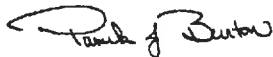


**FILED**

SUBJECT TO FINAL ACCEPTANCE

**NOV 08 2021**



AUDITOR, JOHNSON COUNTY

City of Franklin Common Council

**ORDINANCE # 2021-17**

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 Starek Annexation)

2021-033183

RECORDED ON

11/09/2021 01:07:25 PM

TERESA K. PETRO

JOHNSON COUNTY RECORDER

REC FEE: 25.00

PAGES: 6

CORPORATE LIMITS

**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 #2021-23 forwarded a favorable recommendation 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 #2021-23"); and

**WHEREAS**, pursuant to IC 36-7-4-605, Resolution #2021-23 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all other ordinances in conflict with the provisions of this ordinance are of no further force or effect, and are now repealed; and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**

25629441X1

8665258:01200



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 16<sup>th</sup> day of August, 2021.

**PUBLIC HEARING** held on the 7 day of September, 2021.

**DULY ADOPTED** on this 4 day of October 2021, by the Common Council of the City of Franklin, Johnson County, Indiana having been passed by a vote of 4 in Favor and 3 Opposed.

City of Franklin, Indiana, by its Common Council:

**Voting Affirmative:**

Ken Austin - remote

Kenneth Austin, President

Melissa Jones

Melissa Jones

Dan Blankenship - remote

Daniel J. Blankenship

Robert D. Heuchan

Anne McGuinness

Chris Rynerson

Chris Rynerson

Shawn Taylor

Attest:

Jayne Rhoades

Jayne Rhoades, City Clerk-Treasurer

**Voting Opposed:**

Kenneth Austin, President

Melissa Jones

Daniel J. Blankenship

Robert D. Heuchan

Robert D. Heuchan

Anne McGuinness

Anne McGuinness

Chris Rynerson

Shawn Taylor

Shawn Taylor

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 4 day of October, 2021 at 7:00 o'clock p.m.

  
Jayne Rhoades, City Clerk-Treasurer

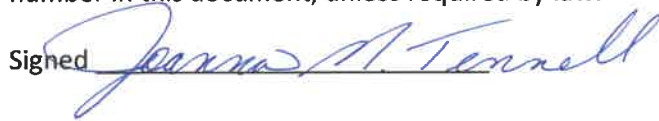
This Ordinance having been passed by the legislative body and presented to me was **[Approved]** by me and duly adopted, pursuant to Indiana Code § 36-4-6-16(a)(1)] [Vetoed, pursuant to Indiana Code § 36-4-6-16(a)(2)], this 4 day of October, 2021 at 7:00 o'clock p.m.

  
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 Tennell, Senior Planner  
Department of Planning & Engineering  
70 E. Monroe Street  
Franklin, IN 46131

## **EXHIBIT "A"**

Part of the Northwest and Southwest Quarters of Section 1, Township 12 North, Range 4 East of the Second Principal Meridian, Johnson County, Indiana, more particularly described as follows:

BEGINNING at the southwest corner of said Northwest Quarter; thence South 00 degrees 56 minutes 17 seconds East 703.51 feet along the west line of said Northwest Quarter (the basis of bearings is the Indiana Geospatial Coordinate System, Johnson Zone) to the northwest corner of the South 45 acres said Northwest Quarter; thence South 84 degrees 36 minutes 51 seconds East 2,808.93 feet along the north line of said South 45 acres to the east line of said Northwest Quarter; thence South 00 degrees 05 minutes 40 seconds West 699.82 feet along said east line to the southeast corner of said Northwest Quarter and the northeast corner of the parcel conveyed to Indiana Golf Foundation in Instrument Number 2003-037391, on file in the Office of the Recorder of Johnson County, Indiana, the following two (2) courses are along the north and west lines thereof; 1)thence North 80 degrees 45 minutes 11 seconds West 14.06 feet; 3)thence Southerly 268.77 feet along a non-tangent curve to the left having a radius of 4,497.59 feet and subtended by a long chord having a bearing of South 02 degrees 16 minutes 42 seconds West and a length of 268.73 feet; thence South 89 degrees 40 minutes 12 seconds West 265.02 feet; thence North 01 degree 32 minutes 57 seconds West 145.00 feet; thence South 88 degrees 27 minutes 03 seconds West 2,315.25 feet; thence South 01 degree 32 minutes 57 seconds East 20.00 feet; thence South 88 degrees 27 minutes 03 seconds West 171.38 feet to the west line of said Southwest Quarter; thence North 00 degrees 37 minutes 53 seconds West 470.14 feet along said west line to the POINT OF BEGINNING. Containing 66.716 acres, more or less.

AND

Part of the Southwest Quarter of Section 1, Township 12 North, Range 4 East of the Second Principal Meridian, Johnson County, Indiana, more particularly described as follows:

Commencing at the northwest corner of said Southwest Quarter; thence South 00 degrees 37 minutes 53 seconds East 470.14 feet along the west line of said Southwest Quarter (the basis of bearings is the Indiana Geospatial Coordinate System, Johnson Zone) to the POINT OF BEGINNING; thence North 88 degrees 27 minutes 03 seconds East 171.38 feet; thence North 01 degree 32 minutes 57 seconds West 20.00 feet; thence North 88 degrees 27 minutes 03 seconds East 2,315.25 feet; thence South 01 degree 32 minutes 57 seconds East 145.00 feet; thence North 89 degrees 40 minutes 12 seconds East 265.02 feet to the west line of the parcel conveyed to Indiana Golf Foundation in Instrument Number 2003-037391, on file in the Office of the Recorder of Johnson County, Indiana, the following three (3) courses are along said west line; 1)thence Southerly 11.08 feet along a non-tangent curve to the left having a radius of 4,497.59 feet and subtended by a long chord having a bearing of South 00 degrees 29 minutes 45 seconds West and a length of 11.08 feet; 2)thence South 00 degrees 25 minutes 31 seconds West 820.61 feet; 3)thence South 00 degrees 08 minutes 04 seconds East 249.04 feet to the south line of the North Half of said Southwest Quarter; thence North 84 degrees 59 minutes 13 seconds West 2,749.15 feet along said south line to the southwest corner of said North Half; thence North 00 degrees 37 minutes 53 seconds West 896.73 feet to the POINT OF BEGINNING.

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.



**CITY OF FRANKLIN, PLAN COMMISSION RESOLUTION # 2021-23  
TO THE FRANKLIN COMMON COUNCIL FOR CONSIDERATION**

**NAME OF PETITIONER:**  
Forestar Group

**PLAN COMMISSION DOCKET NUMBER:**  
PC 2021-23

**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 15<sup>th</sup> day of June, 2021 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:**

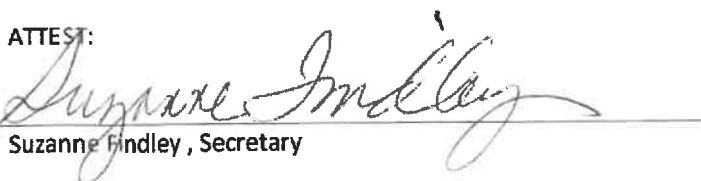
1. The property described herein, attached hereto, made part hereof, and marked as Exhibit "A" be approved for annexation to the City of Franklin.
2. On behalf of the secretary, staff of the Plan Commission is hereby directed to forward a copy of this resolution to the Petitioner and the City of Franklin 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 15<sup>th</sup> day of June, 2021.

PLAN COMMISSION OF THE CITY OF FRANKLIN, INDIANA

  
Jim Martin, President

ATTEST:

  
Suzanne Findley, Secretary

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