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CH13 - Special Ordinances and Resolutions

CH13 13 .1 - Agreements

Ord. No.	Date Passed	Description
Res. 7-1985	9/11/85	Agreement to be included in Madison County rural transit jurisdiction.
Res. 3-1990	7/11/90	15' easement granted by Jeffrey and Cynthia Hollon to Town of Lapel for utilities -- entire south portion of 3.4 acres at intersection of S.R. 32 and Main Street.
11-1995	9/19/95	Approved the execution of the HELP Program Master Equipment Lease Agreement with the Indiana Bond Bank
5-1996	5/21/96	Accepting dedication Brookside Addition, including, but not limited to, streets and utilities, as streets and utilities of the Town of Lapel.
Ord 7-1996	12/17/96	Trash disposal and curbside recycling charge \$8.91 per month

CH13 13 .2 - Annexations

Ordinance # 6-1990 passed 11/14/90

Annexing certain property of the West-half of the Southwest Quarter of Section 27 Township 19 North, Range 6 East and the centerline of former St. Rd. 132.

Ordinance # 1-1991 passed 2/13/91

Annexing 30.838 acres, part of Southeast Quarter of the Southeast Quarter of Section 28, Township 19 North, Range 6 East.

Ordinance #2-1991 passed 2/13/91

Annexing a part of the Northwest Quarter of the Northeast Quarter of Section 28, Township 19 North, Range 6 East and containing .93 of an acre.

Ordinance #3-1991 passed 2/27/91

Annexing a part of the Southwest Quarter of the Southwest Quarter of Section 27, Township 19 North, Range 6 East, and containing 16.047 acres.

Annexing a part of the Northeast Quarter of the Northeast Quarter of Section 28, Township 19 North, Range 6 East, containing 0.181 of an acre.

Annexing a part of the Southwest Quarter of the Southeast Quarter of Section 28, Township 19 North, Range 6 East, containing 0.282 of an acre.

Ordinance #5-19-92 passed 7/21/92

Annexing property of Martha Valeda Woodward, being a part of the West Half of the Southwest Quarter of Section 27, Township 19 North, Range 6 East, containing 1.438 acres.

Ordinance #2-1994 passed 5/17/94

Commencing at the Southwest corner of the East half of the Southeast Quarter of Section 21, Township 19 North, Range 6 East, Running thence North 332.5 feet to the Southwest corner of a tract of land heretofore conveyed by seller to one Edward Brant and wife, thence East 358.6 feet thence South 3332.5 feet, thence West 358.6 feet to the place of beginning containing approximately (three) 3 acres more or less.

Ordinance #6-1994 passed 9/15/94

Beginning at a point on the North line of the Northeast Quarter of the Northeast Quarter of Section 33, Township 19 North, Range 6 East, said point being North 89 degrees 22 minutes 35 seconds East (assumed bearing) 348.97 feet from a point marking the Northwest corner of the said Quarter-Quarter section; thence containing North 89 degrees 22 minutes 35 seconds East along the North line of the said Quarter-Quarter section a distance of 656.68 feet to a point being South 89 degrees 22 minutes 35 seconds West 330.00 feet from a point marking the Northeast corner of the said QuarterQuarter Section; thence South 00 degrees 15 minutes 17 seconds West on a line parallel with the East line of the Northeast Quarter of said Section 33 a distance of 1,327.21 feet to a point on the South line of the North Half of the said Quarter Section; thence South 89 degrees 26 minutes 39 seconds West along the South line of the North Half of the said Quarter Section a distance of 656.67 feet; thence North 00 degrees 15 minutes 17 seconds East a distance of 1,326.43 feet to the point of beginning.

Being a part of the Northeast Quarter of the Northeast Quarter of Section 3 Township 19 North, Range 6 East, and containing 20.00 acres, more or less. Beginning at a point marking the Northwest corner of the Northeast Quarter of the Northeast Quarter of Section 33, Township 19 North, Range 6 East, and running thence North 89 degrees 22 minutes 35 seconds East (assumed bearing) along the North line of the said QuarterQuarter Section a distance of 348.97 feet; thence South 00 degrees 15 minutes 17 seconds West a distance of 1,326.43 feet to a point on the South line of the North Half of the Northeast Quarter of said Section 33; thence

continuing South 89 degrees 26 minutes 39 seconds West along the South line of the North Half of the said Quarter Section a distance of 655.91 feet; thence North 00 degrees 10 minutes 46 seconds East a distance of 1,328.14 feet to a point on the North line of the Northwest Quarter of the Northeast Quarter of said Section 33; thence North 89 degrees 50 minutes 32 seconds East along the North line of the said QuarterQuarter Section a distance of 308.60 feet to the point of beginning.

