

FILED

Instrument Book Page
201000002063 DR 158 1826

JUL 28 2010

Beth Mulry
CLERK BROWN CIRCUIT COURT

ORDINANCE NO. 2010-2

201000002063
Filed for Record in
BROWN COUNTY, IN
SANDY CAIN, COUNTY RECORDER
07-26-2010 At 10:47 am.
ORDINANCE .00
DR Book 158 Page 1826 - 1830

**AN ORDINANCE CONCERNING THE ANNEXATION OF ADJACENT AND
CONTIGUOUS TERRITORY COMMONLY KNOWN AS COFFEY HILL**

WHEREAS, the Town of Nashville wishes to annex an area consisting of approximately 101 acres (hereinafter "the Parcel") located outside of but contiguous to the Town of Nashville (hereinafter "the Town"), that area being more fully described in Exhibit A which attached hereto and made a part hereof; and

WHEREAS, pursuant to statute the appropriate public hearings have been opened, conducted and closed; and,

WHEREAS, the Council now finds:

1. The Parcel is contiguous to the Town as required by IC 36-4-3-1.5; and
2. The Town has developed and adopted a written fiscal plan as memorialized in Resolution 2010-1; and

WHEREAS, the Council believes it is in the best interest of the Town that the Parcel be annexed into the Town.

NOW, THEREFORE, BE IT HEREBY ORDAINED that, pursuant to the provisions of Indiana Code 36-4-3, as from time to time amended, the Parcel is hereby annexed into the Town.

The initial zone district designation is hereby established as follows:

The area of the annexed properties heretofore zoned "R-1" and "R-2" under the Brown County Zoning Ordinance shall be zoned in the equivalent R-1 zone under the Nashville Code of Ordinances; those areas heretofore zoned "GB" under the

Brown County Zoning Ordinance shall be zoned "B-3" under the Nashville Code of Ordinances subject to all pre-existing, non-conforming uses.

The initial Town Council District shall be Council District 3.

IT IS HEREBY FURTHER ORDAINED that the following terms and conditions apply to the annexation of the Parcel:

The Parcel shall be annexed in two phases. Phase 2 of this annexation (see Exhibit A) shall become effective 24 hours after Phase 1 becomes effective.

IT IS HEREBY FURTHER ORDAINED that pursuant to the provisions of Indiana Code 36-4-3-7, the Clerk-Treasurer of the Town of Nashville is hereby directed to do the following:

1. Publish this ordinance once within 30 days of passage under IC 5-3-1.
2. File the adopted ordinance with:
 - The county auditor
 - The circuit court clerk.
 - The office of the secretary of state.
 - The office of census data established by IC 2-5-1.1-12.2.
3. Record the ordinance in the office of the county recorder.

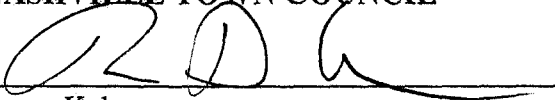
ALL OF WHICH IS SO ORDAINED this 22ND day of JULY, 2010 by the
THE TOWN COUNCIL OF NASHVILLE, INDIANA

**DULY ENTERED
FOR TAXATION**

JUL 26 2010

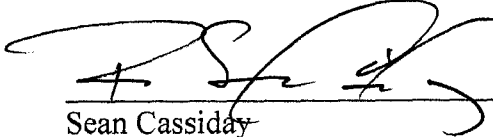
Mari H. Miller
AUDITOR OF BROWN COUNTY

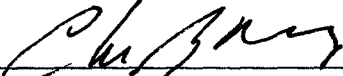
NASHVILLE TOWN COUNCIL


Roger Kelso
Town Council President

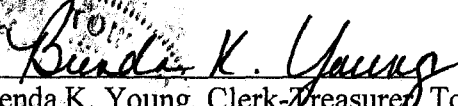
Arthur Omberg
Council Member

Robert Kirlin
Town Council Vice President


Sean Cassidy
Council Member

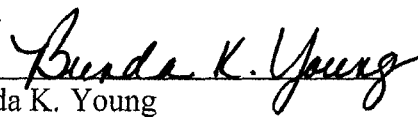

Charles King
Council Member

ATTEST:


Brenda K. Young, Clerk-Treasurer, Town of Nashville, Indiana

DATE: 7/22/2010

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security Number in this document, unless required by law


Brenda K. Young

PHASE NO. 1 TOWN OF NASHVILLE ANNEXATION EAST**20.297 ACRE DESCRIPTION**

PART OF THE SOUTHEAST QUARTER 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:

