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ORDINANCE NO. 92-33

ANNEXED FROM
KEY 11-28-1#2
DULY ENTERED FOR TAXATION SUBJECT TO
FINAL ACCEPTANCE FOR TRANSFER.

BEING AN ORDINANCE ANNEXING CERTAIN
CONTIGUOUS TERRITORIES TO THE TOWN OF DYER, MAR 19 1993
LAKE COUNTY, INDIANA, PURSUANT TO NEW KEY 14-237-1#2
THE PROVISIONS OF I.C. 36-4-3 et seq.

Barry M. Antox
AUDITOR LAKE COUNTY

WHEREAS, MERCANTILE NATIONAL BANK OF INDIANA, under a trust agreement numbered 5400, which is the owner of the subject real estate, has petitioned the Town of Dyer to annex certain contiguous territories to the Town of Dyer, Lake County, Indiana, pursuant to the provisions of I.C. 36-4-3 et seq.; and

WHEREAS, said petitioner intends to submit a proposed plan of subdivision for said territories which, upon final approval, will meet the requirements of the subdivision control ordinance of the Town of Dyer for streets, sanitary sewers, storm sewers, public water supply, and other amenities required by said ordinance; and

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WHEREAS, it is deemed to be necessary and equitable for the future development of the Town of Dyer that said territories be annexed to provide for the organized, coherent, and planned administration of said community; and

WHEREAS, the Town of Dyer has duly considered said annexation and has determined said annexation to be in the best interest of the health, safety and welfare of the Town of Dyer and said land is necessary for the present and future growth of the Town of Dyer, Indiana; and

WHEREAS, the territory sought to be annexed will within the prescribed time limits set forth by the Dyer Plan Commission be provided with governmental and propriety services by said petitioner in the same manner as those services are provided to areas within the corporate boundaries that have similar topography patterns of land use, and population density consistent with applicable federal, state, and local laws, procedures, and planning criteria;

WHEREAS, the Town of Dyer has passed Ordinance No. 91-32 on November 12, 1991 which ordinance provided for the annexation of the same contiguous territories as covered by this Ordinance; and

WHEREAS, said Ordinance No. 91-32 contained certain contingencies which involved final zoning and subdivision approval by the Dyer Plan Commission and Dyer Town Council for said territories to be annexed within sixty (60) days after the final Dyer Town Council vote on said zoning approval to file a petition for disannexation which petition shall thereafter be approved by the Dyer Town Council; and

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STATE OF INDIANA
LAKE COUNTY
RECORDERS OFFICE
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WHEREAS, the final Dyer Town Council vote on said zoning of said contiguous territories took place on December 12, 1991; and

WHEREAS, more than sixty (60) days have passed since said final Dyer Town Council vote; and

WHEREAS, the Dyer Town Council passed Ordinance 92-7, but said ordinance was unable to be recorded by law due to inaccuracies in the legal descriptions and the ownership of the real estate in questions; and

WHEREAS, the Town of Dyer desires to firmly, finally and in full compliance with all applicable state statutes; and giving all citizens withstanding the opportunity to remonstrate, annex the contiguous territories which are the subject of this ordinance;

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Dyer, Lake County, Indiana as follows:

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Section 1. The subject real estate, legally described as follows:

- KEY 11-28-1 & 2
- PARCEL 1 - The North 1/2 of the Northwest 1/4 of Section 24, Township 35 North, Range 10, West of the Second Principal Meridian, in Lake County, Indiana, containing 59.104 acres more or less; and
- PARCEL 2 - The Northwest 1/4 of the Northeast 1/4 of Section 24, Township 35 North, Range 10, West of the Second Principal Meridian, in Lake County, Indiana containing 40 acres more or less.

Section 2. Pursuant to Ordinance No. 91-33 and the recommendation of the Dyer Plan Commission, the zoning districts and regulations set forth in the Town of Dyer Zoning Ordinance and Zoning Map are hereby amended and modified and the following described real estate now, pursuant to its annexation, lying within the municipal limits of the Town of Dyer, Lake County, Indiana is zoned as follows:

- PARCEL 1 - The North 1/2 of the Northwest 1/4 of Section 24, Township 35 North, Range 10, West of the Second Principal Meridian, in Lake County, Indiana, containing 59.104 acres more or less; and

R-2 Single Family Residential

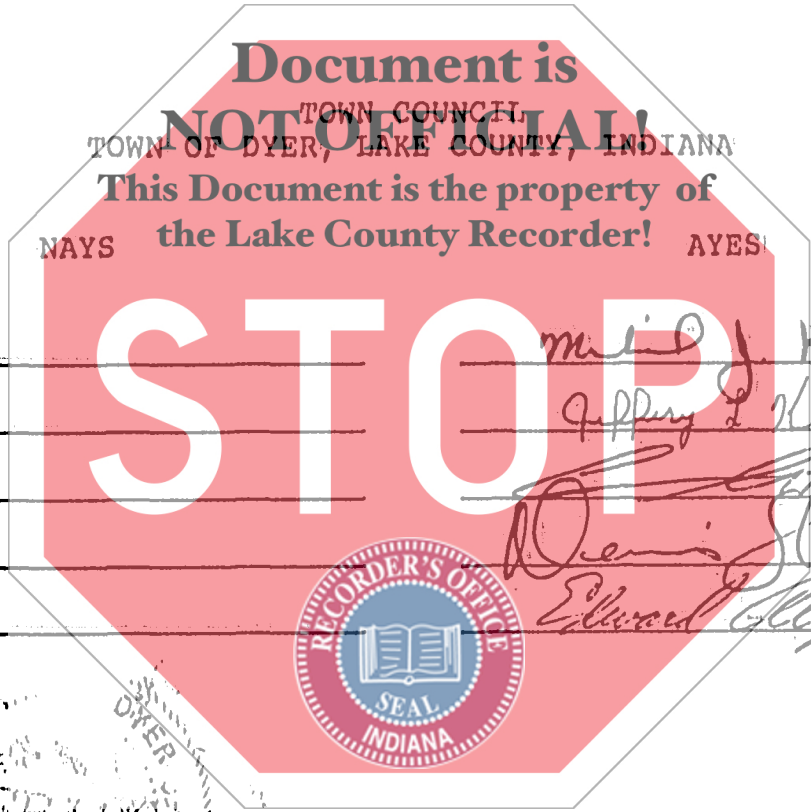
PARCEL 2 -

The Northwest 1/4 of the Northeast 1/4 of Section 24, Township 35 North, Range 10, West of the Second Principal Meridian, in Lake County, Indiana, containing 40 acres more or less.

R-1 Single Family Residential

Section 3. This ordinance shall take effect, in the absence of remonstrance and appeal, sixty (60) days after its publication and upon the filing required by I.C. 36-4-3-22 (a).

Dated this 22nd day of December, 1992.



_____ *Mildred J. Kozicki*

_____ *Jeffery L. Hulman*

_____ *Dennis Stewart*

_____ *Edward [unclear]*

ATTEST:

[Signature]

Clerk-Treasurer

INDIAN