Being a part of the Northeast Quarter of the Northeast Quarter and containing 10.609 acres, more or less, and being a part of the Northeast Quarter and containing 9.391 acres, more or less, and containing in all 20.00 acres, more or less, all in Section 33 Township 19 North, Range 6 East.

Ordinance #2-1995 passed 3/21/95

A part of the Northeast Quarter of the Northeast Quarter of Section 28, Township 19 North, Range 6 East and containing 7.666 acres, more or less.

Ordinance #3-1995 passed 3/21/95

Twenty rods off the entire North side of the Northwest Quarter of the Northwest Quarter of Section 27, Township 19 North, Range 6 East, containing ten (10) acres, more or less.

Ordinance #5-1996 passed 4/14/96

Annexing the North half of the Northeast Quarter of Section 33, Township 19 North, Range 6 East excepting therefrom the East 20 rods in width thereof containing 70 acres, more or less in Stony Creek Township and further excepting Tract A and Tract B described as follows: Annexing a part of the Northeast Quarter of the Northeast Quarter of Section 33, Township 19 North, Range 6 East, and containing 20.00 acres, more or less. Subject to legal rights-of-way. Also annexing a part of the Northeast quarter of the Northeast Quarter and containing 10.609 acres, more or less, and being a Part of the Northwest Quarter of the Northeast Quarter and containing 9.391 acres more or less, and containing in all 20.0 acres, more or less all in Section 33, Township 19 North, Range 6 East. And Annexing a part of the Northwest Quarter of the Northeast Quarter of the Northeast Quarter of Section 33, Township 19 North, Range 6 East, and containing 1.00 of an acres, more of less. Subject to legal rights -of-way.

Ordinance #3-2002 7/18/02

Part of the Northwest Quarter of Section 28, Township 19 North, Range 6 East, in Madison County, Indiana more particularly described as follows:

- Commencing at the southeast corner of said Quarter Section; thence North 00 degrees 47 minutes 43 seconds West 714.70 feet to the intersection of the east line of said Northwest Quarter with the center line of State Road 13 as referenced in the State Right of way plans per Project No. RS-4648 (Line BrA); thence North 52 degrees 59 minutes 13 seconds West along said line, 244.10 feet; thence North 37 degrees 00 minutes 47 seconds East, 25.00 feet to the intersection of west right of way line of 11th Street with the north right of way line of State Road 13 as established by the State Right of Way plans per Project No. RS-4648; thence North 52 degrees 59 minutes 13 seconds West, 102.99 feet to the point of beginning; thence continuing North 52 degrees 59 minutes 13 seconds West along the north right of way

line of said State Road 13, 200.01 feet; thence North 37 degrees 00 minutes 47 seconds East, 300.00 feet; thence North 52 degrees 59 minutes 13 seconds West parallel with the north right of way line of State road 13, 113.84 feet; thence North 37 degrees 00 minutes 06 seconds East, parallel with the west straight of way line of 11th Street, 230.09 feet; thence South 52 degrees 59 minutes 54 seconds East, 303.62 feet; thence South 37 degrees 00 minutes 06 seconds West parallel with the west right of way line of 11th Street, 47.65 feet; thence South 52 degrees 59 minutes 54 seconds East, parallel with the north right of way line of State Road 13, 110.23 feet to the west of right of way line of 11 Street; thence South 37 degrees 00 minutes 06 seconds West along said west line, 92.35 feet; thence North 52 degrees 59 minutes 54 seconds West, parallel with the north line of said State Road 13, 100.00 feet; thence South 37 degrees 00 minutes 06 seconds West parallel with the west line of 11th Street, 120.15 feet to the point of beginning, containing 1.21 acres, more or less.

- Being a part of the Northwest Quarter of Section 28, Township 19 North, Range 6 East, in Madison County, Indiana, Lots 29-32, and part of Lots 33 - 35 in Earle S. Cascadden's Addition to the Town of Lapel.