BEGINNING AT A RAILROAD SPIKE FOUND MARKING THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 19; THENCE NORTH 01 DEGREES 13 MINUTES 20 SECONDS WEST (BEARING FROM ORIGINAL TOWN OF NASHVILLE PLAT AS RECORDED IN PLAT CABINET NUMBER ONE (1), SLEEVE 258-A IN THE OFFICE OF THE RECORDER OF BROWN COUNTY, INDIANA) 539.31 FEET TO A 2 INCH MAG NAIL WITH ALUMINUM DISC (STAMPED BENNETT S0438) SET ON THE NORTH SIDE OF OLD STATE ROAD NUMBER 46; THENCE THE FOLLOWING EIGHT (8) COURSES ARE ALONG THE NORTH SIDE OF SAID OLD STATE ROAD: NORTH 24 DEGREES 03 MINUTES 23 SECONDS EAST 5.99 FEET, NORTH 52 DEGREES 07 MINUTES 20 SECONDS EAST 58.16 FEET, NORTH 50 DEGREES 55 MINUTES 52 SECONDS EAST 90.45 FEET, NORTH 49 DEGREES 33 MINUTES 23 SECONDS EAST 818.98 FEET, NORTH 48 DEGREES 15 MINUTES 23 SECONDS EAST 154.38 FEET, NORTH 50 DEGREES 52 MINUTES 34 SECONDS EAST 42.15 FEET, NORTH 53 DEGREES 39 MINUTES 39 SECONDS EAST 39.84 FEET AND NORTH 59 DEGREES 53 MINUTES 27 SECONDS EAST 20.02 FEET TO A 2 INCH MAG NAIL WITH ALUMINUM DISC (STAMPED BENNETT S0438) SET; THENCE LEAVING THE NORTH SIDE OF SAID OLD STATE ROAD SOUTH 00 DEGREES 50 MINUTES 01 SECONDS EAST 1319.28 FEET TO THE SOUTH LINE OF SAID SOUTHEAST QUARTER, NORTHEAST QUARTER; THENCE SOUTH 89 DEGREES 14 MINUTES 30 SECONDS WEST ON AND ALONG SAID SOUTH LINE 946.92 FEET TO THE BEGINNING, CONTAINING 20.297 ACRES OR LESS.

SUBJECT TO OLD STATE ROAD NUMBER 46 AND ALL OTHER ROADS, LEGAL RIGHTS OF WAY OR EASEMENTS EXISTING OR OF RECORD AFFECTING SAID REAL ESTATE.

PHASE NO. 2 TOWN OF NASHVILLE ANNEXATION EAST**80.837 ACRE DESCRIPTION**

PART OF THE NORTHEAST QUARTER OF SECTION 19, TOWNSHIP 9 NORTH, RANGE 3 EAST OF THE SECOND PRINCIPAL MERIDIAN AND PART OF THE WEST HALF OF THE NORTHWEST QUARTER OF SECTION 20, TOWNSHIP 9 NORTH, RANGE 3 EAST OF THE SECOND PRINCIPAL MERIDIAN, ALL IN WASHINGTON TOWNSHIP, BROWN COUNTY, INDIANA DESCRIBED AS FOLLOWS:

BEGINNING AT A SANDSTONE FOUND MARKING THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF SAID SECTION 19, ALSO THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF SAID SECTION 20; THENCE SOUTH 89 DEGREES 14 MINUTES 30 SECONDS WEST (BEARING FROM ORIGINAL TOWN OF NASHVILLE PLAT AS RECORDED IN PLAT CABINET NUMBER ONE (1), SLEEVE 258-A IN THE OFFICE OF THE RECORDER OF BROWN COUNTY, INDIANA) 390.40 FEET; THENCE NORTH 00 DEGREES 50 MINUTES 01 SECONDS WEST 1319.28 FEET TO A 2 INCH MAG NAIL WITH ALUMINUM DISC (STAMPED BENNETT S0438) SET ON THE NORTH SIDE OF OLD STATE ROAD NUMBER 46; THENCE CONTINUING NORTH 00 DEGREES 50 MINUTES 01 SECONDS WEST 29.26 FEET TO A 1 ¼ INCH (INSIDE DIAMETER) IRON PIPE FOUND; THENCE CONTINUING NORTH 00 DEGREES 50 MINUTES 01 SECONDS WEST 451.60 FEET TO A 1 ¼ INCH (INSIDE DIAMETER) IRON PIPE FOUND; THENCE NORTH 89 DEGREES 29 MINUTES 15 SECONDS EAST 149.80 FEET TO A 1 ¼ INCH (INSIDE DIAMETER) IRON PIPE FOUND; THENCE NORTH 69 DEGREES 03 MINUTES 32 SECONDS EAST 133.03 FEET TO A 1 ¼ INCH (INSIDE DIAMETER) IRON PIPE FOUND; THENCE NORTH 67 DEGREES 32 MINUTES 58 SECONDS EAST 161.27 FEET TO A 1 ¼ INCH (INSIDE DIAMETER) IRON PIPE FOUND; THENCE NORTH 11 DEGREES 15 MINUTES 19 SECONDS EAST 220.41 FEET TO A 1 ¼ INCH (INSIDE DIAMETER) IRON PIPE FOUND; THENCE NORTH 20 DEGREES 52 MINUTES 19 SECONDS EAST 119.69 FEET TO A 1 ¼ INCH (INSIDE DIAMETER) IRON PIPE FOUND; THENCE NORTH 53 DEGREES 22 MINUTES 25 SECONDS EAST 221.89 FEET TO A 1 ¼ INCH (INSIDE DIAMETER) IRON PIPE FOUND; THENCE NORTH 87 DEGREES 27 MINUTES 49 SECONDS EAST 130.08 FEET TO A 1 ¼ INCH (INSIDE DIAMETER) IRON PIPE FOUND; THENCE CONTINUING NORTH 87 DEGREES 27 MINUTES 49 SECONDS EAST 40.00 FEET; THENCE NORTH 00

