



ORDINANCE NO. 2023-4

AN ORDINANCE ANNEXING TERRITORY INTO THE TOWN OF WESTPORT, INDIANA ON PETITION BY ALL OF THE OWNERS OF SUCH TERRITORY PURSUANT TO THE PROVISIONS OF IC 36-4-3-5.1

Whereas, on or about the 22nd date of March, 2023, NIPRO PHARMAPACKAGING AMERICAS CORP., voluntarily filed a petition before this Town Council requesting the annexation of approximately a 3.000 acre tract of real estate, which IS presently located in the unincorporated territory of Decatur County, Indiana, into the corporate boundaries of the Town of Westport, Indiana, pursuant to the provisions of IC 36-4-3-5.1; and,

Whereas, pursuant to the provisions of IC 36-4-3-5.1 (e), a notice of public hearing scheduled before this Town Council on the 8th day of May, 2023, has been published in accordance with Indiana Law at least twenty (20) days before the holding of such hearing, and evidence in the form of proof of publication of such notice was entered into the record at such public hearing; and,

Whereas, this Town Council held such public hearing as scheduled on the 8th day of May, 2023, at which the Petitioner and all other persons interested in the proposed annexation were afforded the opportunity to speak and address their objections or concerns; and,

Whereas, more than fourteen (14) days have elapsed since the holding of the public hearing on the requested annexation; and,

Whereas, this Town Council now deems it to be in the best interests of the Town of Westport, Indiana, to grant the petition for voluntary annexation by adoption of this Ordinance.

NOW, THEREFORE, BE IT ORDAINED by this Town Council of the Town of Westport, Indiana, as follows:

1. The following described real estate is hereby declared as annexed into the Town of Westport, Indiana, *to-wit*:

Part of the Northwest Quarter of the Northwest Quarter of Section 31, Township 9 North, Range 9 East of the Second Principal Meridian located in Sand Creek Township, Decatur County, Indiana, described as follows:

Commencing at a found iron pin at the Northwest corner of said Quarter; thence North 88 degrees 28 minutes 13 seconds East along the North line of said Quarter a distance of 468.74 feet to the POINT OF BEGINNING; thence North 88 degrees 28 minutes 13 seconds East along the North line of said Quarter a distance of 279.38 feet to set iron pin; thence South 00 degrees 33 minutes 45 seconds West a distance of 468.38 feet to a set iron pin in the North line of a 0.7295 acres tract; thence South 88 degrees 35 minutes 55 seconds West along said North line a distance of 279.35 feet to a found iron pin; thence North 00 degrees 33 minutes 45 seconds East passing

through a found iron pin at 467.00 feet, a total distance of 467.76 feet to the POINT OF BEGINNING. This tract contains 3.000 acres, more or less.

Parcel ID: 16-14-31-220-005.030-013
Alternate ID: 009-03047-03

2. This Ordinance shall take effect thirty (30) days after its passage and adoption by this Town Council, and upon the filing and recording of the Ordinance as required by Indiana law, in the absence of an appeal under IC 36-4-3-15.5.

3. The Town Clerk is hereby directed to publish notice of the adoption of this Ordinance in the Greensburg Daily News one (1) time within thirty (30) days after the adoption of this Ordinance in accordance with the provisions of IC 5-3-1-2 (h).

4. In the absence of an appeal against this Ordinance filed pursuant to IC 36-4-3-15.5, the Town Clerk is hereby directed to do the following within ninety (90) days after adoption of this Ordinance.

A. File a certified copy of this Ordinance with each of the following:

(1) The Decatur County Auditor, together with seven (7) additional copies that the Auditor may use to forward in accordance with the provisions of IC 36-4-3-22 (d) to (a) the Decatur County Highway Department, (b) the Decatur County Surveyor, (c) the Decatur County Plan Commission, (d) The Decatur County Sheriff, (e) The Township Trustee, (f) the office of the Indiana Secretary of State, (g) the office of census data established by IC 2-5-1.1-12.2.

(2) The Clerk of the Decatur Circuit Court;

(3) The Decatur County Board of Voter Registration;


(4) The office of the Indiana Secretary of State;

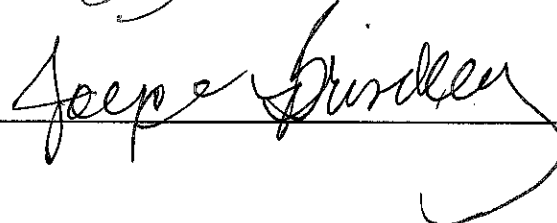
(5) The office of census data established by IC 2-5-1.1-12.2.

B. Record a certified copy of this Ordinance in the office of the Decatur County Recorder.

So Ordained this 12th day of June, 2023.

**TOWN COUNCIL OF THE
TOWN OF WESTPORT**

By:  John Orgawst

By:  Joyce Brindley

Attest:

Town Clerk:

 Gloria Alumbaugh