

**PLAINFIELD TOWN COUNCIL**

**ORDINANCE NO. 27-2008**

**AN ORDINANCE ANNEXING CERTAIN TERRITORY  
CONTIGUOUS TO THE TOWN OF PLAINFIELD, INDIANA,  
PLACING THE SAME WITHIN THE CORPORATE BOUNDARIES OF  
THE TOWN, MAKING THE SAME AS PART OF THE TOWN AND  
REDEFINING THE CORPORATE BOUNDARIES OF THE TOWN**

WHEREAS, well-defined long-term planning and orderly development benefit the Town of Plainfield, Indiana (the "Town"), and the greater Plainfield community; and

WHEREAS, The Indianapolis Airport Authority, Francis Don Lookabill, Sarah Jane Lookabill and Dinah Beth Geiger are owners of land generally situated east of Six Points Road and Marion County Line and south of US Hwy 40 in Washington and Guilford Townships, Hendricks County, Indiana (the "Land").

WHEREAS, the Land and contiguous areas the Town is required by the Act to annex in connection with the annexation of the Land, including public highway rights-of-way, are referred to collectively as the "Territory"; and

WHEREAS, the Territory is contiguous to the Town; that is, at least one-fourth of the aggregate external boundaries of the Territory coincides with the present boundaries of the Town as provided in (and required by) Indiana Code 36-4-3, as amended (the "Act"); and

WHEREAS, map(s) describing the boundaries of the Territory are attached to and incorporated into this Ordinance as Exhibit A; and

WHEREAS, a legal description of the Territory is attached to and incorporated into this Ordinance as Exhibit B; and

WHEREAS, none of the Territory (i) is within the corporate boundaries of another municipality or (ii) lies within a fire protection district under Indiana Code 36-8-11; and

WHEREAS, responsible planning, orderly development and the Act require adoption of a written fiscal plan and a definite policy for the provision of certain services to the Territory; and

WHEREAS, prior to adoption of this Ordinance, the Town Council, by resolution, will adopt a written fiscal plan and definite policy for the provision of services of a non-capital nature and a capital nature to the Territory as required by the Act; and

WHEREAS, the written fiscal plan and definite policy adopted by resolution will include the provision of services of a non-capital nature within one year after the effective date of the annexation under this Ordinance in a manner equivalent in standard and scope to those

non-capital services provided to areas within the present corporate boundaries of the Town, regardless of similar topography, patterns of land use and population density; and

WHEREAS, the written fiscal plan and definite policy adopted by resolution will include the provision of services of a capital nature to the Territory within three years after the effective date of the annexation under this Ordinance in the same manner as those services are provided to areas within the present corporate boundaries of the Town, regardless of similar topography, patterns of land use and population density, and in a manner consistent with federal, state and local laws, procedures, and planning criteria; and

WHEREAS, prior to the adoption of this Ordinance, the Town Council will conduct a public hearing pursuant to notice published in accordance with the applicable provisions of the Act; and

WHEREAS, the Town Council finds that the annexation of the Territory pursuant to the terms and conditions of this Ordinance is in the best interests of all the owners of land in the Territory, is fair and equitable, and should be accomplished;

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF PLAINFIELD, HENDRICKS COUNTY, STATE OF INDIANA, THAT:

Section 1. In accordance with the Act, the Territory is hereby annexed to the Town and included within the Town's corporate boundaries pursuant to the terms and conditions of this Ordinance.

Section 2. The Territory annexed by this Ordinance is assigned to Town Council Ward No. 1.

Section 3. The foregoing recitals (or "whereas clauses") are findings of fact by the Town Council and are incorporated into this Ordinance by this reference.

Section 4. The sections, subsections, paragraphs, sentences, clauses and phrases of this Ordinance are separable, and if any section, subsection, paragraph, sentence, clause or phrase of this Ordinance shall be declared unconstitutional, invalid or unenforceable by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality, invalidity or unenforceability shall not affect any of the remaining sections, subsections, paragraphs, sentences, clause and phrases of this Ordinance.

Section 5. This Ordinance shall become effective as provided in the Act, which effective date is not less than 30 days after the adoption of this Ordinance and upon the filing and recording of this Ordinance under Section 22 of the Act.

\* \* \* \* \*

6/23  
24th  
1679  
MAY

2008.

THIS ORDINANCE is hereby passed and adopted this 16<sup>th</sup> day of MAY,

TOWN COUNCIL, TOWN OF PLAINFIELD,  
HENDRICKS COUNTY, STATE OF INDIANA

\_\_\_\_\_  
Robin G. Brandgard, President

*Bill Kirchoff*  
\_\_\_\_\_  
Bill Kirchoff

*Kent McPhail*  
\_\_\_\_\_  
Kent McPhail

*Edmund L. Gaddie, Jr.*  
\_\_\_\_\_  
Edmund L. Gaddie, Jr.