DEGREES 39 MINUTES 14 SECONDS WEST 172.29 FEET TO A 1 ¼ INCH (INSIDE DIAMETER) IRON PIPE FOUND; THENCE NORTH 50 DEGREES 18 MINUTES 56 SECONDS EAST 258.78 FEET TO A 1 ¼ INCH (INSIDE DIAMETER) IRON PIPE FOUND ON THE NORTH LINE OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 20; THENCE NORTH 89 DEGREES 48 MINUTES 46 SECONDS EAST ON AND ALONG SAID NORTH LINE 667.68 FEET TO A SANDSTONE FOUND MARKING THE NORTHEAST CORNER OF SAID NORTHWEST QUARTER, NORTHWEST QUARTER OF SAID SECTION 20; THENCE SOUTH 00 DEGREES 20 MINUTES 14 SECONDS EAST ON AND ALONG THE EAST LINE OF SAID NORTHWEST QUARTER, NORTHWEST QUARTER OF SAID SECTION 20, 132.00 FEET TO A ½ INCH (INSIDE DIAMETER) IRON PIPE FOUND; THENCE NORTH 89 DEGREES 56 MINUTES 52 SECONDS WEST 265.40 FEET TO A ½ INCH REBAR FOUND; THENCE SOUTH 14 DEGREES 02 MINUTES 17 SECONDS WEST 70.30 FEET TO A ¾ INCH (INSIDE DIAMETER) IRON PIPE FOUND; THENCE SOUTH 89 DEGREES 30 MINUTES 17 SECONDS WEST 106.00 FEET TO A ¾ INCH (INSIDE DIAMETER) IRON PIPE FOUND; THENCE SOUTH 00 DEGREES 47 MINUTES 43 SECONDS EAST 78.00 FEET TO A ¾ INCH (INSIDE DIAMETER) IRON PIPE FOUND; THENCE SOUTH 03 DEGREES 15 MINUTES 15 SECONDS EAST 178.79 FEET TO A ½ INCH REBAR FOUND; THENCE SOUTH 01 DEGREES 28 MINUTES 02 SECONDS WEST 143.69 FEET TO AN ANGLE IRON FOUND; THENCE SOUTH 10 DEGREES 54 MINUTES 58 SECONDS EAST 233.66 FEET TO A 46" WHITE OAK TREE; THENCE SOUTH 74 DEGREES 37 MINUTES 17 SECONDS WEST 66.00 FEET TO A ½ INCH REBAR FOUND; THENCE SOUTH 00 DEGREES 12 MINUTES 01 SECONDS EAST 264.50 FEET TO A 2 INCH MAG NAIL WITH ALUMINUM DISC (STAMPED BENNETT S0438) SET OVER A MASONRY NAIL FOUND IN THE CENTER OF SAID OLD STATE ROAD NUMBER 46; THENCE SOUTH 58 DEGREES 52 MINUTES 47 SECONDS WEST 60.26 FEET TO A ½ INCH REBAR FOUND; THENCE SOUTH 02 DEGREES 24 MINUTES 28 SECONDS EAST 208.00 FEET TO A ¾ INCH (INSIDE DIAMETER) IRON PIPE FOUND IN THE CENTER OF A RAVINE; THENCE THE FOLLOWING SIX (6) COURSES ARE WITH THE CENTER OF SAID RAVINE: SOUTH 25 DEGREES 02 MINUTES 33 SECONDS WEST 62.69 FEET, SOUTH 59 DEGREES 55 MINUTES 48 SECONDS EAST 45.12 FEET, SOUTH 15 DEGREES 07 MINUTES 48 SECONDS EAST 98.80 FEET, SOUTH 47 DEGREES 18 MINUTES 28 SECONDS EAST 99.00 FEET, SOUTH 68 DEGREES 16 MINUTES 48 SECONDS EAST 313.00 FEET AND SOUTH 27 DEGREES 03 MINUTES 53 SECONDS EAST 119.10 FEET TO A ¾ INCH (INSIDE DIAMETER) IRON PIPE FOUND ON THE EAST LINE OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 20; THENCE SOUTH 00 DEGREES 49 MINUTES 49 SECONDS EAST ON AND ALONG SAID EAST LINE 893.24 FEET TO A 3/8 INCH IRON ROD FOUND MARKING THE SOUTHEAST CORNER OF SAID SOUTHWEST QUARTER, NORTHWEST QUARTER OF SAID SECTION 20; THENCE SOUTH 89 DEGREES 48 MINUTES 20 SECONDS WEST 1342.61 FEET TO THE BEGINNING, CONTAINING 80.837 ACRES MORE OR LESS.

SUBJECT TO OLD STATE ROAD NUMBER 46 AND ALL OTHER ROADS, LEGAL RIGHTS OF WAY OR EASEMENTS EXISTING OR OF RECORD AFFECTING SAID REAL ESTATE.