

ORDINANCE 2009 - 2

AN ORDINANCE CONCERNING THE ANNEXATION OF ADJACENT AND
CONTIGUOUS TERRITORY COMMONLY KNOWN AS THE ALEXANDER TRACT
PHASE II TO THE TOWN OF NASHVILLE AND INCLUDING THE SAME IN COUNCIL
DISTRICT NO. 3

BE IT ORDAINED BY THE TOWN COUNCIL OF NASHVILLE, INDIANA:

SECTION 1. That the following described territory be, and the same is hereby, annexed to and made a part of the corporation of the Town of Nashville, Indiana, to-wit: A part of the south half of the northwest quarter and a part of the southwest quarter of Section 18, Township 9 North, Range 3 East, Brown County, Indiana, being more particularly described as follows:

Part of the Southeast quarter of the Northwest quarter, part of the Northeast quarter of the Southwest quarter and part of the Northwest quarter of the Southwest quarter of Section 20, Township 9 North, Range 3 East, described as follows: Beginning at the Northeast corner of said Northeast quarter of the Southwest quarter; thence South 00 degrees 50 minutes West 592.0 feet; thence North 89 degrees 22 minutes West 1536.0 feet; thence South 00 degrees 50 minutes West 440.0 feet to a point on the North right-of-way of State Road 46; thence Northwesterly with the North right-of-way of State Road #46 712.5 feet; thence continuing with said right-of-way North 16 degrees 04 minutes East 54.5 feet and North 68 degrees 34 minutes West 69.8 feet; thence Northeasterly with the center of Salt Creek 915.8 feet; thence North 00 degrees 51 minutes East 186.2 feet to the Southwest corner of said Southeast quarter of the Northwest quarter; thence North 00 degrees 51 minutes East 852.3 feet; thence South 83 degrees 33 minutes East 1068.7 feet; thence Southeasterly with the center of Old State Road #46 476.5 feet; thence South 00 degrees 50 minutes West 365.6 feet to the beginning. Containing 50.31 acres, more or less.

SECTION 2. It is the policy of the Town of Nashville to furnish the above described territory, within a period of one (1) year from the effective date of annexation, governmental services of a non-capital nature in a manner which is equivalent in standard and scope to those non-capital services provided to areas within the Town which have similar topography, patterns of land utilization and population density to the said described land utilization and population density to the said described territory. It is also the policy of the Town of Nashville to provide services of a capital improvement nature to the annexed territory within three (3) years of the effective date of annexation, in the same manner as such services are provided to areas already in the Town with similar topography, patterns of land utilization and population density, and in a manner consistent with federal, state and local laws, procedures and planning criteria.

SECTION 3. Governmental and proprietary services will be provided to the above described territory in a manner consistent with the written Fiscal Plan for the territory. Said Plan was adopted by the Town Council on the ~~16~~ day of ~~MARCH~~, 2009.

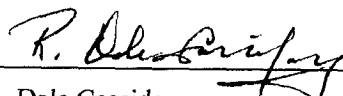
16 MARCH 2009

SECTION 4. Said described territory shall be part of Town Council District Number of the Town of Nashville, Indiana, as described in Ordinance 1992-8 of the Town of Nashville, as amended.

SECTION 5. SEVERABILITY. If any section or provision of this ordinance or the application thereof to any person or circumstance shall be declared invalid, such invalidity shall not affect any of the other sections, provisions or applications of this ordinance which can be given affect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

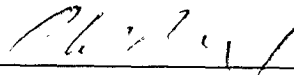
SECTION 6. Absent an appeal under I.C. 36-4-3-15.5, this ordinance shall take effect thirty-one (31) days after its adoption and upon the filing and recording of the ordinance under I.C. 36-4-3-22.

PASSED AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF NASHVILLE, BROWN COUNTY, INDIANA, THIS 16 DAY OF APR, 2009.

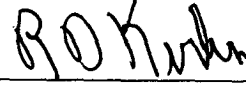


R. Dale Cassiday

Roger Kelso



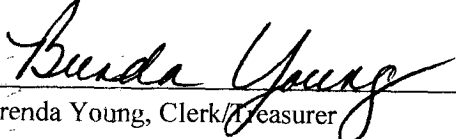
Charles King



Robert Kirlin

Arthur Omberg

ATTEST



Brenda Young, Clerk/Treasurer