Ordinance #11-2005 passed 7/7/2005

All of that part of the East half of the Southwest Quarter of Section 22, Township 19 North, Range 6 East, lying south of the public highway formerly known as the Anderson and Fishersburg Turnpike now State Road 32, containing 64 acres, more or less.

Also all of that part of 69 acres off the East side of the West half of the Southwest Quarter of said Section 22, Township 19 North, Range 6 East, lying South of the public highway formerly known as the Anderson and Fishersburg Turnpike now State Road 32, containing 35 acres, more or less.

Also beginning at a point on the North line of the Northeast Quarter of the Northeast Quarter of Section 28, Township 19 North, Range 6 East, said point being North 89 degrees, 17 minutes and 19 seconds East 761.06 feet from the Northwest corner of said Northeast quarter of the Northeast quarter, and running thence North 89 degrees, 17 minutes and 19 seconds East 575.68 feet to the northeast corner of said Northeast quarter of this Northeast quarter, thence South 00 degrees, 07 minutes and 52 seconds East 503.71 feet along the East line of said Northeast Quarter of the Northeast Quarter, thence South 90 degrees and 00 West 270.65 feet to the Northwest corner of lot #3105 in the Meadows, Section Four, a Subdivision in the Town of Lapel, Indiana, the plat of which is recorded in Plat Book 15, page 31 in the Office of the Recorder of Madison County, Indiana, thence South 00 degrees and 00 minutes 5s4.59 feet, thence South 90 degrees and 00 minutes West 160 feet to the Northwest corner of Lot #109 in said Subdivision, thence South 00 degrees and 00 minutes 25 feet, thence South 90 degrees and 00 minutes West 197.14 feet, thence North 00 degrees and 00 minutes 110 feet, thence South 90 degrees and 00 minutes West 7 feet, thence North 00 degrees and 00 minutes West 7 feet, thence North 00 degrees and 00 minutes 340 feet, thence North 90 degrees and 00 minutes East 58 feet, thence North 00 degrees and 00 minutes 126.14 feet to the point of beginning

Being a part of the Northeast Quarter of the Northeast Quarter of Section 28, Township 19 North, Range 6 East and containing 7.666 acres, more or less.

Including the eastern boundary of the right of way commonly known as County Road 900 West.

Subject to easements and restrictions of record visible unrecorded easements.

Ordinance #3-2006 passed 2-2-2006

Part of the South half of the Northeast Quarter of Section 33, Township 19 North, Range 6 East, in Stony Creek Township, Madison County, Indiana, being more particularly described as follows:

- Commencing at a point on the North line of the South half of the Northeast Quarter of Section 33, Township 19 North, Range 6 East, said point being 326 feet West of the Northeast corner of the South half of the Northeast Quarter of said Section 33, thence South on a line parallel to the East line of said Section 33, a distance of 1337 feet to a point on the South line of the Northeast Quarter of said Section 33, thence West on and along the South line of the Northeast Quarter of said Section 33, a distance of 2341.5 feet to the Southwest corner of the Northeast Quarter of said Section 33, thence North on and along the West line of the Northeast Quarter of said Section 33, a distance of 1341.5 feet to the Northwest corner of the South half of the Northeast Quarter of said Section 33, thence East on and along the North line of the South half of the Northeast Quarter of said Section 33, a distance of 2341.5 feet to the lace of beginning and containing 71.90 acres, more or less.
- Subject to legal highways.

Ordinance #5-2006 passed 2-2-2006

A portion of the Southwest Quarter of the Southeast Quarter and the East half of the Northwest Quarter of the Southeast Quarter, both in Section 33, Township 19 North, Range 6 East, Madison County, Indiana, more particularly described as follows:

Beginning at the Northeast corner of a property to Jim Galloway Forms, Inc., Warranty Deed dated March 24, 1993, also being the Northeast corner of the East half of the Northwest Quarter of said Southeast Quarter, thence South along said deed line, also being the East line of the East half of the Northwest Quarter of said Southeast Quarter and the East line of the Southwest Quarter of said Southeast Quarter, a distance 1,995 feet; thence West, parallel with the North line of the Southwest Quarter of said Southeast Quarter, a distance of 665 feet; thence North, parallel with the East line of the Southwest Quarter of said Southeast Quarter, a distance of 665 feet to the Southwest corner of the East half of the Northwest Quarter of said Southeast Quarter; thence North along said deed line, also being the West line of the East half of the Northwest Quarter of said Southeast Quarter, a distance of 1,330 feet to the Northwest corner of the East half of the Northwest Quarter of said Southeast Quarter; thence East along deed line, also being the North line of the East half of the Northwest Quarter of said Southeast Quarter, a distance of 665 feet to the point of beginning.