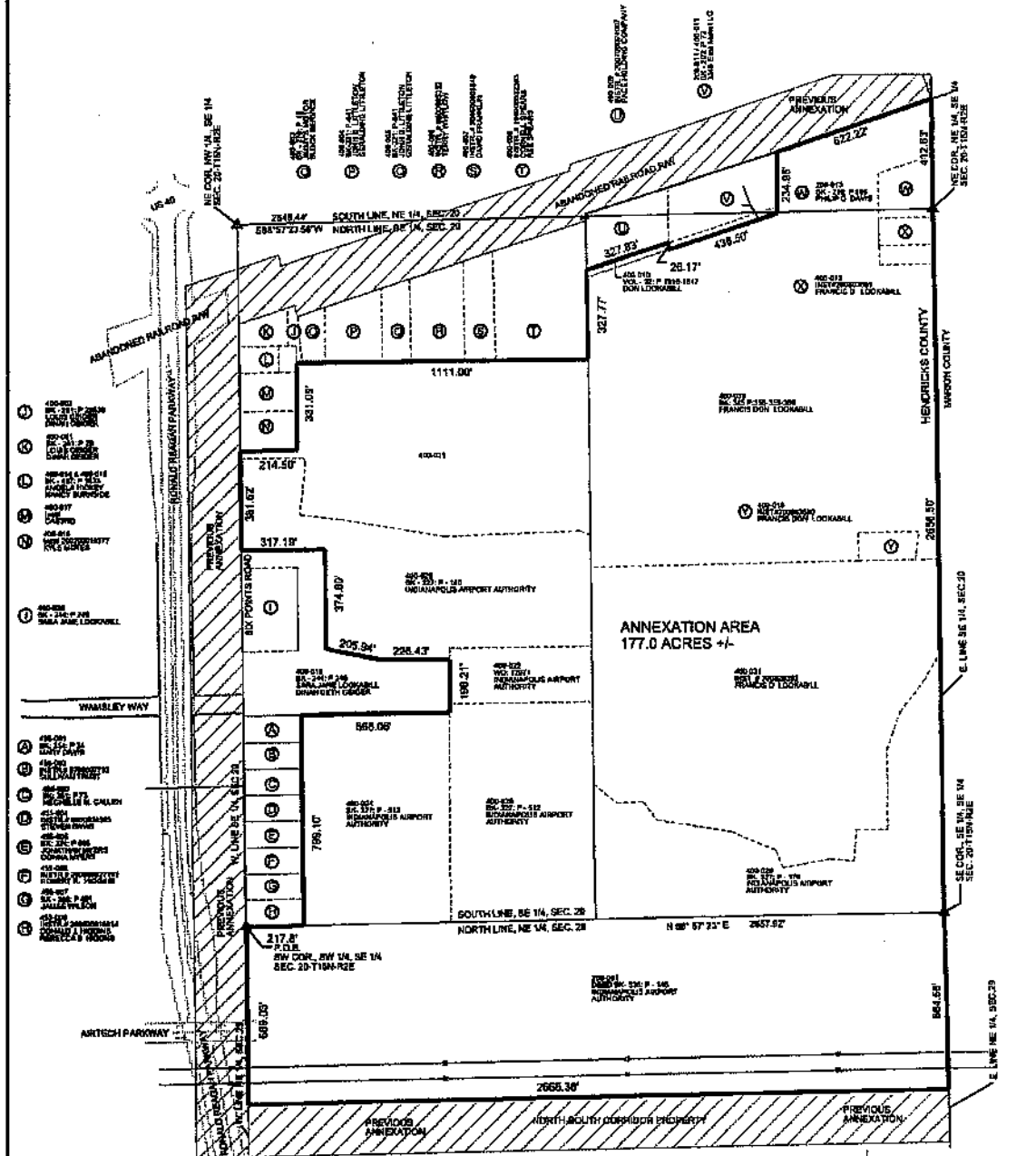
*Renea S. Whicker*  
\_\_\_\_\_  
Renea S. Whicker

Constituting a majority of the members of the Town  
Council

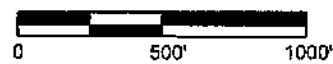
ATTESTED BY:

*Wesley R. Bennett*  
\_\_\_\_\_

Wesley R. Bennett, Clerk-Treasurer,  
Town of Plainfield, Hendricks County,  
State of Indiana



**ANNEXATION EXHIBIT**



## ANNEXATION DESCRIPTION

Part of the Northeast Quarter of Section 29, and a part of the Southeast Quarter of Section 20, and a part of the Southeast Quarter of the Northeast Quarter of Section 20, all in Township 15 North, Range 2 East of the Second Principal Meridian, Hendricks County, Indiana, bounded and described as follows:

