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**TOWN OF LOWELL  
ORDINANCE NO. 2007-06**

MICHAEL A. BROWN  
RECORDER

**ORDINANCE ANNEXING CERTAIN  
REAL ESTATE CONTIGUOUS TO THE TOWN OF LOWELL  
(TREASURE LAKES DEVELOPMENT)**

WHEREAS, one hundred percent (100%) of the landowners of the real estate described in the legal description below have petitioned for annexation of approximately 141.52 acres, commonly known as the Treasure Lakes Annexation, and the Town of Lowell has considered and examined the current and proposed land uses in relation to the Town's future development; and

WHEREAS, said real estate is contiguous to and is bounded by the Town of Lowell; and

WHEREAS, a written fiscal plan has been approved and adopted by *Resolution 2006-04* for providing services to the annexed area pursuant to *Ind Code § 36-4-3*; and

WHEREAS, it is desirable that the Town of Lowell control the use of said real estate; and

WHEREAS, essential municipal services are reasonably available to said territory pursuant and subject to all terms and conditions expressed in the fiscal plan.

IT IS THEREFORE ORDAINED by the Lowell Town Council, as follows:

1. Annexed Land - Legal Description: The real estate described below, containing approximately 141.52 acres, is hereby annexed to and declared as part of the Town of Lowell, Lake County, Indiana:

The South half of the Northeast Quarter and the North 60 acres (by proportional measure in accordance with the Original Government Survey) of the Southeast Quarter all in Section 15, Township 33 North, Range 9 West of the Second Principal Meridian, in Lake County, Indiana, excepting therefrom the following tract of land:

Part of the Northeast Quarter of Section 15, Township 33 North, Range 9 West of the Second Principal Meridian, in Lake County, Indiana, more particularly described as follows: Commencing at the Northeast corner of said Section 15; thence South 00 degrees 00 minutes 00 seconds East, along the East line of said Section 15, a distance of 2040.00 feet to the point of beginning; thence continuing South 00 degrees 00 minutes 00 seconds East along said East line a distance of 200.00 feet; thence North 90 degrees 00 minutes 00 seconds West, perpendicular to said East line, a distance of 217.80 feet; thence North 00 degrees 00 minutes 00 seconds East, a distance of 217.80 feet to the point of beginning.

18<sup>00</sup>  
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DULY ENTERED FOR TAXATION SUBJECT TO  
FINAL ACCEPTANCE FOR TRANSFER

APR 03 2007

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PEGGY HOLINGA KATONA  
LAKE COUNTY AUDITOR

2. Zoning: The real estate shall be annexed with a R-1 Residential Zoning classification, as recommended by the Lowell Plan Commission, subject to the property owners intent to seek a change in zoning classification by filing an appropriate petition with the Planning Commission.

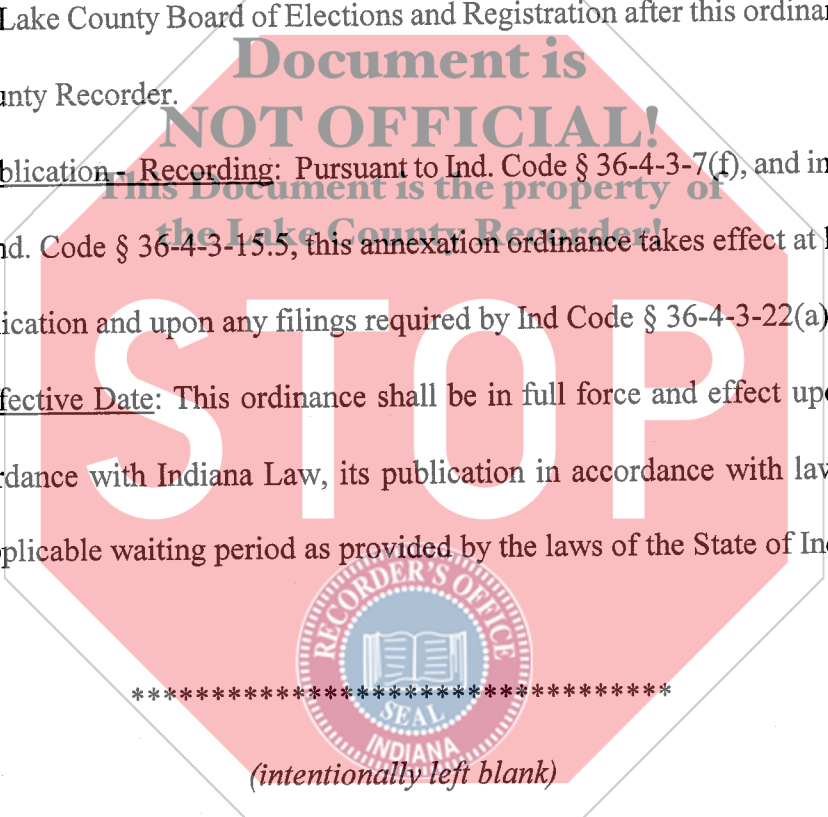
3. Town Services - Fiscal Plan: All Town services shall be available in the annexed area in conformity with and pursuant to the written fiscal plan submitted by the landowners and approved by the town council as *Resolution 2007-04*.

4. Town Council District: The annexed area shall be and is hereby assigned to Lowell Town Council District No. 1.

5. Precinct Designation: The annexed area shall be assigned to the precinct(s) that are designated by the Lake County Board of Elections and Registration after this ordinance is recorded with the Lake County Recorder.