Ordinance #5-2006 passed 2-2-2006

A portion of the Southwest Quarter of the Southeast Quarter, and the Southeast Quarter of the Southwest Quarter, both in Section 33, Township 19 North, Range 6 East and a portion of the Northeast Quarter of Section 4, Township 18 North, Range 6 East, all in Madison County,

Indiana, more particularly described as follows:

- Beginning at the Northwest corner of the Northeast Quarter of said Section 4, said point also being on the South line of the Southwest Quarter of the Southeast Quarter of said Section 33; thence West along the deed line of a property to Jim Galloway Farms, Inc., Warranty Deed dated March 24, 1993, also being the South line of the Southwest Quarter of said Southeast Quarter and the South line of the Southeast Quarter of the Southwest Quarter of said Section 33, a distance of 1,447 feet to the Southwest corner of the Southeast Quarter of said Southwest Quarter; thence North along said deed line, also being the West line of the Southeast Quarter or of said Southwest Quarter, a distance of 1,331 feet to the Northwest corner of the Southeast Quarter of said Southwest Quarter; thence East along said deed line, also being the North line of the Southeast Quarter of said Southwest Quarter and the North line of the Southwest Quarter of said Southeast Quarter, a distance of 1,995 feet; thence South, parallel with the East line of the Southwest Quarter of said Southeast Quarter, a distance of 665 feet; thence East, parallel with the North line of the Southwest Quarter of said Southeast Quarter, a distance of 665 feet to a point on the East line of said deed, also being a point on the East line of the Southwest Quarter of said Southeast Quarter; thence South along said deed line, also being the East line of the Southwest Quarter of said Southeast Quarter, a distance of 665 feet to the Southeast corner of the Southwest Quarter of said Southeast Quarter, said point also being on the North line of the Northeast Quarter of said Section 4; thence South, parallel with the East line of said Northeast Quarter, a distance of 1,057 feet; thence West, parallel with the North line of said Northeast Quarter, a distance of 714 feet; thence South 89 degrees, 43 minutes, 45 seconds West a distance of 500 feet to a point on the West line of said deed, also being a point on the West line of said Northeast Quarter; thence North along said deed line, also being the West line of said Northeast Quarter, a distance of 1,050 feet to the point of beginning. Also: The entire width of the right-of-way of CR 400 S that is contiguous with above-described real estate. Subject to all legal easements and rights-of-way.

Ordinance #6-2006 passed 2-2-2006

A portion of the Northeast Quarter and the North half of the North half of the Southeast Quarter of Section 4, Township 18 North, Range 6 East, Madison County, Indiana, more particularly described as follows:

- Quarter; thence the following five (5) courses along the lines of said property after a portion was sold to Gregg Horstmeyer 1J South along said deed line, also being the East line of said Northeast Quarter and the East line of said Southeast Quarter, a distance of 3,058 feet; (2) North 89 degrees, 52 minutes, 30 seconds West a distance of 1,823.6 feet; (3J North 00 degrees, 06 minutes, 30 seconds East a distance of 970 feet; 4J South 89 degrees, 50 minutes, 40 seconds West a distance of 354.3 feet; 5J North 00 degrees, 38 minutes, 40 seconds West a distance of 985 feet; thence East, parallel with the North line of said Northeast Quarter, a distance of 714 feet; thence North, parallel with the East line of said Northeast Quarter, a distance of 1,057 feet to a point on the North line of said Northeast Quarter; thence East along said deed line, also being the North line of said Northeast Quarter, a distance of 1,452 feet to the point of beginning. Also: The entire width of the right-of-way of CR 3400 S and State Road 13 that is contiguous with the above-described real estate. Subject to all legal easements and rights-of-way.