Beginning at a stone at the Southwest Corner of the Southwest Quarter of the Southeast Quarter of Section 20, Township 15 North, Range 2 East thence North 88 degrees 57 minutes 23 seconds East along the South Line of said Quarter-Quarter 217.8 feet to a point; said point also being the Southeast corner of the land of Donald J. & Rebecca S. Higgins as described in Instrument # 200500016614 in the Office of the Recorder of Hendricks County, Indiana; thence North 00 degrees 43 minutes 48 seconds West parallel to the West line of said Quarter-Quarter Section 799.10 feet to a point; said point also being on the south line of land of Sara Jane Lookabill & Dinah Beth Geiger as described in Instrument Number 200700015214 in the Office of the Recorder of said county; the next six (6) calls along said tract; 1) thence South 89 degrees 57 minutes 23 seconds East parallel to the South line of said Quarter-Quarter section 566.06 feet; 2) thence North 00 degrees 57 minutes 47 seconds East 198.21 feet; 3) thence North 88 degrees 46 minutes 58 seconds West 226.43 feet; 4) thence North 78 degrees 22 minutes 24 seconds West 205.94 feet; 5) thence North 00 degrees 43 minutes 48 seconds West parallel to the west line of said Quarter-Quarter Section 374.80 feet; 6) thence North 89 degrees 57 minutes 23 seconds West 317.19 feet to a point on the west line of said Quarter-Quarter section (end of said six (6) calls); thence North 00 degrees 43 minutes 48 seconds West along said West line of said Quarter-Quarter section 381.52 feet to the Southwest corner of the land of Kyle L. Motes as described in Instrument Number 200200018377 in the Office of the Recorder of said county; thence North 88 degrees 57 minutes 23 seconds East parallel to the South line of said Quarter-Quarter Section along the Southern line of said land of Kyle L. Motes 214.50 feet to the Southeast corner of the land of Kyle L. Motes; thence North 00 degrees 43 minutes 48 seconds West parallel to the West line of said Quarter-Quarter Section 331.09 feet to the Southwest corner of the land of Louis and Dinah Geiger as described in Book 261, Page 29 and 30, in the Office of the Recorder of Hendricks County, Indiana; thence South 88 degrees 40 minutes 03 seconds East along the south line of said land of Geiger 1111.00 feet to a point on the East line of said west half quarter section; said point also being the Southeast corner of the land of Cornell and Ree Spears; thence North 00 degrees 53 minutes 20 seconds West along said west half quarter section line 301.60 feet to the Southwest corner of the land of Don Lookabill as described in Instrument Number 9700023872 in the Office of the Recorder of Hendricks County, Indiana; thence North 00 degrees 53 minutes 20 seconds West along said west half quarter section line 26.17 feet to the Northwest corner of the land of Don Lookabill; thence North 72 degrees 49 minutes 00 seconds East along the north line of said land of Don Lookabill 327.83 feet to the Northeast corner of said land of Don Lookabill; thence South 00 degrees 04 minutes 02 seconds East along said East line of said land of Don Lookabill 26.17 feet to the Southwest corner of the land of '3345 East Main Street, LLC' as described in Instrument Number 200700024005 in the Office of the Recorder of Hendricks County, Indiana; thence North 72 degrees 49 minutes 00 seconds East along the South line of said land of '3345 East Main Street, LLC' 436.50 feet to the Southeast corner of the land of '3345 East Main Street, LLC'; thence North 00 degrees 04 minutes 02 seconds West along said East line of said land of '3345 East Main Street, LLC' 234.96 feet to a point on the former southerly right-of-way of the Penn-Central Railroad; said point also being a northern corner of the land of Francis D. Lookabill as described in Instrument Number 200803682 in the Office of the Recorder of Hendricks County, Indiana; thence North 72 degrees 49 minutes 00 seconds East along said southerly right-of-way 622.22 feet to a point on the east line of the Southeast Quarter of the Northeast Quarter (said point is on the East Hendricks County Line); thence South 00 degrees 04 minutes 02 seconds West along the east county line and said east line 412.63 feet to the Northeast corner of the Northeast quarter of the Northeast Quarter of Section 2,0 Township 15 North, Range 2 East; thence South 00 degrees 54 minutes 47 seconds East along the east county line and the east line of the Northeast Quarter of said section 20 a distance of 2656.50 feet to the Southeast corner of the Southeast Quarter of the Southeast Quarter of Section 20, Township 15 North, Range 2 East; said corner also being the Northeast corner of the Northeast Quarter Section 29, Township 15 North, Range 2 East; thence South 00 degrees 54

## EXHIBIT B

minutes 47 seconds East along the east county line, and along said East quarter section line 664.56 feet to a point; said point being the south east corner of the land of Indianapolis Airport Authority as describe in Deed Record Book 336, Page 146, in the Office of the Recorder of Hendricks County, Indiana; thence South 89 degrees 17 feet 59 seconds West along said south line of said land 2665.38 feet to a point on the west quarter section line of said section; thence North 00 degrees 43 minutes 48 seconds West along said quarter section line 669.03 feet to the Point of Beginning of this annexation description, containing 177 acres, more or less.

This description is for annexation purpose only. No transfer of title is to occur with this description. Limited fieldwork was performed. This description was based on existing deeds, plats, surveys and previous annexation descriptions to the Town of Plainfield. No monuments were set and no deeds should be created from this description.