

ORDINANCE 89-53

AN ORDINANCE CONCERNING THE ANNEXATION OF
ADJACENT AND CONTIGUOUS TERRITORY

1st READ: 10/6/89
COMMITTEE: 12/13/89
D.P. 8-0-1
(CND)
PASSED 12/100/89
7-0-2
(CND, JR)

WHEREAS, the boundary of the City of Bloomington, Indiana, is contiguous to the real estate described herein;

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

SECTION I. The following described land be, and the same is, hereby annexed to and declared a part of the City of Bloomington, Indiana, to-wit:

Part of the west half of Section 22, Township 8 North, Range 1 West, Monroe County, Indiana, being more particularly described as follows:

Beginning at the southwest corner of the northwest quarter of said Section 11; said point being the southwest corner of the property described in Deed Record 123, page 286, in the office of the Recorder of Monroe County, Indiana; thence NORTH 00 degrees 00 minutes 00 seconds WEST along the west line of said Section 11 and the west line of the property described in Deed Record 123, page 286 and the Hyde Park Phases I and II (as recorded in Plat Book 8, pages 15, 16, 17, 18, 38 and 39 in the office of the Recorder of Monroe County, Indiana) 1060.00 feet to the center line of Jackson Creek; thence NORTH 33 degrees 55 minutes 15 seconds EAST along said creek 156.36 feet to the said line being across a portion of the property described in Deed Book 266, page 46; thence continuing along said tract the next three (3) courses: (1) NORTH 34 degrees 57 minutes 22 seconds EAST 133.19 feet; (2) NORTH 34 degrees 42 minutes 22 seconds EAST 62.40 feet to the southwest corner of Bittner Woods Lot 16; (3) thence NORTH 85 degrees 45 minutes 30 seconds EAST along the south line of Bittner Woods 729.05 feet (said line is across the north line of properties described in Deed Record 264, page 580 and Deed Record 261, page 527 and Deed Record 166, page 172); thence NORTH 01 degrees 21 minutes 30 seconds WEST 30.00 feet along the south line of Bittner Woods and in Deed Record 166, page 172; thence continuing along south line of Bittner Woods (Deed Book 166, page 172) NORTH 85 degrees 45 minutes 30 seconds EAST 384.3 feet to the east line of the west half of the northwest quarter; thence south along the east line of said property described in Deed Record 166, page 172 a distance of 443.6 feet to the north line of Hyde Park Subdivision Section One; thence SOUTH 89 degrees 03 minutes 31 seconds WEST along said Hyde Park 431.85 feet; thence NORTH 88 degrees 55 minutes 47 seconds WEST along said Hyde Park Subdivision Section One 561.81 feet, to the center line of Sare Road, said point being on a curve concave to the southwest having a radius of 458.97 feet; thence southerly along said curve and Sare Road 438.49 feet; thence SOUTH 04 degrees 07 minutes 05 seconds EAST 407.99 feet (the above courses along Sare Road being the east line of Hyde Park Phase I and II and the west line of Hyde Park Subdivision Section One), said point being the northwest corner of property described in Deed Record 123, page 286; thence southeasterly along the east line of said property described in Deed Record 123, page 286 a distance of 319.5 feet to the northwest corner of Hunters Glen (an unrecorded plat); thence the next two (2) courses, being along said Hunters Glen: (1) SOUTH 08 degrees 30 minutes 16 seconds EAST 186.36 feet; (2) SOUTH 03 degrees 20 minutes 14 seconds EAST 179.55 feet; thence SOUTH 03 degrees 23 minutes 00 seconds EAST along Sare Road 278.00 feet; thence SOUTH 89 degrees 24 minutes 27 seconds WEST 663.40 feet; thence NORTH 03 degrees 55 minutes 54 seconds WEST 647.11 feet to the point of beginning containing approximately 34.3 acres, more or less.

SECTION II. Be it further ordained that the boundaries of the City of Bloomington shall be, and the same are, hereby declared to be extended so as to include all of the real estate hereinabove described as part of the City of Bloomington, Indiana.

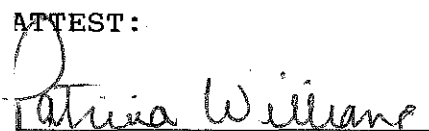
SECTION III. Pursuant to I.C. 36-4-3-3(d), the above described territory which is hereby annexed to and declared a part of the City of Bloomington, Indiana, shall be assigned to Bloomington Common Council District IV.

SECTION IV. This Ordinance shall be in full force and effect from and after its passage by the Common Council of the City of Bloomington and approval of the Mayor.


PASSED and ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 20th day of December, 1989.


JAMES C. REGISTER, President
Bloomington Common Council


ATTEST:


PATRICIA WILLIAMS, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 21 day of December, 1989.


PATRICIA WILLIAMS, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this 21st day of December, 1989.