Ordinance #3-1984 passed 7/11/84

Vacating a certain portion of Fourth Street, running east and west between Lots Numbered 12 and 13 in Sarah A. Ford's First Addition.

Ordinance #1-1987 passed 3/4/87

Vacating a certain alley, running east and west between Lots Numbered 18 and 19 in Sarah A. Ford's First Addition.

Ordinance #10-2004 passed 12/23/04

Vacating a certain alley beginning at the Southeast corner of Lot Numbered Twenty (2) in the Original Plat of the Town of Lapel, Madison County, Indiana, the plat of which is recorded in Plat Book 1, Page 70, Records of Madison County, Indiana, and running thence South 12 feet to the North line of any alley as used, thence West 132 feet, thence North 12 feet to the

Southwest corner of Lot Numbered Nineteen (19) in said Original Plat, thence East 132 feet to the place of beginning.

Ordinance #6-2004 passed 9/02/2004

Vacating a certain portion of 4th Street, beginning at the Southwest corner of Lot 101 in the William Woodward Fourth Addition to the Town of Lapel, then South to a point at the Northwest corner of Lot 100 in the William Woodward Fourth Addition, then due East to the Northeast corner of Lot 100 in the William Woodward Fourth Addition, then due North to the Southeast corner of Lot 101 in the William Woodward Fourth Addition.

Ordinance #2-2004 passed 2/19/2004

Vacating a certain alley between Lots numbered 26 and 27 running from Main Street eastward to the North-South alley running parallel to Main Street and being the first alley east of Main Street in said Original Plat of the Town of Lapel.

Ordinance #2-2003 passed 2/6/2003

Vacating a certain alley described as right of way from Main Street East between Lots Numbered 12 and 13 in Conrad's First Addition, Town of Lapel.

Ordinance #10-2000 passed 9/18/2000

Vacating a portion of John Street and Fourth Street. Commencing at an existing railroad pike marking the Southwest corner of Lot Number 90 in Woodward's 3rd Addition to the Town of Lapel.

CH13 13 .4 - Creation of Special Funds

Resolution 1998-14 passed 9/17/98

Limb removal not to exceed a pile of six feet tall times six feet wide and times six feet deep with limbs four inch in diameter or smaller to be processed by the town chipper, shall be placed street side by 7:00 a.m. on the regular scheduled pick-up day. Residents will be charged for brush exceeding the above described limit. If residents require removal before regular monthly date, they may contact the town hall and will be billed for the

service. Exceptions will be made for storm debris pick-up. A minimum fee of \$5.00 with a \$1.00 per minute charge for extra pick-up service.

1996-1 passed 3/19/96

Fee established for copies of public documents at \$.25 per page. For documents in excess of 25 pages, the Town shall have authority to present such document for professional copying. Individual or public requesting materials shall pay for such copies.

Reso 7-1995 passed 4/18/95

Cumulative Firefighting Building and Equipment Fund A established by a fund levy not to exceed \$.10 per \$100 of assessed valuation.

9-1990 passed 1/02/91

Cash reserve fund created for the Lapel Water and Sewer Companies for the purpose of providing monthly contributions or transfers to cash reserve fund of surplus earnings and in payment in lieu of taxes.

5-1991 passed 2/27/91

"Ambulance Replacement Fund" established for the purpose of purchasing new ambulances as from time to time may be necessary and warranted. Fifty dollars of each ambulance service fee including the ambulance fee charged to firemen, EMT personnel and their immediate families is hereby allocated to the Ambulance Replacement Fund. The purpose of expenditures from this fund shall be only for the purchase of ambulances and the replacement of existing ambulances. This fund shall be considered perpetual until terminated by further ordinance and any fund balance remaining on eventual termination of these fund shall revert to the Cumulative Fire Fund or any fund as may be subsequently created by ordinance for uses by the Lapel Ambulance Service and/or Lapel Fire Department.

2-1984 passed 6/13/84

A cumulative sinking fund for the purchase of fire fighting equipment for the Fire Department of the Town of Lapel is hereby established, and there shall be levied by said Town for five years after approval of said cumulative sinking fund by the State Board of Tax Commissioners, a tax on all taxable property in the Town of Lapel, provided that said tax shall not exceed ten cents on each One Hundred Dollars valuation of taxable property located in the Town of Lapel. Said tax upon collection shall be deposited in a public depository, and shall be held in a special fund known as the "Fire Equipment Fund", and shall be used for no purpose other than the purchase and obtaining of fire fighting equipment for the Fire Department of the Town of Lapel.

