

ORDINANCE NO. 2019-05

**AN ORDINANCE ANNEXING CERTAIN REAL ESTATE (775 EAST) INTO THE TOWN OF HOPE, INDIANA**

**WHEREAS**, the Town of Hope Town Council (the "Council") has the authority and desires to annex lands into the municipality as defined by Indiana Code 36-4-3; and

**WHEREAS**, one hundred percent (100%) of the owners of the parcels/real estate proposed for annexation as identified in Exhibit A (the "Annexation Area") have filed a petition with the Council; and

**WHEREAS**, the Council has conducted a public hearing on December 17, 2019, as required by law with regard to the annexation of the Annexation Area; and

**WHEREAS**, the Council has adopted a fiscal plan for the annexation of the Annexation Area in accordance with Indiana Code 36-4-3-3.1 (Resolution 19-08); and

**WHEREAS**, the Annexation Area meets the contiguity requirements of Indiana Code 36-4-3-1.5; and

**WHEREAS**, the Council now finds that the statutory criteria for annexation have been met; and

**NOW, THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF HOPE, INDIANA, THE FOLLOWING:**

**1. ANNEXATION.** The Annexation Area, as fully described in Exhibit A, shall be annexed into the Town of Hope, Indiana and shall be part of said Town of Hope, Indiana, all pursuant to I.C. 36-4-3-5.1. Said real estate being annexed by this ordinance is located within Bartholomew County, Indiana and is contiguous to the current boundaries of the Town of Hope.

**2. PUBLICATION.** Upon passage of this ordinance it shall be published pursuant to the manner prescribed in I.C.36- 4-3-7.

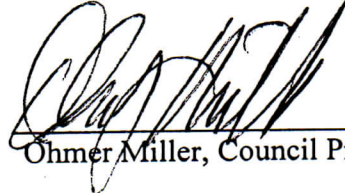
**3. FILING AND RECORDING.** After publication the Clerk-Treasurer of the Town of Hope shall file and record this ordinance pursuant to the provisions of I.C.36-4-3-22.

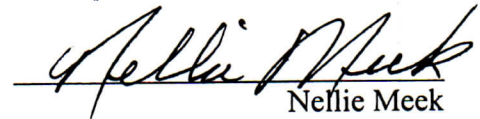
**4. REPEALER.** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

**5. SEVERABILITY:** Any provision herein contained which is found by a court of competent jurisdiction to be deemed to be unlawful or which by operation of law shall be inapplicable, shall be deemed omitted but the rest and remainder of this ordinance, to the extent feasible, shall remain in full force and effect.

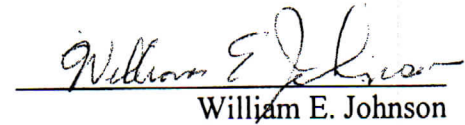
**6. EFFECTIVE DATE:** This Ordinance shall become effective immediately upon passage and publication as provided for by law.

ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF HOPE, INDIANA, on  
this the 21<sup>st</sup> day of January, 2020 by a vote of 5 ayes and  
0 nays.

  
Ohmer Miller, Council President

  
Nellie Meek

  
Clyde Compton

  
William E. Johnson

  
Jerry Bragg, Council Vice President

Approved and signed this 21<sup>st</sup> day of January 2020 at \_\_\_\_\_ M.

ATTEST:

  
Clerk of the Town Council

**EXHIBIT A**  
**ANNEXATION AREA**

1. CR 775 East, between Hauser Drive (600 North) and South Street (650 North), from the center of the roadway to the east right of way limit, resulting in the entire roadway of CR 775 East between Hauser Drive (600 North) and South Street (650 North) becoming a road owned by the Town of Hope.
2. The southern most .15 miles of CR 775 East, between Grand Street and CR 800 North, from the current annexed town of Hope property on the east of CR 775 to the west right of way limit, resulting in the entire roadway of the southern most .15 miles of CR 775 starting from Grand Street becoming a road owned by the Town of Hope.