

FILED
SUBJECT TO FINAL ACCEPTANCE

OCT 26 2020

Samela J. Burton
AUDITOR, JOHNSON COUNTY

City of Franklin Common Council

ORDINANCE # 2020-09

AN ORDINANCE APPROVING A RESOLUTION
OF THE CITY OF FRANKLIN, INDIANA PLAN COMMISSION,
AND ANNEXING CERTAIN PROPERTY CONTIGUOUS TO THE FRANKLIN CORPORATE LIMITS
(to be known as GDI Holdings Annexation)

2020-030389
RECORDED ON
10/26/2020 10:33:36 AM
TERESA K. PETRO
JOHNSON COUNTY RECORDER
REC FEE: 25.00
PAGES: 6

WHEREAS, a petition has been filed before the Common Council of the City of Franklin, Indiana, pursuant to IC 36-4-3-5.1, by the owners of certain real estate, requesting that said real estate be annexed by the City of Franklin, Indiana, a description of said property is attached hereto, incorporated herein and marked as Exhibit "A"; and

WHEREAS, the City of Franklin, Indiana Plan Commission is an advisory Plan Commission to the City of Franklin, and has by Resolution #2020-16 recommended that the City's Common Council approve the annexation of the real property described in the attachments (a copy of said Resolution, together with attached exhibits, is attached hereto, incorporated herein by reference, and marked "Resolution #2020-16"); and

WHEREAS, pursuant to IC 36-7-4-605, Resolution #2020-16 has been certified to City's Common Council; and

WHEREAS, it appears that it would be in the best interest of the City of Franklin, Indiana that said real estate described in Exhibit "A" be annexed to and become a part of the City of Franklin, Indiana.

NOW, THEREFORE, THE COMMON COUNCIL OF THE CITY OF FRANKLIN, INDIANA, ORDAINS AND ENACTS THE FOLLOWING:

1. The real estate described in Exhibit "A" is hereby declared annexed to the City of Franklin, Indiana.
2. The clause headings appearing in this ordinance have been provided for convenience and reference, and do not purport and will not be deemed to define, limit, or extend the scope or intent of the clauses to which the headings pertain; and
3. The provisions of all other ordinances in conflict with the provisions of this ordinance are of no further force or effect, and are now repealed; and
4. If any part of this ordinance is held to be invalid, such part will be deemed severable and its validity will have no effect upon the remaining provisions of this ordinance; and
5. The provisions set forth in this ordinance become and will remain in full force and effect pursuant to Indiana Code; and
6. Said newly annexed territory shall become a part of Council District 2; and

Sale Disclosure NOT Required
Johnson County Assessor



EXHIBIT "A"

A PART OF THE NORTHEAST QUARTER OF SECTION 20, TOWNSHIP 12 NORTH, RANGE 5 EAST OF THE SECOND PRINCIPAL MERIDIAN, SITUATED IN NEEDHAM TOWNSHIP, JOHNSON COUNTY, INDIANA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A MAG NAIL WITH JOHNSON COUNTY SURVEYOR'S OFFICE WASHER FOUND AT THE NORTHEAST CORNER OF THE NORTHEAST QUARTER OF SAID SECTION 20; THENCE SOUTH 88 DEGREES 40 MINUTES 38 SECONDS WEST (BASIS OF BEARINGS) ON AND ALONG THE NORTH LINE OF SAID NORTHEAST QUARTER 1903.31 FEET TO A POINT IN THE CENTERLINE OF AMITY DITCH AND THE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE ON AND ALONG THE CENTERLINE OF SAID AMITY DITCH BY THE FOLLOWING EIGHT (8) COURSES: 1) SOUTH 57 DEGREES 47 MINUTES 53 SECONDS WEST 77.77 FEET; THENCE 2) SOUTH 36 DEGREES 12 MINUTES 37 SECONDS WEST 15.34 FEET; THENCE 3) SOUTH 09 DEGREES 19 MINUTES 55 SECONDS WEST 16.09 FEET; THENCE 4) SOUTH 02 DEGREES 35 MINUTES 06 SECONDS EAST 92.76 FEET; THENCE 5) SOUTH 03 DEGREES 00 MINUTES 05 SECONDS EAST 432.37 FEET; THENCE 6) SOUTH 02 DEGREES 54 MINUTES 55 SECONDS WEST 36.87 FEET; THENCE 7) SOUTH 16 DEGREES 23 MINUTES 04 SECONDS WEST 34.52 FEET; THENCE 8) SOUTH 37 DEGREES 49 MINUTES 25 SECONDS WEST 22.07 FEET TO A POINT ON THE SOUTH LINE OF THE LAND OF ROY UMBARGER AND SONS, INC, DESCRIBED IN INSTRUMENT NUMBER 2018002268 ON FILE IN THE OFFICE OF THE RECORDER OF JOHNSON COUNTY, INDIANA; THENCE SOUTH 88 DEGREES 40 MINUTES 38 SECONDS WEST 673.27 FEET TO A POINT ON THE WEST LINE OF SAID NORTHEAST QUARTER; THENCE 4) NORTH 00 DEGREES 07 MINUTES 49 SECONDS EAST 679.80 FEET TO AN 8 INCH BY 8 INCH WOOD POST AT THE NORTHWEST CORNER OF SAID NORTHEAST QUARTER; THENCE NORTH 88 DEGREES 40 MINUTES 38 SECONDS EAST ON AND ALONG THE NORTH LINE OF SAID NORTHEAST QUARTER 747.55 FEET TO THE POINT OF BEGINNING, CONTAINING 10.71 ACRES, MORE OR LESS.