3-1989 passed 5/10/89

A cumulative sinking fund for the purchase of fire fighting equipment for the Fire Department of the Town of Lapel is hereby established, and there shall be levied by said Town for five years after approval of said cumulative sinking fund by the State Board of Tax Commissioners, a tax on all taxable property in the Town of Lapel, provided that said tax shall not exceed ten cents on each One Hundred Dollars valuation of taxable property located in the Town of Lapel. Said tax upon collection shall be deposited in a public depository, and

shall be held in a special fund known as the "Fire Equipment Fund", and shall be used for no purpose other than the purchase and obtaining of fire fighting equipment for the Fire Department of the Town of Lapel.

1-2005 passed 1/6/2005

Whereas, Indiana Code [36-9-16-1](#) allows municipalities to establish and continue a Cumulative Capital Improvement Fund, and whereas, the Town of Lapel, Lapel Town Council finds that such a fund is necessary and prudent for the financial well being of the municipality; Now therefore, be it ordained by the Lapel Town Council of the Town of Lapel - Section 1, that there is here reestablished the Town of Lapel Cumulative Capital Improvement Fund, Section 2. that an ad valorem property tax levy will be imposed and the revenue from the levy will be retained in the Town of Lapel Cumulative Capital Improvement Fund. Section 3. That the maximum rate of levy under Section 2 will not exceed \$0.03 per \$100 of Assessed Valuation. Section 4. That the Town of Lapel Cumulative Capital Improvement Fund is re-established until 2014. Section 5. That the funds accumulated in the Town of Lapel Cumulative Capital Improvement Fund could be used for purposes disclosed in Indiana Code [36-9-16-2](#) and Indiana Code [36-9-16-3](#). Section 6. Funds accumulated in the Town of Lapel Cumulative Capital Improvement Fund may be spent for purposes other than the purposes stated in Section 5 if the purpose is to protect the public health, welfare or safety in an emergency situation which demands immediate action. Money may be spent under the authority of this section only after the Lapel Town Council issues a declaration that the public health, welfare or safety is in immediate danger that requires the expenditure of money in the fund. Section 7. This re-establishment takes effect retroactively to December 31, 2004, and upon approval of the Indiana Department of Local Government Finance.

11-2001 passed 10/18/2001

A Public Record Copy Request will now be required to be filed, by any individual or entity requesting a copy of public records kept by the Town of Lapel, that all records requested, shall be requested in writing. At the option of the requestor, the name, daytime telephone number, and address shall be supplied on the Public Record Copy Request as attached hereto and made a part of this ordinance. There shall be a twenty five cent (\$.25) per page charge for all copies made.

8-2004 passed DATE??????

An ordinance authorized the acquisition and construction by the town of Lapel, Indiana, or certain improvements and extension to the sewage works of the town, the issuance and sale of revenue bonds to provide funds for the payment of the costs thereof, the issuance and sale of bond anticipation notes in anticipation of the issuance and sale of such bonds, and the collection, segregation and distribution of the revenues of such sewage works and other related matters.

9-2005 passed DATE??????

An Ordinance authorizing the acquisition and construction by the Town of Lapel, Indiana, of certain improvements and extensions to the sewage works of the town, the issuance and sale of revenue bonds to provide funds for the payment of the costs thereof, the issuance and sale of bond anticipation notes in anticipation of the issuance and sale of such bonds, and the collection, segregation and distribution of the revenues of such sewage works and other related matters.

8-2000 passed DATE?????

The Lapel Town Council desires to purchase a new 2000 model year Ford Police Car through the Indiana state bid process. To accomplish this there is a need to borrow \$13,800 on a Loan in Anticipation of Future Revenue. The loan will mature December 31, 20-01. The monthly payments will begin in January, 2000 in the amount of \$575. The loan proceeds will come from the Gas Cash Reserve Fund. The interest rate on the loan will be zero.

