

FILED

Town Parcel-Y2016 Annexation

AUG 22 2016

**TOWN OF SCHERERVILLE, LAKE COUNTY, INDIANA
JOHN E. PETALAS
LAKE COUNTY AUDITOR** **ORDINANCE NO: 1883**

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

WHEREAS, the Town Council of the Town of Schererville, Lake County, Indiana (hereinafter the "Town Council"), has received a Petition for Voluntary Annexation to the Town of Schererville; and

WHEREAS, the Town Council has reviewed the Petition for Annexation to the Town of Schererville for annexation of approximately 0.52 acres of land into the Town; and

WHEREAS, the Town Council seeks to annex certain contiguous territories and property to the Town of Schererville, pursuant to the applicable provisions of I.C. §36-4-3, *et seq.*, as amended from time to time, and more particularly, I.C. §36-4-3-5.1, concerning Voluntary Annexation; and

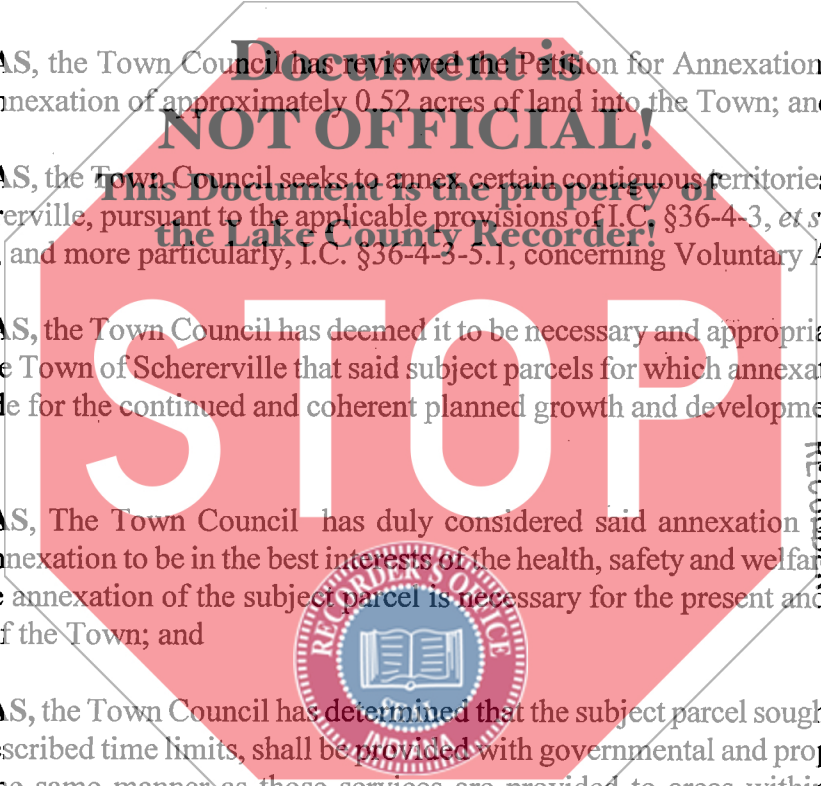
WHEREAS, the Town Council has deemed it to be necessary and appropriate for the future development of the Town of Schererville that said subject parcels for which annexation is sought be annexed do provide for the continued and coherent planned growth and development of the Town; and

WHEREAS, The Town Council has duly considered said annexation petition and has determined said annexation to be in the best interests of the health, safety and welfare of the Town of Schererville as the annexation of the subject parcel is necessary for the present and future planned coherent growth of the Town; and

WHEREAS, the Town Council has determined that the subject parcel sought to be annexed, well within the prescribed time limits, shall be provided with governmental 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 of the Town of Schererville, Lake County, Indiana, has established a Fiscal Plan by its approval of Resolution No. 2016-8 evidencing a definite policy showing:

1. The cost estimate of planned services to the subject parcel 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



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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 Schererville.

5. The furnishing of services of a capital nature, including street construction, street lighting, sewer facilities, water facilities, and stormwater drainage facilities, will be provided to the annexed territory within three (3) years after the effective date of annexation in the manner as those services are provided to areas within the municipal corporate boundaries of the Town.

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

SECTION ONE: That the subject parcel(s) described on the attached Exhibit "A", which are deemed contiguous to the Town of Schererville, be, and the same hereby are annexed to, and made part of, the Town of Schererville, Lake County, Indiana.

SECTION TWO: That this Annexation Ordinance shall become final thirty (30) days after adoption, filing, recordation and publication thereof, and the effective date of the annexation shall be in conformance with applicable law.

SECTION THREE: That the subject parcel(s), as set forth on the attached Exhibit "A", shall be annexed with an R-1 Residential Zoning District Classification for the property.

SECTION FOUR: That the parcel of real estate brought to be annexed will be assigned to Ward One (1) as a voting district in the Town of Schererville, Lake County, Indiana, pursuant to the provisions of Indiana Code §36-4-3-4(g).

SECTION FIVE: That the Clerk-Treasurer of the Town is hereby directed to cause this Ordinance to be published one (1) time, within thirty (30) days from the date of the adoption of this Ordinance, in conformance with applicable law, as amended from time to time.

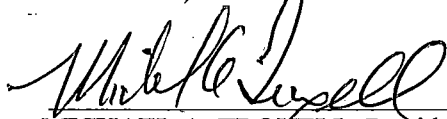
SECTION SIX: That all existing Town Code Sections and Ordinances, or parts thereof, in conflict with the provisions of this Ordinance, are hereby deemed null, void, and of no legal effect, and are specifically repealed.

SECTION SEVEN: 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 EIGHT: 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 Schererville, Lake County, Indiana, and publication in conformance with applicable law, subject expressly upon the conditions precedent set forth herein, as well as in the Petition for Voluntary Annexation upon which this Ordinance adoption is premised.

ALL OF WHICH IS PASSED AND ADOPTED THIS 13 DAY OF July,
2016, BY THE TOWN COUNCIL OF THE TOWN OF SCHERERVILLE, LAKE COUNTY,
INDIANA.

TOWN OF SCHERERVILLE, LAKE COUNTY,
INDIANA, TOWN COUNCIL



MICHAEL A. TROXELL, President



THOMAS J. SCHMITT, Vice-President

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ROB GOETZLOFF, Councilmember

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KEVIN CONNELLY, Councilmember


JERRY TIPPY, Councilmember

ATTEST:



JANICE M. MALINOWSKI, LAMC, MMC
Clerk Treasurer



EXHIBT "A"

A triangular parcel of land southwest of the intersection of Bur Street and Joliet Street (formerly County Road 330 and Old Lincoln Highway), more particularly described as follows:

That part of the Southeast Quarter of the Northwest Quarter of Section 13, Township 35 North, Range 9 West of the Second Principal Meridian, in Lake County, Indiana, lying Northeasterly of the Northeasterly right-of-way line of the Chicago and Erie Railroad and Southwesterly of the Southwesterly right-of-way line of State Road #330, containing approximately 0.52 acres.

Key Number: 45-11-13-178-001.000-032

Location Address: 5603 Highway 330



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