AND INCLUDING ALL CONTIGUOUS AREAS OF PUBLIC HIGHWAYS AND RIGHTS-OF-WAY OF THE PUBLIC HIGHWAYS WHICH ARE NOT ALREADY CONTAINED WITHIN THE CORPORATE BOUNDARIES OF THE CITY OF FRANKLIN.

7. The Clerk-Treasurer is hereby directed to advertise this ordinance pursuant to IC 36-4-3-7 and to make the filings as required by IC 36-4-3-22(a),

INTRODUCED AND FILED on the 3rd day of August, 2020.

PUBLIC HEARING held on the 17 day of August, 2020.


DULY ADOPTED on this 21 day of September 2020, by the Common Council of the City of Franklin, Johnson County, Indiana having been passed by a vote of 6 in Favor and 0 Opposed.

City of Franklin, Indiana, by its Common Council:

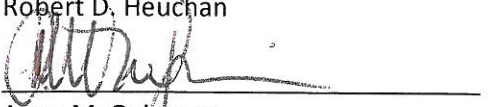
Voting Affirmative:


Kenneth Austin, President


Melissa Jones


Daniel J. Blankenship


Robert D. Heuchan


Anne McGuinness


Chris Rynerson

Absent
Shawn Taylor

Voting Opposed:

Kenneth Austin, President

Melissa Jones

Daniel J. Blankenship

Robert D. Heuchan

Anne McGuinness

Chris Rynerson

Shawn Taylor

Attest:


Jayne Rhoades, City Clerk-Treasurer

Presented by me to the Mayor of the City of Franklin for his approval or veto pursuant to Indiana Code § 36-4-6-15 and 16, this 21 day of September, 2020 at 6:10 o'clock p.m.


Jayne Rhoades, City Clerk-Treasurer

This Ordinance having been passed by the legislative body and presented to me was **[Approved]** by me and duly adopted, pursuant to Indiana Code § 36-4-6-16(a)(1)) [Vetoed, pursuant to Indiana Code § 36-4-6-16(a)(2)], this 21 day of September, 2020 at 6:10 o'clock p.m.


Steve Barnett, Mayor

Attest:


Jayne Rhoades, City 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.

Signed 

Prepared by:
Joanna Myers, Senior Planner
Department of Planning & Engineering
70 E. Monroe Street
Franklin, IN 46131



**CITY OF FRANKLIN, PLAN COMMISSION RESOLUTION # 2020-16
TO THE FRANKLIN COMMON COUNCIL FOR CONSIDERATION**

NAME OF PETITIONER:
GDI Holdings, LLC

PLAN COMMISSION DOCKET NUMBER:
PC 2020-16

RESOLUTION

WHEREAS, the City of Franklin, Indiana has received an annexation petition to have the property described in Exhibit "A" annexed into the corporate limits of Franklin, Indiana; and

WHEREAS, the petitioner has submitted a statement of reasons for having said property annexed; and

WHEREAS, said property meets the condition of being one-eighth contiguous to the present corporate limits; and

WHEREAS, the existing and proposed improvements have been submitted and reviewed by the Plan Commission; and

WHEREAS, the said improvements are consistent with the 2013 Comprehensive Plan; and

WHEREAS, the required Plan of Services (fiscal plan) is being written and shall be submitted to the Franklin Common Council for its adoption; and

WHEREAS, a public hearing was held on the 16th day of June, 2020 to give the public an opportunity to offer comments on said annexation petition; and

WHEREAS, the Franklin City Plan Commission has given due consideration to the future growth and prosperity of the City of Franklin, as well as the health, safety, and general welfare of its residents; and

WHEREAS, the Franklin Plan Commission took all of the public comments received at said public hearing under advisement prior to taking any action on said annexation petition.

NOW THEREFORE BE IT RESOLVED THAT THE FRANKLIN CITY PLAN COMMISSION HEREBY FORWARDS A FAVORABLE RECOMMENDATION TO THE FRANKLIN COMMON COUNCIL THAT:

1. The property described herein, attached hereto, made part hereof, and marked as Exhibit "A" be approved for annexation to the City of Franklin.
2. On behalf of the secretary, staff of the Plan Commission is hereby directed to forward a copy of this resolution to the Petitioner and the City of Franklin Common Council.
3. This resolution is forwarded to the Common Council of the City of Franklin for further proceedings consistent with the provisions of Indiana Code.

Resolved by the Franklin City Plan Commission this 16th day of June, 2020.

PLAN COMMISSION OF THE CITY OF FRANKLIN, INDIANA

ATTEST:


Suzanne Findley, Secretary


Jim Martin, President

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