and

WHEREAS, said annexation inadvertently assigned the district to Council District 5; and

WHEREAS, the correct district, according to the City of Auburn 2019 Council District Map and City Code is Council District 3.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF AUBURN, INDIANA, that the real estate set forth in Ordinance 2019-04 and legally described as follows shall be assigned to Council District 3:

Part of the Northwest Quarter of Section 33, Township 34 North, Range 13 East, Union Civil Township, DeKalb County, Indiana, and more particularly described as follows:

Commencing at the Northeast corner of the Northwest Quarter of Section 33; thence South 87 degrees 47 minutes 25 seconds West (assumed bearing and basis of all bearings to follow), a distance of 397.89 feet along the North line of said Northwest Quarter and within the right-of-way of State Road #8 to the Point of Beginning of the herein described tract; thence South 02 degrees 13 minutes 28 seconds East, a distance of 514.29 feet to the Southerly right-of-way line of abandoned railroad (formerly Detroit, Eel River, and Illinois Railroad); thence South 62 degrees 44 minutes 19 seconds West, a distance of 655.19 feet along said Southerly right-of-way line of abandoned railroad to the intersection with the Southerly extension of the East line of that tract of real estate described to Hope's Landing, L.P. in Corporate Warranty Deed dated July 28, 2015 and recorded in Document No. 201503834 in the Office of the Recorder of DeKalb County, Indiana; thence North 01 degree 19 minutes 05 seconds West, a distance of 791.82 feet along said East line of Hope's Landing, L.P. tract and the Southerly extension thereof to aforesaid North line of the Northwest Quarter; thence North 87 degrees 47 minutes 25

1st Reading _____
2nd Reading _____

seconds East, a distance of 581.11 feet along said North line of the Northwest Quarter to the Point of Beginning.

The above-described annexation legal description containing 8.79 acres, more or less.

All other provisions of Ordinance 2019-04 shall remain in full force and effect and this Ordinance serves only to correct the Council District assignment from Council District 5 to Council District 3.

The Clerk shall give notice of the passage of this Ordinance in accordance with IC 36-4-3-22 to the extent necessary to identify the correct Council District.

This Ordinance shall further be in full force and effect after its passage by the Common Council and after the occurrence of all other requirements under Indiana Code.

PASSED AND ADOPTED by the Common Council of the City of Auburn, Indiana, this ____ day of _____, 2020.

James Finchum, Councilmember

ATTEST:

Patricia Miller, Clerk-Treasurer

Presented by me to the Mayor of the City of Auburn, Indiana, this ____ day of _____, 2020.

PATRICIA M. MILLER, Clerk-Treasurer

APPROVED AND SIGNED by me this ____ day of _____, 2020.

MICHAEL D. LEY, Mayor

VOTING:

AYE

NAY

1st Reading _____
2nd Reading _____

Jim Finchum

Denny Ketzenberger

Wayne Madden

Dennis K. Kruse II

Mike Watson

Kevin Webb

Michael Walter