



**FILED**

DEC 30 2024

*Nancy S. Marsh*  
AUDITOR HENDRICKS COUNTY

**ORDINANCE NO. 25-2024**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF DANVILLE, INDIANA,  
ANNEXING TERRITORY TO THE TOWN OF DANVILLE,  
PLACING THE SAME WITHIN THE CORPORATION BOUNDARIES THEREOF  
AND MAKING THE SAME A PART OF THE TOWN OF DANVILLE**

**OLIVIA & GABRIEL SEVIGNY, KAREN & ED LEWIS, AMANDA  
BABINEC  
SUPER-VOLUNTARY ANNEXATION**

WHEREAS, the Town Council ("Council") of the Town of Danville, Indiana ("Town" or "Danville") has received a petition ("Petition") requesting that certain territory generally located in Part of the Southeast Quarter of the Northwest Quarter of Section 3, Township 15 North, Range 1 West, Center Township, Hendricks County, Indiana, as hereinafter described ("Annexation Territory"), be annexed by Danville; and

WHEREAS, this Petition has been signed by all (i.e. 100%) of the property owners within the Annexation Territory; and

WHEREAS, the Council deems it desirable and in the best interests of the Town to annex the Annexation Territory; and

WHEREAS, this Annexation Territory is more commonly known as being located at 577 North County Road 50 East and is fully described in the attached legal description (Exhibit A) and illustrated on the attached map (Exhibit B); and

WHEREAS, where the legal description attached as Exhibit A describes land this is contiguous to a public right-of-way that has not previously been annexed, the Annexation Territory shall include the contiguous public right-of-way even if it is not described in Exhibit A, except to the extent prohibited by I.C. § 36-4-3-1.5(c); and

WHEREAS, where the parcel of property within the Annexation Territory is adjacent to a parcel of property within the existing Town limits, the Annexation Territory boundary shall conform to and match the boundary of the existing Town limits so long as it does not result in adding or removing parcels of property from the Annexation Territory depicted in Exhibit A; and

WHEREAS, the Annexation Territory consists of approximately 1.64 acres, and is contiguous to the existing Town limits; and

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WHEREAS, prior to adoption of this Ordinance, the Council, by resolution, will have adopted a written fiscal plan and definite policy for the provision of services of both a non-capital and capital nature to the Annexation Territory that meets the requirements of I.C. § 36-4-3; and

WHEREAS, the terms and conditions of this annexation, including the written fiscal plan, are fairly calculated to make the annexation fair and equitable to property owners and residents of the Annexation Territory and of the Town; and

WHEREAS, prior to the final adoption of this Ordinance, the Town will have conducted a public hearing pursuant to proper notice issued as required by law; and

WHEREAS, the Council finds that the Annexation pursuant to the terms of this Ordinance is fair and equitable and should be accomplished.

NOW THEREFORE, BE IT ORDAINED by the Town Council of the Town of Danville, Indiana, as follows:


1. The above recitals including Exhibit A are incorporated herein by this reference as though fully set forth herein below.
2. In accordance with I.C. § 36-4-3-5.1 and other applicable laws, the Annexation Territory is hereby annexed to the Town and thereby included within its corporate boundaries pursuant to the terms of this Ordinance.
3. The Annexation Territory is assigned to Council District (Ward) No. 1.
4. All prior Ordinances or parts thereof that may be inconsistent with any provision of this Ordinance are hereby superseded. The paragraphs, sentences, words, and Annexation Territory of this Ordinance are separable, and if a court of competent jurisdiction hereof declares any portion of the Ordinance or the Annexation Territory unconstitutional, invalid, or unenforceable for any reason, such declaration shall not affect the remaining portions of the Annexation Territory or this Ordinance.
5. The effective date of this annexation shall be as soon as allowed by law following its adoption, execution, and publication as required by law.

Introduced on October 2<sup>nd</sup>, 2024 and adopted by the Town Council of the Town of Danville, Indiana, on November 20<sup>th</sup>, 2024.

THE TOWN COUNCIL OF THE TOWN OF  
DANVILLE, INDIANA



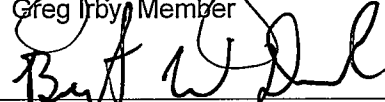
Chris Gearld, President



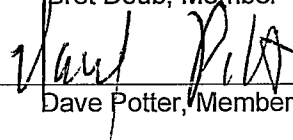
Michael Chatham, Vice-President



Greg Irby, Member

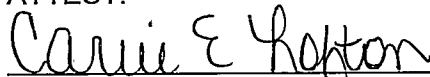


Bret Doub, Member



Dave Potter, Member

ATTEST:



Carrie Lofton, Clerk-Treasurer

"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."



Lesa Ternet

Document prepared by: Lesa Ternet

# Exhibit A

SEP 16 2024

A part of the Southeast Quarter of the Northwest Quarter of Section 3, Township 15 North, Range 1 West, Center Township, Hendricks County, Indiana, described as follows:

Beginning at a point 347.53 feet East of and 329.81 feet North of the Southwest corner of the Southeast Quarter of the Northwest Quarter of said section; thence bearing North 27 degrees 45 minutes 00 seconds West for a distance of 54.66 feet to a point; thence bearing North 28 degrees 30 minutes 00 seconds West for a distance of 156.44 feet to a point; thence bearing North 79 degrees 42 minutes 15 seconds East for a distance of 452.59 feet to a point; thence bearing South 0 degrees 00 minutes 00 seconds East for a distance of 150.50 feet to a point; thence bearing South 71 degrees 23 minutes 21 seconds West for a distance of 364.25 feet to the point of beginning, containing 1.64 acres, more or less. Subject to all highways, rights of way and easements.



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Job No.: S22-12712

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EXHIBIT B