CH13 13 .5 - APPROVAL OF INDIANA DEPARTMENT OF TRANSPORTATION REQUIREMENTS FOR STATE HIGHWAY 13

Res. 3-1992 passed 6/23/92

Approval of modification to streets and highways:

1. Close Seventh St. at Ford St.
2. Close Short St. At Eighth St.
3. Close Rinnie Drive at Ninth St.
4. Modify Fourth St. to one-way from John St. to Pendleton Avenue in easterly direction
5. Modify Fifth St. to one-way from John St. east to Pendleton Ave.

CH13 13 .6 - Supplements

Ordinance #2-1989 passed 3/8/89

Supplement to Section 18a of said Ordinance dealing with covenants pledged to the United States of American, acting through the Farmers Home Administration, the Clerk Treasurer shall maintain a fidelity bond in an amount as specified in Section 18a of Ordinance No. 1-1978, dated 1-11-78.

CH13 13 .7 - Zoning

Ordinance #7-1995 passed 8/15/95

Rezoning to R1 the North half of the Northeast Quarter of Section 33, Township 19 North, Range 6 East excepting therefrom the East 20 rods in width thereof containing 70 acres, more or less in Stony Creek Township and further excepting Tract A and Tract B described as follows: Annexing a part of the Northeast Quarter of the Northeast Quarter of Section 33, Township 19 North, Range 6 East, and containing 20.00 acres, more or less. Subject to legal rights-of-way. Also annexing a part of the Northeast quarter of the Northeast Quarter and containing 10.609 acres, more or less, and being a Part of the Northwest Quarter of the Northeast Quarter and containing 9.391 acres more or less, and containing in all 20.0 acres, more or less all in Section 33, Township 19 North, Range 6 East.

Ordinance #13-1997 passed 11/8/97

Part of the Northwest Quarter of the Northeast Quarter of Section 33, Township 19 North, Range 6 East in Stony Creek Township, commonly known as Montgomery Farms Subdivision rezoned to R-2.

Ordinance #7-1999 passed 6/17/99

The Town of Lapel now restores the original zoning classification, from R-2 to R-1, of the Montgomery Farms Subdivision, part of the Northwest Quarter of the Northeast Quarter of Section 33, Township 19 North, Range 6 East in Stony Creek Township, Madison County, Indiana That this reclassification is a direct result of the developers failure to follow through with the proposed development plan. The reclassification is believed to be in the best interest and spirit of the Town of Lapels subdivision requirements.

CH13 13 .8 - Special Ordinances and Resolutions

Resolution 13-1996 passed 10/22/96

Removal of Utility from jurisdiction of Commission for Approval of Rates, Charges, and Evidences of Indebtedness; Alternative Procedures

Resolution 5-1998 passed 3/26/98

A public question shall appear on the ballot of the 11/3/98 general election asking whether the number of town council members be increased from three (3) to five (5) members

Ordinance #8-1996 passed 12/17/96

Removal of the municipal from the Indiana Regulatory Commission

Ordinance #1-1997 passed 2/18/97

Procedure to implement future rate adjustments and utility financing requests: Retaining a CPA to prepare a rate study and/or feasibility study.

Retaining an Engineer to conduct a study and report outlining proposed repair, improvement, or additions Recommendation will be made by each and a public meeting will be scheduled. Final adoption of any rate adjustment would be scheduled for vote by the town no less than 30 days after the public meeting.

Ordinance #2-1998 passed 4/16/98

A one vehicle handicapped parking zone shall be designated for the residence at 922 N. Main Street. That the one-vehicle parking zone will remain in existence from the period March, 1998, for so long as the current residents remain in the home and in need of such handicapped designation due to his/her physical condition.

Ordinance #11-1999 passed no date

That the following building rules of the Indiana Fire Prevention and Building Safety Commission, of the Indiana Administrative Code, as set out in the following articles, are hereby incorporated and adopted to all Town of Lapel building codes, requirements, and ordinance as of the date of execution of this ordinance:

Article 13 – Building Codes

1. Fire and Building Safety Standards
2. Indiana Building Codes
3. Indiana Building Code Standards
4. Indiana Handicapped Accessibility Code

Article 14 – One and Two Family Dwelling Code

Indiana One and Two Family Dwelling Code

Article 16 – Plumbing Code

Indiana Plumbing Code

Article 17 – Electrical Code

- a. Indiana Electrical Code
- b. Safety Code for Health Care Facilities

Article 18 – Mechanical Code

Indiana Mechanical Code

Article 19 – Energy Conservation Code

- a. Indiana Energy Conservation Code
- b. Modification to the Model Energy Code

Article 20 – Swimming Pool Code

Indiana Swimming Pool Code

Ordinance #8-2001 passed 8/16/01

That the Ordinance No. 13, 1998, is now modified to implement Indiana Code [3-10-6-2.5](#).