6. Publication - Recording: Pursuant to Ind. Code § 36-4-3-7(f), and in the absence of an appeal under Ind. Code § 36-4-3-15.5, this annexation ordinance takes effect at least thirty (30) days after its publication and upon any filings required by Ind Code § 36-4-3-22(a).

7. Effective Date: This ordinance shall be in full force and effect upon passage and adoption in accordance with Indiana Law, its publication in accordance with law and upon the passage of any applicable waiting period as provided by the laws of the State of Indiana.



DULY ORDAINED and ENACTED by the Lowell Town Council on the 12<sup>th</sup> day of

MARCH, 2007 by a vote of 5 Ayes and 0 Nays.

LOWELL TOWN COUNCIL:

Phillip Kuiper  
Phillip Kuiper, President

Donald Huseman  
Donald Huseman, Vice President

David Gard  
David Gard, Member

Cynthia "Polly" Roberts  
Cynthia "Polly" Roberts, Member

Shane Tucker  
Shane Tucker, Member

Attest:

Judith Walters  
Judith Walters, Clerk-Treasurer

Approved by the Executive this 12<sup>th</sup> day of March, 2007.  
(I.C. 36-5-2-10)

Attest:

Judith Walters  
Judith Walters, Clerk-Treasurer

Phillip Kuiper  
Phillip Kuiper, President

Advertised:	<u>2/20</u>	2007	Public Hearing:	<u>3/12</u>	2007
1 <sup>st</sup> Reading:	<u>3/12</u>	2007	Rules Suspended:	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
2 <sup>nd</sup> Reading:	<u>3/12</u>	2007	Published:	<u>3/20</u>	2007 (IC 36-4-3-7(f))

PREPARED BY: JOHN M. KOPACK, TOWN ATTORNEY



# TOWN OF LOWELL

501 East Main Street • P.O. Box 157 • Lowell, IN 46356

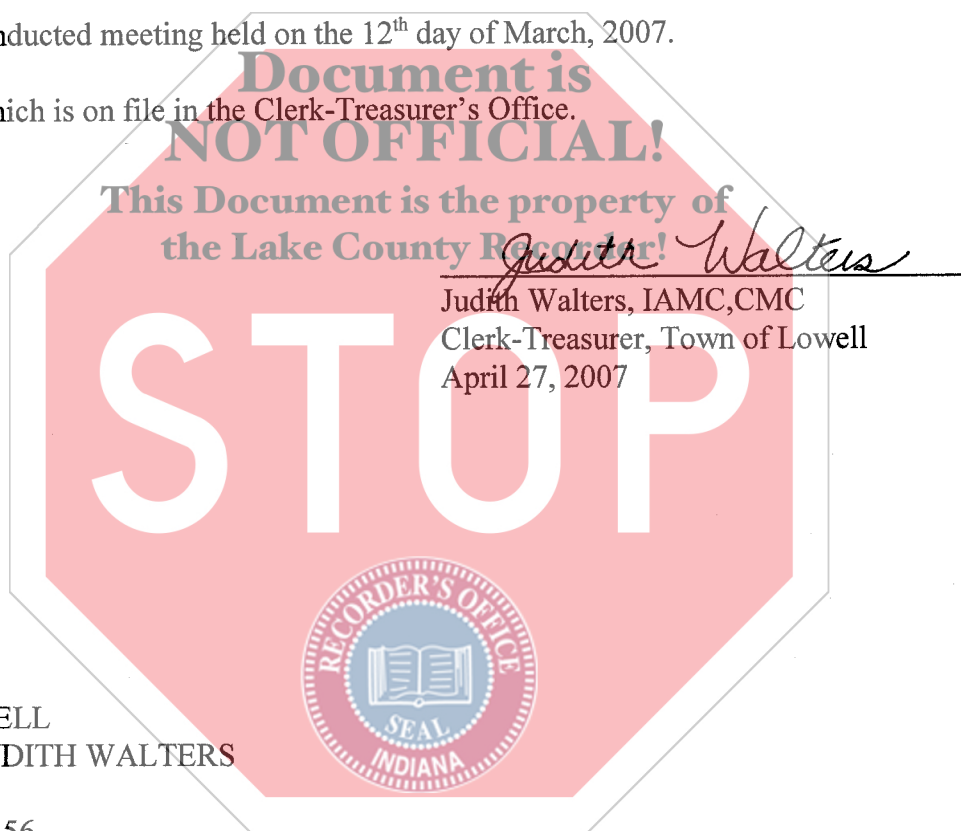
Phone: 219-696-7794 • Fax: 219-696-7796

E-Mail: townhall@townhall.lowell.net

## CERTIFICATION

I, Judith Walters, the duly qualified and serving Clerk-Treasurer of the Civil Town of Lowell, Lake County, Indiana, do hereby certify that the attached is a true and accurate copy of Ordinance #2007-06, adopted and approved by the Lowell Town Council during a duly advertised and conducted meeting held on the 12<sup>th</sup> day of March, 2007.

The original of which is on file in the Clerk-Treasurer's Office.



MAIL TO:

TOWN OF LOWELL  
ATTENTION: JUDITH WALTERS  
P.O. BOX 157  
LOWELL, IN 46356



"The friendly town with friendly people"