

ORDINANCE 2017-20

STEWART PROPERTY ANNEXATION

BE IT ORDAINED AND ADOPTED by the Town Council of Ellettsville, Indiana,

WHEREAS, the boundary of the Town of Ellettsville, Indiana, is contiguous to the real estate described herein;

WHEREAS, on October 23, 2017 Petitioner Town of Ellettsville filed a Petition for a voluntary annexation of approximately twenty-one (21) acres, located on the north side of N. Hartstrait Road, into the Town of Ellettsville pursuant to Indiana Code § 36-4-3-1.5; Parcel numbers **53-04-10-400-072.000-011** and **53-04-15-100-035.000-011**;

NOW, THEREFORE, BE IT HEREBY ORDAINED AND ADOPTED BY THE TOWN COUNCIL OF ELLETTSVILLE, MONROE COUNTY, INDIANA, that:

Section 1. The following described land be, and the same is, hereby annexed to and declared a part of the Town of Ellettsville, Indiana, to-wit:

Address: 21 acres located along N. Hartstrait Road ("The Stewart Property")

LEGAL DESCRIPTION-

TRACT 1

A part of the Southeast Quarter of Section Ten (10), Township Nine (9) North, Range Two (2) West, bounded and described as follows, to-wit: Beginning at the southeast corner of said Section Ten (10), running thence North Eighty nine (89) degrees and thirty (30) minutes West a distance of Three Hundred Sixty (360) feet, more or less, and to the Westerly right of way line of the Chicago, Indianapolis and Louisville Railroad which is the real point of beginning, thence North Eighty nine (89) degrees, Thirty (30) minutes West a distance of Five Hundred Eighty three (583) feet, more or less, and to a point Nine Hundred Thirty three (933) feet West of the Southeast corner of said Section Ten (10); thence North Twenty five (25) degrees West Four Hundred Eighty seven (487) feet; thence North Twenty nine (29) degrees West Six Hundred (600) feet; thence North Forty five (45) degrees West One Hundred Fifty (150) feet; thence North One (1) degree West Six Hundred Forty (640) feet to the center of State Highway #46; thence South Fifty (50) degrees East over and along the center line of said State Highway #46 a distance of Two Hundred Fifty (250) feet, more or less and to a point Six Hundred Seventy three (673) feet and North fifty (50) degrees West of the intersection of the center line of said highway with said Westerly right of way line of said railroad; thence South Sixteen (16) degrees East Seven Hundred Thirty (730) feet more or less and to a point South Sixty nine (69) degrees West and Four Hundred (400) feet from the Westerly right of way line of said railroad; thence North Sixty nine (69) degrees East to the Westerly right of way line of said railroad; thence South Twenty one (21) degrees East over and along the Westerly right of way line of said railroad a

distance of One Thousand and Eighty five (1085) feet, more or less, to the place of beginning, containing Seventeen and Eighty-three Hundredths (17.83) acres, more or less.

EXCEPTING: That portion of the above described real estate conveyed from Freeda B. Stewart Revocable Living Trust to State of Indiana by Warranty Deed recorded February 6, 2001, as Instrument No. 2001002031, containing from this Tract 1.81 acres, more or less.

TRACT 2

A part of the Northeast quarter of Section 15, Township 9 North, Range 2 West, in Monroe County, Indiana. Bounded and described as follows to-wit:
Beginning at a point 370 feet South and 510 feet West of the Northeast quarter of said section 15 and in the center line of the New Hart Trace Road; Thence running East 371 feet, more or less, and to the center line of the old Bloomington Ellettsville Road. Thence, running North 41 degrees and 30 minutes West over and along center line of the said old Bloomington Ellettsville Road for a distance of 445 1/2 feet, thence running West for a distance of 315 feet, more or less, to a point in the center line of the New Hart Trace Road, thence running South 29 degrees and 40 minutes East over and along the center line of the New Hart Trace Road for 200 feet, thence running South 45 degrees and 10 minutes East and continuing over and along the said center line of the New Hart Trace Road for a distance of 190 feet, more or less, to a place of beginning. Containing, three acres, more or less.

Section 2. BE IT FURTHER ORDAINED that the boundaries of the Town of Ellettsville shall be, and the same are, hereby declared to be extended so as to include all of the real estate described above as part of the Town of Ellettsville, Indiana.


Section 3. Pursuant to I.C. § 36-4-3-3, the above described territory, which is hereby annexed to and declared a part of the Town of Ellettsville, Indiana, shall be assigned to Council Ward 3.

Section 4. The above described territory, which is to be annexed to and declared a part of the Town of Ellettsville, Indiana, shall be zoned **A-1**, Agricultural, upon annexation.

Section 5. Pursuant to I.C. § 36-4-3-7(a), this Ordinance shall be in full force and effect from and after its passage, promulgation, approval by the Town Council and thirty (30) days after final publication in accordance with the law.

This ordinance was passed and adopted by the Town Council of Ellettsville, Indiana, at the Ellettsville Town Hall, Ellettsville, Indiana, on the ____ day of December, 2017.

ELLETTSVILLE TOWN COUNCIL



Brian Scott Oldham, President

Attest:



Sandra C. Hash, Clerk/Treasurer

This Ordinance was published in the Ellettsville Journal on the 10th day of
January, 2018.



Sandra C. Hash, Clerk/Treasurer