TOMILEA ALLISON, Mayor
City of Bloomington

SYNOPSIS

This ordinance annexes property on the east side of Bloomington in Monroe County, Indiana, commonly known as Hyde Park Phase I.

Signed copies (certified) to:

Everyone !! 12/19/90 effective
January 1, 1991

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed 2 actual lines, neither of which shall total more than four solid lines of the type in which the body of the Advertisement is set)-Number of equivalent lines _____

Head-Number of lines _____

Body-Number of lines _____

Tail-Number of lines _____

Total number of lines in notice _____

COMPUTATION OF CHARGES:

116 lines 1 COLUMN wide, equals 116 equivalent lines
at 0.330 cents per line.....\$38.28

Additional Charges for notices containing rule
or tabular work (50% of above amount).....

Charge for extra proofs of publication.....
(\$1.00 for each proof in excess of two)

TOTAL AMOUNT OF CLAIM.....\$38.28

DATA FOR COMPUTING COST

Width of Single Column 12.5 ems

Size of type 6 point

Number of insertions 1 time

Pursuant to the provisions and penalties of Ch 155, Acts 1953.
I hereby certify that the foregoing is just and correct, that the amount
claimed is legally due, after allowing all just credits, and that no part
of the same has been paid.

Date: 12/30 , 1989

Leah Leahy
Title: billing clerk

PUBLISHER'S AFFIDAVIT

State of Indiana, Monroe County) ss
Personally appeared before me, a notary public in and
for said county and state, the undersigned, Leah Leahy
who, being duly sworn, says that she is billing clerk
for the Herald-Telephone newspaper of general
circulation printed and published in the English
language in the city of Bloomington in state and county
aforesaid, and that the printed matter attached hereto
is a true copy, which was duly published in said paper
for 1 time times(s), the dates of publication being as
follows:

1989:
12/30

Leah Leahy
Subscribed and sworn to before me 12/30 , 1989

John D. Hodge Notary Public
Monroe Co. Indiana JOHN D. HODGE
My Commission expires NOTARY PUBLIC STATE OF INDIANA
MONROE COUNTY
MY COMMISSION EXP JAN.10,1992

Claim No. _____ Warrant No. _____
 IN FAVOR OF
 Herald-Telephone
 P.O. Box 909, Bloomington, IN 47402

\$ _____

ON ACCOUNT OF APPROPRIATION FOR

Appropriation No. 3512 62682

Allowed _____, 19__

In the Sum of \$ _____

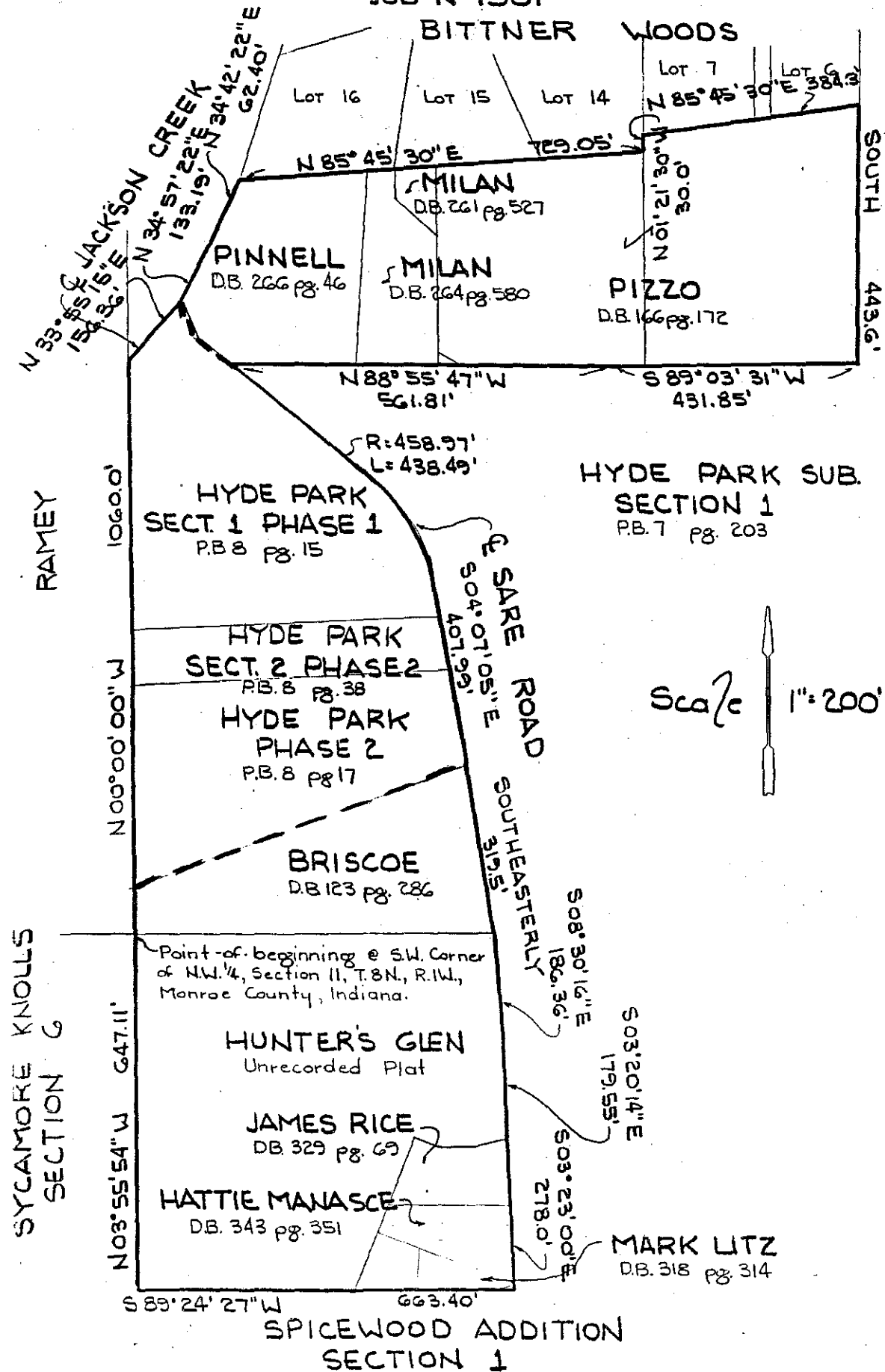
* I have examined the within claim
 * and hereby certify as follows:
 * That it is in proper form.
 * That it is duly authenticated
 * as required by law.
 * That it is based upon statutory
 * authority.
 * That it is apparently (correct)
 * (incorrect).
 *
 *
 *
 *
 *
 *
 *

