

**ORDINANCE NO. 011822A**  
AN ORDINANCE ANNEXING CERTAIN REAL ESTATE  
TO THE CITY OF FISHERS, HAMILTON COUNTY, INDIANA

WHEREAS, the City of Fishers, Hamilton County, Indiana (“City”), in accordance with Ind. Code §36-4-3-5.1, wishes to annex an area consisting of approximately 22.1 acres located outside of but contiguous to the City, those areas being more particularly described in Exhibit A, attached hereto and incorporated herein, and further depicted in Exhibit B, attached hereto and incorporated herein (the “Annexed Territory”);

WHEREAS, in accordance with Ind. Code §36-4-3-5.1(e), on or around January 18, 2022, the City Council held a duly noticed public hearing regarding the Annexed Territory;

WHEREAS, the Common Council has determined, in accordance with Ind. Code §36-4-3-5.1, the petition requesting voluntary annexation is signed by 100% of the owners of land within the Annexed Territory;

WHEREAS, in accordance with Ind. Code §36-4-3-1.5, the Common Council has determined that that Annexed Territory is contiguous as at least one-eighth (1/8) of the aggregate external boundaries of the Annexed Territory coincides with the boundaries of the City;

WHEREAS, on or around February 21, 2022, in accordance with Ind. Code §§ 36-4-3-3.1 and 36-4-3-13, the Common Council adopted a Written Fiscal Plan for the Annexed Territory; and

WHEREAS, the Common Council now desires to annex the Annexed Territory generally known as the Courtyards of Fishers PUD Property.

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

- Section 1.**           **Contiguity.** The petition requesting voluntary annexation for the Annexed Territory, further described in Exhibit A, attached hereto and incorporated herein, and graphically depicted in Exhibit B, attached hereto and incorporated herein, is signed by 100% of the owners of land within the Annexed Territory and is contiguous to the City boundaries as at least one-eighth (1/8) of the aggregate external boundaries of the Annexed Territory coincides with the boundaries of the City.
- Section 2.**           **Annexed Territory.** The real estate containing approximately 22.1 acres more or less legally described in Exhibit A attached hereto and incorporated herein, and graphically depicted in Exhibit B attached hereto and incorporated herein, generally to be known as the Courtyards of Fishers PUD, is hereby annexed to and declared to be a part of the City of Fishers, Indiana.
- Section 3.**           **Council District.** The above described real estate is hereby assigned to City Council District 6 and shall become a part thereof immediately upon the effective date of this ordinance.

**Section 3. Effective Date.** This ordinance shall be in full force and effect September 1<sup>st</sup>, 2024, and as provided by Indiana law.

**Section 4.** All ordinances or parts thereof in conflict herewith are hereby repealed.

SO ORDAINED by the Common Council of the City of Fishers, Indiana, on this 21<sup>st</sup> day of February 2022.

**COMMON COUNCIL OF THE CITY OF FISHERS,  
HAMILTON COUNTY, INDIANA**

011822A

**YAY**

**NAY**

**ABSTAIN**

YAY		NAY	ABSTAIN
	Todd Zimmerman, President		
	John Weingardt, Vice President		
	C. Pete Peterson, Member		
	Cecilia C. Coble, Member		
	Brad DeReamer, Member		
	Selina Stoller, Member		
	Jocelyn Vare, Member		
	Crystal Neumann, Member		
	David Giffel, Member		

I hereby certify that the foregoing Ordinance/ Resolution was delivered to City of Fishers Mayor Scott Fadness on the 21<sup>st</sup> day of February 2022, at \_\_\_\_\_ m.

ATTEST: \_\_\_\_\_  
Jennifer L. Kehl, City Clerk

**MAYOR'S APPROVAL**

February 21, 2022

\_\_\_\_\_  
**Scott A. Fadness, Mayor**

\_\_\_\_\_  
**DATE**



**MAYOR'S VETO**

\_\_\_\_\_  
**Scott A. Fadness, Mayor**

\_\_\_\_\_  
**DATE**

This instrument prepared by: Christopher P. Greisl, City Attorney, City of Fishers, Hamilton County, Indiana, One Municipal Drive, Fishers, Indiana, 46038

"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." Christopher P. Greisl

## EXHIBIT A

### *Legal Description*

Part of the Northwest Quarter of Section 5, Township 17 North, Range 6 East of the Second Principal Meridian, in Fall Creek Township, Hamilton County, Indiana, based upon an ALTA/NSPS Land Title Survey prepared by Michael G. Judt, Professional Surveyor #21500017, HWC Engineering Job #2021-244, dated October 22, 2021, more particularly described as follows: BEGINNING at the southwest corner of the East Half of the Southwest Quarter of Section 32, Township 18 North, Range 6 East, marked by a stone, said corner bearing North 89 degrees 04 minutes 48 seconds East 40.45 feet from a stone marking the northwest corner of the East Half of the Northwest Quarter of said Section 5; thence North 88 degrees 58 minutes 49 seconds East (grid bearing, Indiana Geospatial Coordinate System, "Hamilton" Zone) along the south line of the East Half of the Southwest Quarter of said Section 32 a distance of 752.52 feet to the west right-of-way line of Southeastern Parkway as described in Instrument Numbers 200600064170, 200600058317, and 200600056156 in the Office of the Recorder of Hamilton County, Indiana, the following six (6) courses being along said west right-of-way line of said Southeastern Parkway and along the north right-of-way line of 113th/ Street; (1) thence South 01 degrees 04 minutes 08 seconds East a distance of 264.21 feet; (2) thence South 01 degrees 08 minutes 42 seconds West a distance of 951.42 feet; (3) thence South 28 degrees 54 minutes 52 seconds West a distance of 91.66 feet; (4) thence South 87 degrees 06 minutes 48 seconds West a distance of 295.35 feet; (5) thence South 63 degrees 04 minutes 17 seconds West a distance of 71.16 feet; (6) thence South 04 degrees 09 minutes 35 seconds East a distance of 8.55 feet to the centerline of said 113th/ Street, the following four (4) courses being along said centerline; (1) thence South 85 degrees 50 minutes 27 seconds West a distance of 65.62 feet; (2) thence South 86 degrees 27 minutes 25 seconds West a distance of 139.79 feet; (3) thence South 85 degrees 54 minutes 15 seconds West a distance of 85.54 feet; (4) thence South 84 degrees 17 minutes 04 seconds West a distance of 46.14 feet to the east line of a tract of land described in Instrument Number 2021022867 in said Recorder's Office; thence North 00 degrees 00 minutes 00 seconds East along said east line and the northerly extension thereof a distance of 1361.97 feet to the POINT OF BEGINNING, containing 22.724 acres, more or less.

Also including: The entire width of any unincorporated rights-of-way that are contiguous with the above-described real estate.

