

FILED

OCT 22 2013

TOWN OF NASHVILLE ORDINANCE 2013-05

Beth Mulry
CLERK BROWN CIRCUIT COURT

AN ORDINANCE CONCERNING THE ANNEXATION OF ADJACENT AND
CONTIGUOUS TERRITORY COMMONLY KNOWN AS
FAIRGROUNDS, SENIOR CENTER AND HIGHWAY GARAGE

WHEREAS: The properties located in the legal description attached hereto as Exhibit "A" are adjacent to and contiguous with the TOWN OF NASHVILLE, and are currently furnished with water and sewer utility service by the Town, and;

WHEREAS: The properties are owned by a public entity, BROWN COUNTY INDIANA, and the County has waived remonstrance against the annexation of said properties, and;

WHEREAS: The County will realize a substantial utility savings if said properties are annexed into the town. and;

WHEREAS: The town has adopted a fiscal plan for the annexation of said properties by RESOLUTION NUMBER 2013-05; and,

WHEREAS: The Town has published notice of a Public Hearing, notified the affected landowner by certified mail, and held a Public Hearing as required by law;

IT IS HEREBY ORDAINED AS FOLLOWS:

1. The properties described in Exhibit "A" be and the same are hereby annexed to and made a part of THE TOWN OF NASHVILLE, Indiana.
2. THE TOWN OF NASHVILLE will furnish the above described properties with governmental services of a non-capital nature in a manner which is equivalent in standard and scope to those non-capital services provided to areas within the Town which are similar in topography, land use and population density to the annexed area.
3. Governmental and proprietary services will be provided to the above described property in a manner consistent with the fiscal plan adopted by RESOLUTION NUMBER 2013-05
4. Said property shall be zoned in a Town Use District that is equivalent to the County Use District for the property's location prior to its annexation and consistent with its pre-existing non-conforming use or uses, if any.
5. Said property shall be part of Town Council District Number 2

DULY ENTERED
FOR TAXATION

OCT 22 2013

Glenn Stogdill
AUDITOR OF BROWN COUNTY

FILED

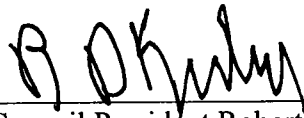
OCT 22 2013

ASSESSOR
BROWN CO

201300003093
Filed for Record in
BROWN COUNTY, IN
SANDY CAIN, COUNTY RECORDER
09-24-2013 at 03:00 pm.
ORDINANCE 2013-05
OK Book 191 Page 786 - 100

EFFECTIVE DATE. This ordinance shall take effect Thirty-One (31) days after first adoption and upon filing and recording as required by law.


PASSED AND ORDAINED THIS 19th DAY OF SEPTEMBER 2013


 yea nay abstain
Council President Robert Kirlin


Approved as to form:

James T. Roberts
Attorney for the
Town of Nashville

 yea nay abstain
Council Vice-President Charles B. King

 yea nay abstain
Council Member R. Sean Cassidy

 yea nay abstain
Council Member Jane Gore

 yea nay abstain
Council Member Arthur Omberg

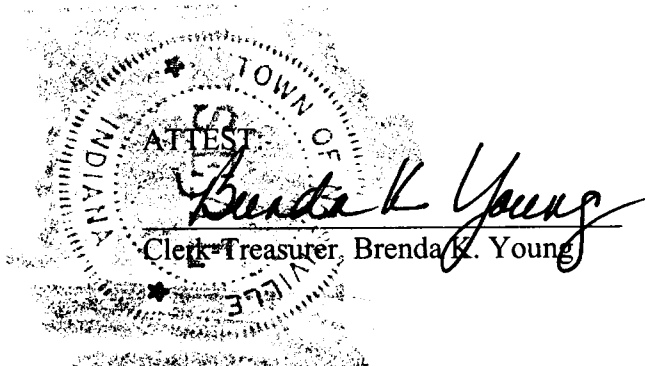


EXHIBIT A

DESCRIPTION OF TOWN ANNEXATION OF THE BROWN COUNTY HIGHWAY GARAGE, 4-H FAIRGROUNDS AND SENIOR CITIZENS CENTER

PART OF THE EAST HALF OF THE NORTHWEST QUARTER AND PART OF THE WEST HALF OF THE NORTHEAST QUARTER OF SECTION 19, TOWNSHIP 9 NORTH, RANGE 3 EAST OF THE SECOND PRINCIPAL MERIDIAN, WASHINGTON TOWNSHIP, BROWN COUNTY, INDIANA DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF THE WEST HALF OF THE NORTHEAST QUARTER OF SAID SECTION 19; THENCE SOUTH 1089.70 FEET; THENCE EAST 293.60 FEET TO THE BEGINNING; THENCE SOUTH 07 DEGREES 51 MINUTES WEST 964.40 FEET TO THE CENTER OF OLD STATE ROAD NUMBER 46; THENCE NORTHWESTERLY WITH THE CENTER OF SAID STATE ROAD 789.40 FEET TO THE INTERSECTION OF SAID STATE ROAD AND GREASY CREEK COUNTY ROAD; THENCE LEAVING THE CENTER OF SAID STATE ROAD NORTHEASTERLY WITH THE CENTER OF SAID GREASY CREEK COUNTY ROAD 1223.80 FEET; THENCE LEAVING THE CENTER OF SAID GREASY CREEK COUNTY ROAD SOUTH 69 DEGREES 02 MINUTES EAST 82.00 FEET TO THE CENTER OF GREASY CREEK; THENCE SOUTHEASTERLY WITH THE CENTER OF SAID CREEK 502.50 FEET; THENCE LEAVING THE CENTER OF SAID CREEK SOUTH 65 DEGREES 45 MINUTES EAST 260.00 FEET TO THE BEGINNING, CONTAINING 16.49 ACRES MORE OR LESS.

SUBJECT TO OLD STATE ROAD NUMBER 46.

ALSO, SUBJECT TO GREASY CREEK COUNTY ROAD.

ALSO, SUBJECT TO ALL OTHER LEGAL RIGHTS OF WAY AND EASEMENTS EXISTING OR OF RECORD AFFECTING SAID REAL ESTATE.