I certify that the within clai
 is true and correct; that the
 services therein itemized and for
 which charge is made were ordered
 by me and necessary to the public
 business.

 _____, 19__

SARE ROAD ANNEXATION

Job N°1501



City of
Bloomington
Indiana



Office of the
Common Council

Post Office Box 100
Municipal Building
Bloomington, Indiana 47402
Telephone 812 339 2261
Extension 14

Memo to: Councilmembers
From: Council Office
Date: November 30, 1989
Re: Weekly packets

There is one ordinance on for second reading this week. Ord 89-52 requests a transfer of \$4,000 within the Fire department budget. These funds are needed for repairs and maintenance.

Three ordinances are on for first reading. Ord 89-53 annexes property on the southeast side of the City. The property being annexed has been dubbed Hyde Park Phase I because this annexation will give the City the necessary contiguity to annex Hyde Park proper in its entirety. Because of the statutory contiguity requirement, Hyde Park proper cannot be taken unless the City's boundaries are extended by the Phase I annexation. Both Hyde Park proper and the property being annexed by Ord 89-53 are in the Perry-Clear Creek Fire District. This means that the annexation does not take effect until the second January 1 after the annexing ordinance is passed. Thus, if the Council passes Ord 89-53 on December 20, 1989, Hyde Park Phase I will become part of the City on January 1, 1991. If an ordinance annexing Hyde Park proper is passed during 1991, Hyde Park will become part of the City on January 1, 1993. Linda Runkle will be asked to attend the December 13 Council committee meeting to discuss the City's annexation plans with you. (At the December 13 meeting the resolution establishing the fiscal plan for Hyde Park Phase I will also be discussed.)

Attached to Ord 89-53 is a schematic drawing of the property to be annexed. You will notice two dotted lines on the drawing. These dotted lines separate the property to be annexed into three sections. The Fiscal Plan, which you will receive in next week's packet, refers to Annexation Areas A, B and C. The dotted line section on the drawing that includes Hyde Park Sect. 1 Phase 1, Hyde Park Sec. 2 Phase 2, and Hyde Park Phase 2 is Annexation Area A. The section including Briscoe, Hunter's Glen, James Rice, Hattie Manasce and Mark Litz is Annexation Area B. The section including Pinnell, Milan, Milan and Pizzo is Annexation Area C. The property to be annexed needed to be broken down into these Annexation Areas in order to compare each Area with comparable development within the City to show that the City will be providing similar services to the annexed property that is provided to similar development in the City.

Ord 89-55 requests rezoning of property at 1969 S. Henderson from RS to SI; the City's Utilities department is the petitioner. Ord 89-56 bans skateboarding on the sidewalks and alleys in the downtown area. A map is enclosed highlighting the streets and alleys that would be prohibited for skateboard use. The solid lines are the prohibited streets; the dotted lines are the prohibited alleys.

Please remember the meeting I set up with Connie Peebles, the Lilly Fellow who is conducting the Health Needs Assessment. The meeting will last a half hour starting at 7:00 p.m. on December 6 here in the municipal building. Please give the Clerk/Council office a call if you cannot attend.