

1ST READING 04/17/2018
2ND READING 05/15/2018

Received electronically 4/9/2018 @ 4:01pm

ORDINANCE NO. 2018-09

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

SUMMARY

This ordinance annexes 1.762 acres of land, known as the Taylor Rental Property, into the City of Auburn.

<input checked="" type="checkbox"/>	Recorder's Office	<input type="checkbox"/>	Publish Public Hearing
<input checked="" type="checkbox"/>	Auditor's Office	<input type="checkbox"/>	<u>4/17/2018 @ 6:00pm</u>
<input checked="" type="checkbox"/>	Clerk's Office	<input type="checkbox"/>	Publish O/R after adoption
<input type="checkbox"/>	Other	<input type="checkbox"/>	<u>5/22/2018</u>

Building Department

Engineering Department

DeKalb County Plan Commission

Internet Code Site

ORDINANCE NO. 2018-09

**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 Smaltz Real Estate Management LLC on March 16, 2018 for a 1.762 acre parcel of land on State Road 8 and known as the Taylor Rental Property; 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.

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:

Part of the West Half (1/2) of the West Half (1/2) of the Northeast Quarter (1/4) of Section Thirty-six (36), Township Thirty-four (34) North, Range Twelve (12) East, Keyser Civil Township, DeKalb County, Indiana and more particularly described as follows:

Beginning at the northwest corner of the northeast quarter of said Section 36; thence north 90 deg. 00 min. 00 sec. east (assumed bearing and the basis of all bearings to follow in this description) 662.50 feet along the north line of said northeast quarter to the northeast corner of the west half of the west half of said northeast quarter; thence south 01 deg. 43 min. 46 sec. east 26.48 feet along the east line of the west half of the west half of said northeast quarter to the south right of way line of State Road 8 and the true point of beginning of this description; thence south 01 deg. 43 min. 46 sec. east 350.55 feet along said east line; thence north 89 deg. 18 min. 24 sec. west 227.46 feet; thence north 00 deg. 33 min. 07 sec. east 345.83 feet to the south right of way line of State Road 8; thence north 89 deg. 30 min.

41 sec. east 213.54 feet along said south right of way line to the point of beginning, containing 1.762 acres.

Section II:

The annexation area shall be included in Council District 5.

Section III:

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

Section IV: 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.

PASSED AND ADOPTED by the Common Council of the City of Auburn, Indiana, this 15 day of May, 2018.


JAMES FINCHUM, Council Member


ATTEST:


Patricia Miller, Clerk-Treasurer

Presented by me to the Mayor of the City of Auburn, Indiana, this 15 day of May, 2018.


PATRICIA MILLER, Clerk-Treasurer

APPROVED AND SIGNED by me this 15 day of May, 2018.


NORMAN E. YODER, Mayor

VOTING:

AYE

NAY

James Finchum

James Finchum

Dennis Ketzenberger

Dennis Ketzenberger

Dennis (Matthew) K. Kruse II

Dennis (Matthew) K. Kruse II

Wayne Madden

Wayne Madden

Michael Walter

Michael Walter

Michael Watson

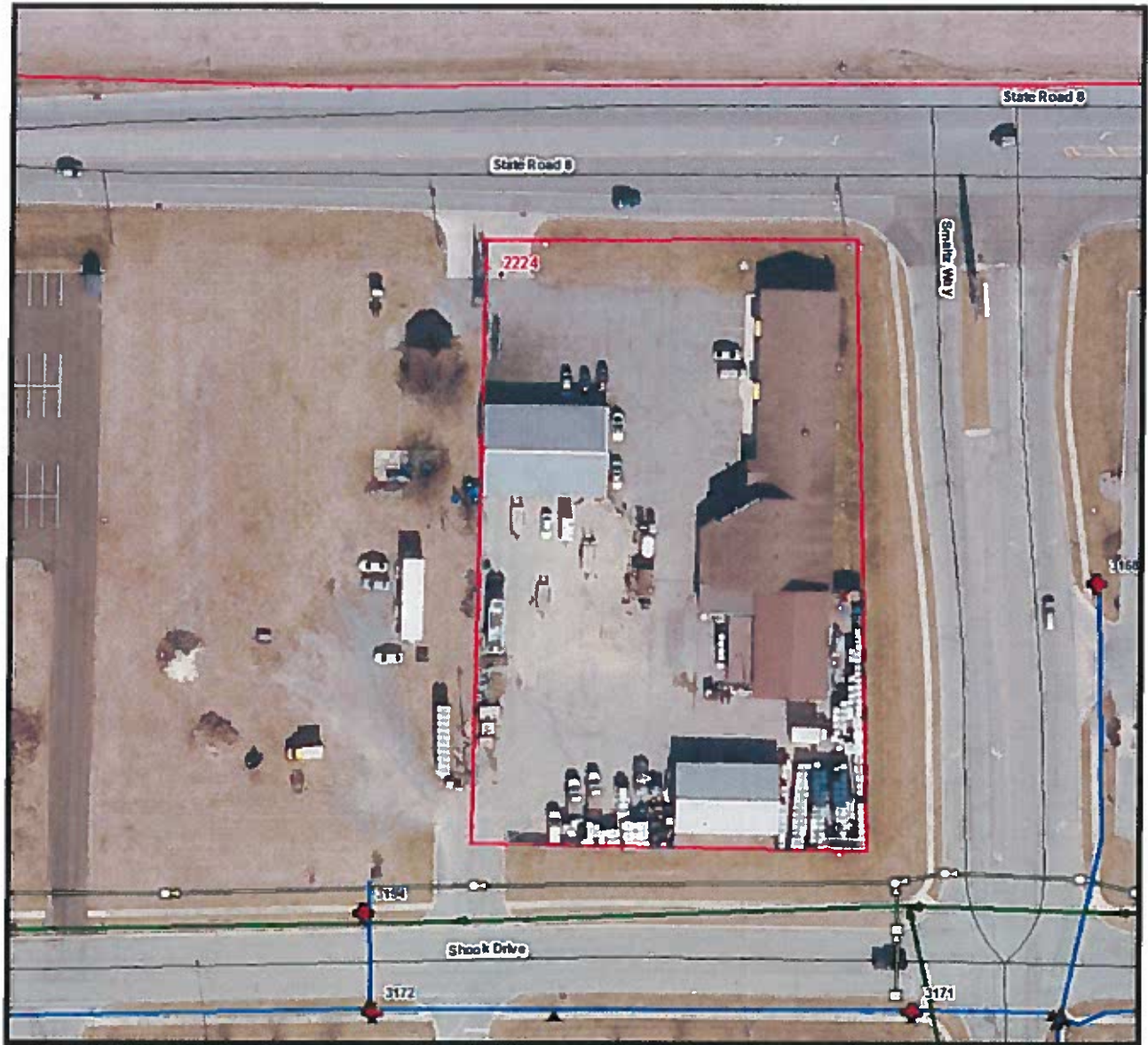
Michael Watson

Kevin Webb

Kevin Webb

1ST READING 04/17/2018
2ND READING 05/15/2018

EXHIBIT A





BUILDING, PLANNING & DEVELOPMENT

260.925.6449 p | 260.925.8239 f | 210 S Cedar St / PO Box 506 Auburn, IN 46706 | bpd@ci.auburn.in.us

CITY OF AUBURN – COMMON COUNCIL NOTICE OF PUBLIC HEARING

Pursuant to IC 5-3-1, notice is hereby given that the Common Council of the City of Auburn, Indiana will hold a public hearing at 6:00 PM on **Tuesday, April 17, 2018** in the Council Chambers, City Hall, 210 East Ninth Street, Auburn, Indiana, to hear evidence concerning and consider adoption of an ordinance annexing contiguous lands into the City of Auburn.

The area proposed for annexation is the Taylor Rental Property at 2224 State Road 8, Auburn IN. The annexation area is 1.7 acres generally bound by State Road 8 to the north; Shook Drive to the south; and Smaltz Way to the east.

The complete file on this project, including a survey and full legal description of the annexation area, is available for review between 8 AM and 4 PM local time Monday through Friday in the City of Auburn's Department of Building, Planning, and Development located in Auburn City Hall at 210 South Cedar Street, Auburn, Indiana.

A copy of proposed Ordinance and the fiscal plan will be on file in the Office of the Clerk-Treasurer at 210 East Ninth Street, Auburn, Indiana and will be available for public inspection by April 10, 2018.

The Public Hearing is open to all and the opportunity to speak will be offered to all. Written comments filed with the Clerk-Treasurer of the City of Auburn prior to the Public Hearing will be considered. Written comments may be submitted to clerktreasurer@ci.auburn.in.us, or mailed or hand-delivered to the Department of Building, Planning and Development, 210 East Ninth Street, PO Box 506, Auburn IN 46706. Written comments will also be accepted during the Public Hearing. The Hearing may be continued from time to time as necessary.

The City of Auburn will make reasonable accommodations to people with disabilities. Any person with special needs should contact the ADA Coordinator, Bill Brandon at (260)925-6455 or the Clerk-Treasurer's Office at (260)925-6450 at least 72 hours before the scheduled meeting to discuss necessary special accommodations.

Questions about the annexation should be directed to the Department of Building, Planning and Development at (260)925-6449 or bpd@ci.auburn.in.us.

Send the invoice and proof of publication to:

Patricia Miller
Clerk Treasurer, City of Auburn
210 E Ninth Street
PO Box 506
Auburn IN 46706
patty@ci.auburn.in.us

**Taylor Rental Annexation Timeline
(For a Super Volunteer -100% annexation)**

- | | |
|-------------------|---|
| March 16, 2018 | Petition to be Annexed into the City of Auburn |
| March 28, 2018 | Notice of Public Hearing – 20 days prior to the Public Hearing |
| By April 17, 2018 | Introduce Annexation Ordinance
Adopt a Fiscal and Policy Plan by Resolution
Hold Public Hearing |

More than 14 days after public hearing – Adopt Annexation Ordinance.

Publish Ordinance

Effective Date - 30 days after publishing.



OFFICE OF CENSUS DATA
INDIANA LEGISLATIVE SERVICES AGENCY

May 29, 2018

The Honorable Patricia M. Miller
Clerk-Treasurer
City of Auburn
210 E. Ninth St.
Auburn, IN 46706

Dear Clerk-Treasurer Miller:

The Office of Census Data is in receipt of annexation ordinance 2018-09 for the City of Auburn.

If you wish to receive these confirmations via e-mail, please provide your e-mail address to the address or e-mail address below.

Also, please note that the filing of this annexation with our office does not constitute a filing with the United States Bureau of the Census as part of the bureau's Boundary and Annexation Survey Program.

Thanks so much for your assistance. If you have questions, please contact me at 317-233-9294.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark Allen Stratton", with a long horizontal line extending to the right.

Mark Allen Stratton
Co-Manager