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CH16 16 .11 - Annexation of Bodenhorn Property 19 Acres on Brookside Road

BE IT ORDAINED by the Town of Lapel, Madison County, Indiana:

An ordinance annexing adjacent and contiguous property to the Town of Lapel, a municipal corporation, of Madison County, Indiana.

WHEREAS, Alice M. Bodenhorn, David L. Bodenhorn, and Donna S. Bodenhorn filed her Petition for Annexation of real property adjacent and contiguous to the corporate limits of the Town of Lapel, which property is described hereinafter; and

WHEREAS, the Petition is properly before the Town Board pursuant to Indiana Code [36-4-3-5.1; and

WHEREAS, the Town Board of Lapel, as the Board of Trustees, finds the Petition in proper order and that the property sought to be annexed, by Alice M. Bodenhorn, David L. Bodenhorn, and Donna S. Bodenhorn, is adjacent and contiguous to the corporate boundaries of the municipal corporation of the Town of Lapel and that the Petition and all things comply with the above-referenced Indiana Code.

NOW BE IT ORDAINED BY THE TOWN BOARD OF LAPEL, AS THE BOARD OF TRUSTEES, LAPEL, MADISON COUNTY, INDIANA:

Section 1. That the following described real estate owned by Alice M. Bodenhorn, David L. Bodenhorn, and Donna S. Bodenhorn is adjacent and contiguous to the corporate limits of the Town of Lapel, Madison County, Indiana.

Section 2. That the following described real estate, to wit:

Commencing 50 rods 15.85 feet south of the Northwest corner of the Southeast quarter of Section 28. Township 19 North. Range 6 East and run thence south 75 rods, 15 feet, thence east 53 rods to the West line of Bosworth's Addition to

the Town of Lapel, thence North 20 rods, 75 feet, thence West 12 rods, to the Corporation line of the Town of Lapel, thence North 54 rods 15.9 feet, thence West 39 rods, 13.2 feet to the place of beginning, containing 20.75 acres, more or less.

EXCEPT: Part of the Southwest Quarter of the Southeast quarter of Section 28, Township 19 North, Range 6 East more specifically described as follows: Beginning at a point 583.5 feet North and 874.0 East of the Southwest corner of the Southwest Quarter of the Southeast Quarter of Section 28, Township 19 North, Range 6 East, said point also being on the West line of I.D. Bosworth's Addition 330.15 feet, thence West 186.0 feet, thence South parallel to the West line of I.D. Bosworth's Addition 330.15 feet, thence East 186.0 feet to the place of beginning, contained 1.41. acres, more or less. Containing after said exception 19.34 acres, more or less.

be and hereby is annexed to the Town of Lapel, a municipal corporation of Madison County, Indiana, and shall be a part of the municipal corporation of the Town of Lapel.

Section 3. Be it further ordained that the annexed property shall qualify pursuant to Indiana Code [36-4-3-4.1\(b\)](#) which reads as follows:

"Territory annexed under this section is exempt from all property tax liability under Indiana Code [6-1.1](#) for municipal purposes for all portions of the annexed territory that are classified for zoning purposes as agricultural and remain exempt from the property tax liability while the property zoning classification remains agricultural. However, if the annexation ordinance annexing the territory is adopted after June 30, 2006, the property tax liability under Indiana Code [6-1.1](#) for municipal purposes may be exempted for a period of not more than ten (10) years."

Section 4. Be it further ordained that the ordinance, upon adoption, shall be published as prescribed by Indiana Code [5-3-4](#) and it shall take effect as provided in Indiana Code [36-4-3-7](#) and a certified copy of the ordinance shall be recorded in the office of the County Auditor of Madison County, Indiana, the Clerk of the Circuit Court; and the Board of Voter Registration in Madison County; and the Madison County Recorder's Office.

Read and Adopted this 2nd Day of August 2007.

Further Information

11-2007

Date Passed: 8/2/2007