

**Passed 6-14-10 by a 7-0 Vote
ORDINANCE #18, 2010**

**AN ORDINANCE ANNEXING REAL ESTATE INTO THE
CITY OF VALPARAISO, PORTER COUNTY, INDIANA KNOWN AS THE
“FLAT ROCK ANNEXATION”**

WHEREAS, Coolman Communities on behalf of Glen E. Marshall Marital Trust as the owner of certain real estate located in Center Township requested at the **May 10, 2010** City Council meeting that the real estate be annexed into the City of Valparaiso, Indiana, which real estate is more particularly described as follows:

See Exhibit B –Flat rock Annexation Legal Description

WHEREAS, the Common Council of the City of Valparaiso, Indiana has heretofore considered and adopted a Fiscal Plan (**Exhibit A**) for such real estate as required by law; and

WHEREAS, the property sought to be annexed is situated outside the corporate boundaries of the municipal City of Valparaiso, Porter County, Indiana, and consists of approximately 9.54 acres of land; and

WHEREAS, the petitioners are the owner of 100% of the land sought to be annexed; and

WHEREAS, at least one eighth (1/8) of the aggregate external boundaries of the real estate sought for annexation coincides with the present boundaries of the City of Valparaiso, Indiana; and

WHEREAS, the City of Valparaiso Plan Commission favorably voted (9-0) to recommend approval of the proposed annexation at its April 13, 2010 meeting, and favorably voted (9-0) to recommend approval of the request to rezone the land included in the annexation area from R-1 Low Density Single Family Residential District in the County to GR General Residential District at its April 13, 2010 meeting.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Valparaiso, Porter County, Indiana as follows:

1. By and through the powers vested in the Common Council of the City of Valparaiso, Porter County, Indiana, the real estate identified in Exhibit A which has been attached hereto and made a part of this Ordinance should be and the same is hereby annexed into the municipal boundaries of the City of Valparaiso. Certain real estate included in the annexation area shall be zoned GR General Residential District.
2. The Valparaiso Clerk-Treasurer is hereby authorized, instructed and empowered to take all actions necessary in order to implement the intention of this Ordinance by recording, filing and publishing pursuant to Indiana law.

Passed by the Common Council of the City of Valparaiso, Indiana by a ___ vote of all members present and voting this ___ day of _____, 2010.

Jon Costas, Mayor

ATTEST:

Sharon Emerson Swihart, Clerk-Treasurer

Presented by me to the Mayor of the City of Valparaiso, Indiana, this ____ of _____,
2010 at the hour of _____ o'clock P.M.

Sharon Emerson Swihart, Clerk-Treasurer

This Ordinance approved and signed by me this ____ day of _____, 2010 at the
hour of _____ o'clock P. M.

Jon Costas, Mayor

EHXIBIT B – FLAT ROCK ANNEXATION LEGAL DESCRIPTION

DESCRIPTION: (REC. INSTR. NO. 1999-010047)

COMMENCING AT THE SOUTH QUARTER-POST OF SECTION 22, TOWNSHIP 35 NORTH, RANGE 6 WEST OF THE SECOND PRINCIPAL MERIDIAN, IN PORTER COUNTY, INDIANA, AND RUNNING THENCE NORTH ALONG THE NORTH AND SOUTH CENTERLINE OF SAID SECTION 498.51 FEET; THENCE EAST 868.8 FEET; THENCE SOUTH 498.51 FEET TO THE SOUTH LINE OF SAID SECTION; THENCE WEST 868.8 FEET TO THE PLACE OF BEGINNING, EXCEPTING THEREFROM THE SOUTH 100.0 FEET OF THE WEST 200.0 FEET.