

TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA

ORDINANCE NO: 1205

AN ORDINANCE ANNEXING CERTAIN CONTIGUOUS LAND TO THE TOWN OF CEDAR LAKE, INDIANA, AND ALL MATTERS RELATED THERETO.

WHEREAS, the Town Council of the Town of Cedar Lake, Lake County, Indiana, (hereinafter, the "Town Council"), seeks to annex certain contiguous territories to the Town of Cedar Lake, pursuant to I.C. §36-4-3, et seq., as amended from time to time, and more particularly, I.C. §36-4-3-5.1; and

WHEREAS, the Town Council has deemed it to be necessary and equitable for the future development for the Town of Cedar Lake that said territories be annexed to provide for the organized, coherent and planned administration of the Town; and

WHEREAS, the Town Council has been advised of the Petition of E3, LLC for annexation of approximately 4.86 +/- acres of land to the Town; and

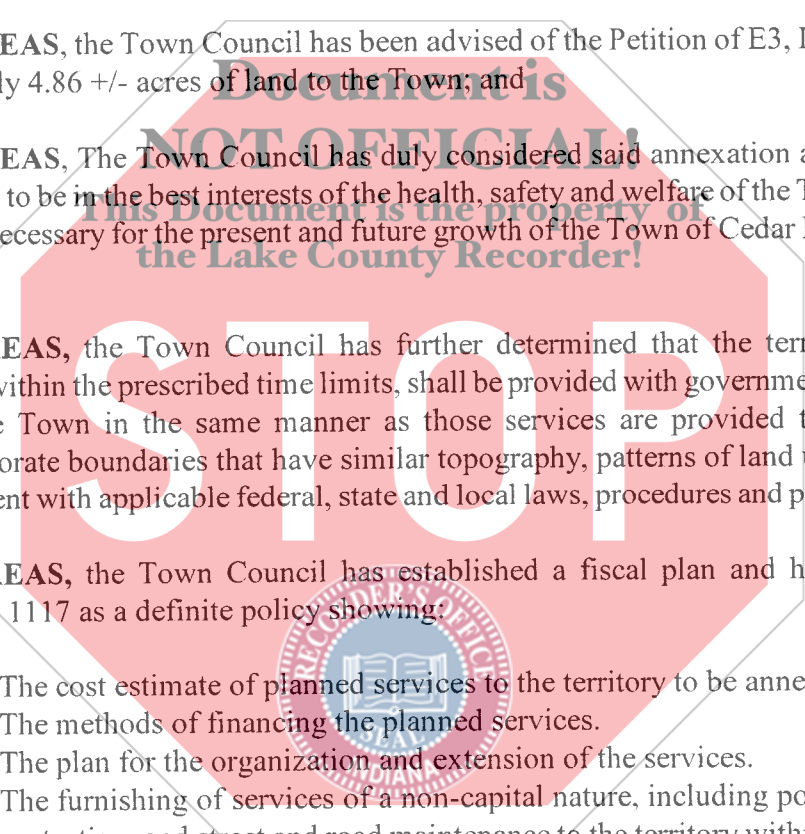
WHEREAS, The Town Council has duly considered said annexation and has determined said annexation to be in the best interests of the health, safety and welfare of the Town of Cedar Lake as said land is necessary for the present and future growth of the Town of Cedar Lake, Lake County, Indiana; and

WHEREAS, the Town Council has further determined that the territory sought to be annexed, well within the prescribed time limits, shall be provided with government and proprietary services by the Town in the same manner as those services are provided to areas within the municipal 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; and

WHEREAS, the Town Council has established a fiscal plan and has approved Town Resolution No. 1117 as a definite policy showing:

1. The cost estimate of planned services to the territory to be annexed.
2. The methods of financing the planned services.
3. The plan for the organization and extension of the services.
4. The furnishing of services of a non-capital nature, including police protection, fire protection, and street and road maintenance to the territory within one (1) year from the effective date of the annexation, which service shall be in a manner equivalent in standard and scope to those non-capital services provided to areas within the Town of Cedar Lake.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA, AS FOLLOWS:



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STATE OF INDIANA  
 LAKE COUNTY  
 FILED FOR RECORDER  
 2014 AUG 21 PM 2:53  
 MICHAEL J. BOGARDIN  
 RECORDER

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**SECTION ONE:** That the real estate described on the attached Exhibit "A", which is deemed contiguous to the Town of Cedar Lake, be, and the same hereby is annexed and made part of the Town of Cedar Lake, Lake County, Indiana.

**SECTION TWO:** This Annexation shall be deemed and construed as several, on the one hand, as to each of the parcels mentioned and referred to in Exhibit "A" which has been made a part hereof, and joined and aggregate, on the other hand, as to the real estate as a whole described in **SECTION ONE** hereinabove.

**SECTION THREE:** This Annexation Ordinance shall become final thirty (30) days after the final publication thereof and the effective date of the annexation shall be in conformance with applicable law.