That pending the implementation of the above

referenced statute, the two (2) seats currently held by Shelley Lloyd and Rob Steele, shall be subject to appointment by the Town Council members, Lynn Wainscott, Carl Tony Pearson, and Gary Shuck, those appointments becoming effective on the 1st day of January, 2002, and continuing through a two (2) year term as will be designated in the required ordinance, adopted on January 1, 2002, and pursuant to Indiana Code [3-10-6-2.5](#).

Ordinance #1-2002 passed 1/3/2002

A public question on the ballot for the general election held on the 3rd day of November, 1998. Shall the number of town council members be increased from three (3) to five (5)? The majority of the voters of the Town of Lapel favored increasing the number of town council members from three (3) to five (5) pursuant to Indiana Code [36-5-2-4.2](#).

Ordinance #01-3 passed 3/15/2001

Ordinance supporting Southern Madison Utilities, LLC request for authority to provide water utility services in Madison County, Indiana.

Ordinance #5 passed 2000?

Section 1. That a certain document, three (3)

copies of which are on file in the office of the Town of Lapel Utilities, being marked and designated as the International Fuel Gas Code as published by the International Code Council Inc., be and is hereby adopted as the

Fuel Gas Code for the Town of Lapel, in the State of Indiana; for the control of building and structures as herein provided; and each and all of the regulations, provision, penalties, conditions and terms of said Fuel Gas Code are hereby referred to, adopted, and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Section 2 of this ordinance. Section 2 the following sections are hereby revised: Section 101.1 Insert: The Town of Lapel Section 3. That any and all other ordinance or parts of ordinance in conflict herewith are hereby repealed. Section 4 That nothing in this ordinance or in the Fuel Gas Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 2 of this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance. Section 5 That the Town of Lapel Clerk Treasurer shall certify to the adoption of this ordinance, and cause the same to be published as required by law; and this ordinance shall take effect and be in force from and after its approval as required by law.

12-06 DATE WHEREAS, storm water and surface water control and management is an important function of the Town of Lapel.

WHEREAS, it is in the best interest of the Town of Lapel and its citizens that a

Department of Storm Water Management be created for the purpose of providing for the collection, disposal and drainage of storm and surface water in the Town of Lapel.

Now, therefore, be it ordained by the Lapel

Town Council of the Town of Lapel, Madison County, Indiana as follows:

1. Indiana Code [8-1.5-5](#) concerning “Storm Water Management System” is hereby adopted by the Lapel Town Council of the Town of Lapel, Indiana, so as to make the Act and any and all amendments thereto effective and operative in the Town of Lapel, Indiana; and
2. Pursuant to Indiana Code [8-1.5-5](#), a Department of Storm Water Management shall be an is hereby created for the purpose of providing for the collection, disposal and drainage of storm and surface water in the Town of Lapel; and
3. Pursuant to Indiana Code [8-1.5-5](#), a Department of Storm Water Management shall be controlled by the Lapel Town Council, Town of Lapel, Indiana; and
4. Pursuant to Indiana Code [8-1.5-5](#), there is hereby created a special taxing district which shall include all of the territory within the corporate boundaries of the Town of Lapel, Madison County, Indiana; and
5. The Lapel Clerk/Treasurer shall prepare a budget for the operation of the Department on an annual basis which budget shall be subject to approval by the Lapel Town Council and any issuance of bonds or other methods for making capital improvements shall be approved by the Lapel Town Council as provided by law; and
6. Any ordinance or provision of any ordinance of the Town of Lapel or of the Municipal Code of the Town of Lapel in conflict with the provisions of this ordinance is hereby repealed; and
7. The invalidity of any section, clause, sentence or provision of this ordinance shall not affect the validity of any other part of this ordinance which can be given effect without such invalid part of parts; and
8. This ordinance shall be in full force and effect from and after its adoption and approval by the Lapel Town Council, Lapel, Madison County, Indiana.