**SECTION FOUR:** That the Clerk-Treasurer of the Town of Cedar Lake, Lake County, Indiana, is hereby directed, within thirty (30) days from the date of the adoption of this Ordinance:

1. to cause this Ordinance to be published one (1) time in conformance with I.C. §5-3-1, as amended from time to time,
2. to file this Ordinance with the Office of the Indiana Secretary of State, the Lake County Auditor, the Clerk of the Lake Circuit Court, the Board of Election and Registration, and the Indiana Office of Census Data, and
3. to record this Ordinance in the Lake County Recorder's Office.

**SECTION FIVE:** That the parcel of real estate brought to be annexed will be assigned to Ward Three ( 3 ) as a voting district in the Town of Cedar Lake, Lake County, Indiana, pursuant to the provisions of Indiana Code §36-4-3-4(g).

**SECTION SIX:** That the Zoning District Classification of the parcel of real estate sought to be annexed is hereby determined to be B-2 Rural Business Zoning District Classification.

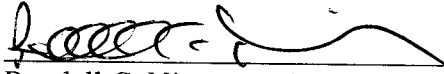
**SECTION SEVEN:** That all existing Town Code Sections and Ordinances, or parts thereof, in conflict with the provisions of this Ordinance, are hereby deemed null, void, and of no legal effect, and are specifically repealed.

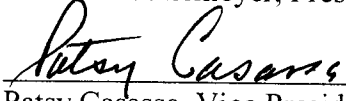
**SECTION EIGHT:** If any section, clause, provision or portion of this Ordinance shall be held to be invalid or unconstitutional by any Court of competent jurisdiction, such decision shall not affect any other section, clause, provision or portion of this Ordinance.

**SECTION NINE:** That this Ordinance shall take effect, and be in full force and effect, from and after its passage and adoption by the Town Council of the Town of Cedar Lake, Lake County, Indiana, publication in conformance with applicable law, and all required filings.

ALL OF WHICH IS PASSED AND ADOPTED THIS 19<sup>TH</sup> DAY OF AUGUST, 2014, BY THE TOWN COUNCIL OF THE TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA.

TOWN OF CEDAR LAKE, LAKE COUNTY, INDIANA, TOWN COUNCIL

  
Randall C. Niemeyer, President

  
Patsy Casassa, Vice President

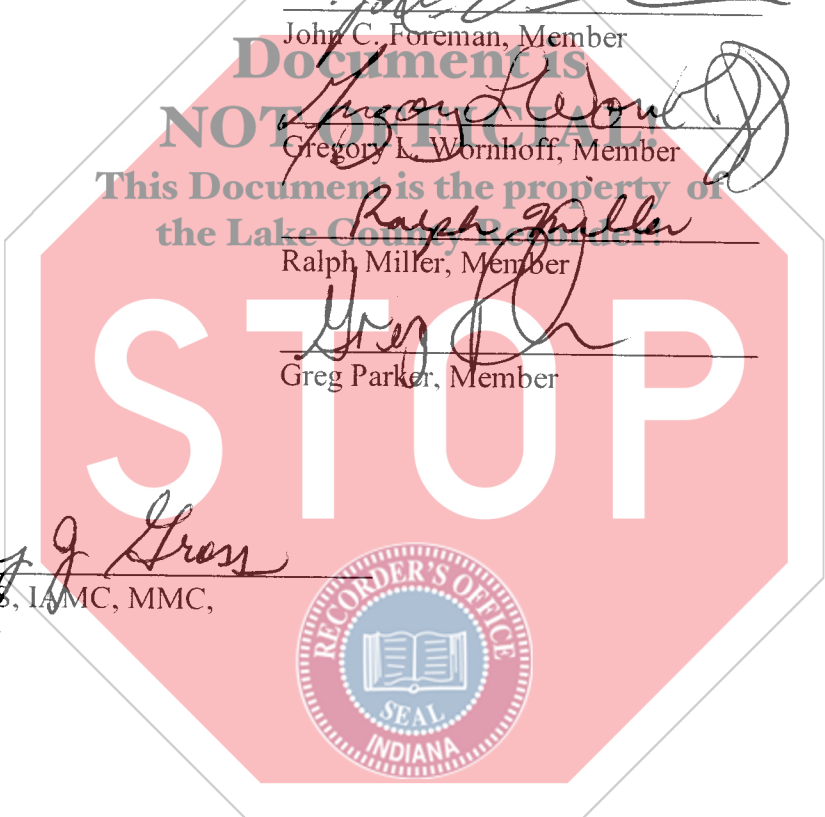
Robert H. Carnahan, Member

  
John C. Foreman, Member

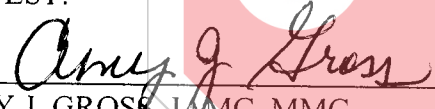
  
Gregory L. Wornhoff, Member

  
Ralph Miller, Member

  
Greg Parker, Member



ATTEST:

  
AMY J. GROSS, IAMC, MMC,  
Clerk-Treasurer

**EXHIBIT A**

LEGAL DESCRIPTION: LOT 1 IN BEAR'S DEN, AN ADDITION TO LAKE COUNTY, INDIANA, AS PER PLAT THEREOF, RECORDED IN PLAT BOOK 103, PAGE 68 IN THE OFFICE OF THE RECORDER OF LAKE COUNTY, INDIANA.

