

RESOLUTION NO.: 6-2017

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF CLARK COUNTY, INDIANA, FOR TRANSFER OF REAL ESTATE TO TOWN OF UTICA, INDIANA (I.C. 36-1-11-8)

WHEREAS, the Board of Commissioners of Clark County, Indiana (“Board”) is the County Executive under the Indiana Code and also is the County legislative body under such Code;

WHEREAS, the Utica Town Council (“Council”) serves functions as the legislative and fiscal body of the Town of Utica, Indiana (“the town”);

WHEREAS, this is a Resolution that is substantially identical with a similar Resolution to be enacted by the Council for the purposes set forth herein;

WHEREAS, in order to address and cure the scope of a prior annexation by the City of Jeffersonville (“City”), the Council approached the City Board of Public Works (“BPW”) on June 21, 2017 for disannexation of the below-described real estate;

WHEREAS, the Council and the Board desire that the real estate described below and referenced herein as “the real estate,” be transferred from the unincorporated County to the incorporated boundaries of the Town. This is consistent with the wishes of the Clark County Casting and Conservation Club (“CCCC”) which has historically managed and controlled the real estate for years;

WHEREAS, I.C. 36-1-11-8 provides that a transfer ... of property may be made with a government entity upon terms and conditions agreed upon by the entities as evidenced by the adoption of a substantially identical Resolution by each entity ...”. Further, the statute provides that a transfer may be made for any amount of real property or other forms of consideration.

WHEREAS, the amount of real property and the real estate included in this Resolution is identified on the Disannexation Order (“the Order”) marked “A” (attached hereto) and Exhibits 1, 2 and 3” which is comprised of 37.12 acres;

WHEREAS, as further consideration for this transfer, the town will undertake and assume supportive (at CCCC occasional request) maintenance tasks for the real estate, thereby relieving the Board of this obligation and responsibility. Further consideration is agreed to exist by mutual promises exchanged hereby, and herein, in which the town and the Board promise and agree to aid each other in infrastructure planning for roadway and infrastructure use and development in the general area of the real estate and in proximity thereto;

NOW, THEREFORE, BE IT RESOLVED by the Board as follows:

1. That each and every recital set forth herein is adopted into this Resolution, made a part hereof and made operable as a result of signatures below. The attached Order and Exhibits 1, 2 and 3 are incorporated into the substantive provisions of this Resolution;

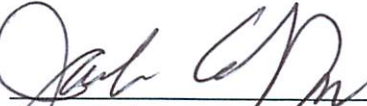
2. The Board hereby transfers any right, title and interest it may have, or may have heretofore had, in the real estate shown on the attached Order and Exhibits 1, 2 and 3, commonly known as the shooting range/gun range of the CCCCC to the town of Utica, Indiana by and through its Town Council;

3. The Auditor of Clark County shall take necessary steps to facilitate this transfer on official records of the town and Clark County, respectively.

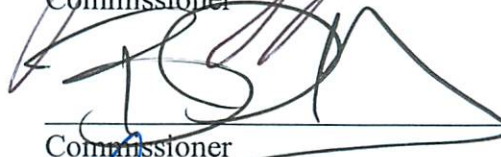
4. This Resolution shall take effect immediately upon adoption.

Adopted the 29th day of June, 2017.

BOARD OF COMMISSIONERS OF THE
COUNTY OF CLARK, INDIANA



Commissioner



Commissioner



Commissioner

Attest:



Clark County Auditor

From:

06/26/2017 07:48

#520 P.004/008

THE JEFFERSONVILLE BOARD OF PUBLIC WORKS AND SAFETY

DULY ENTERED FOR TAXATION SUBJECT TO FINAL ACCEPTANCE FOR TRANSFER

JUN 21 2017

R. Mark Smith Auditor, Clark County

STATE OF INDIANA

201710598 00C \$24.00 06/21/2017 03:36:41P 5 PGS Zachary Payne Clark County Recorder IN Recorded as Presented



IN RE PETITION FOR DISANNEXATION OF CLARK COUNTY CASTING AND CONSTRUCTION CLUB

MAY 24, 2017

ORDER GRANTING (CCCCC) DISANNEXATION PETITION

The Town of Utica Indiana ("Town") acting by its Town Council ("Council") petitioned the Jeffersonville Indiana Board of Public Works and Safety ("BPW") to disannex certain real estate known as the shooting range of the Clark County Casting and Conservation Club ("CCCCC") which real estate is shown on the attached Exhibit 1 and legally described in the attached Exhibit 2 and Exhibit 3, consisting of 37.12 acres ("the real estate.")

The real estate historically has been within the unincorporated county, but was annexed by the City at a time when the City expanded its municipal boundaries to include portions of what is now the River Ridge Commerce Center ("RRCC"). The BPW, finding that the Petition was duly advertised as required by law, conducted a public hearing on the Petition on May 24, 2017 and being duly

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advised after affirmative vote of the BPW on said date. No remonstrances or objections to the Petition have been filed;

IT IS THEREFORE ORDERED AND DECREED that the real estate illustrated and described on the attached Exhibits shall be, and hereby is, disannexed from the City of Jeffersonville, Indiana territory and municipal boundaries;

SO ORDERED THIS ^{21ST} ~~24TH~~ DAY OF ^{JUNE} ~~MAY~~, 2017.



[Handwritten Signature]
Michael Moore, Mayor
City of Jeffersonville, IN.

ATTEST:

[Handwritten Signature]
Vicky Conlin, City Clerk

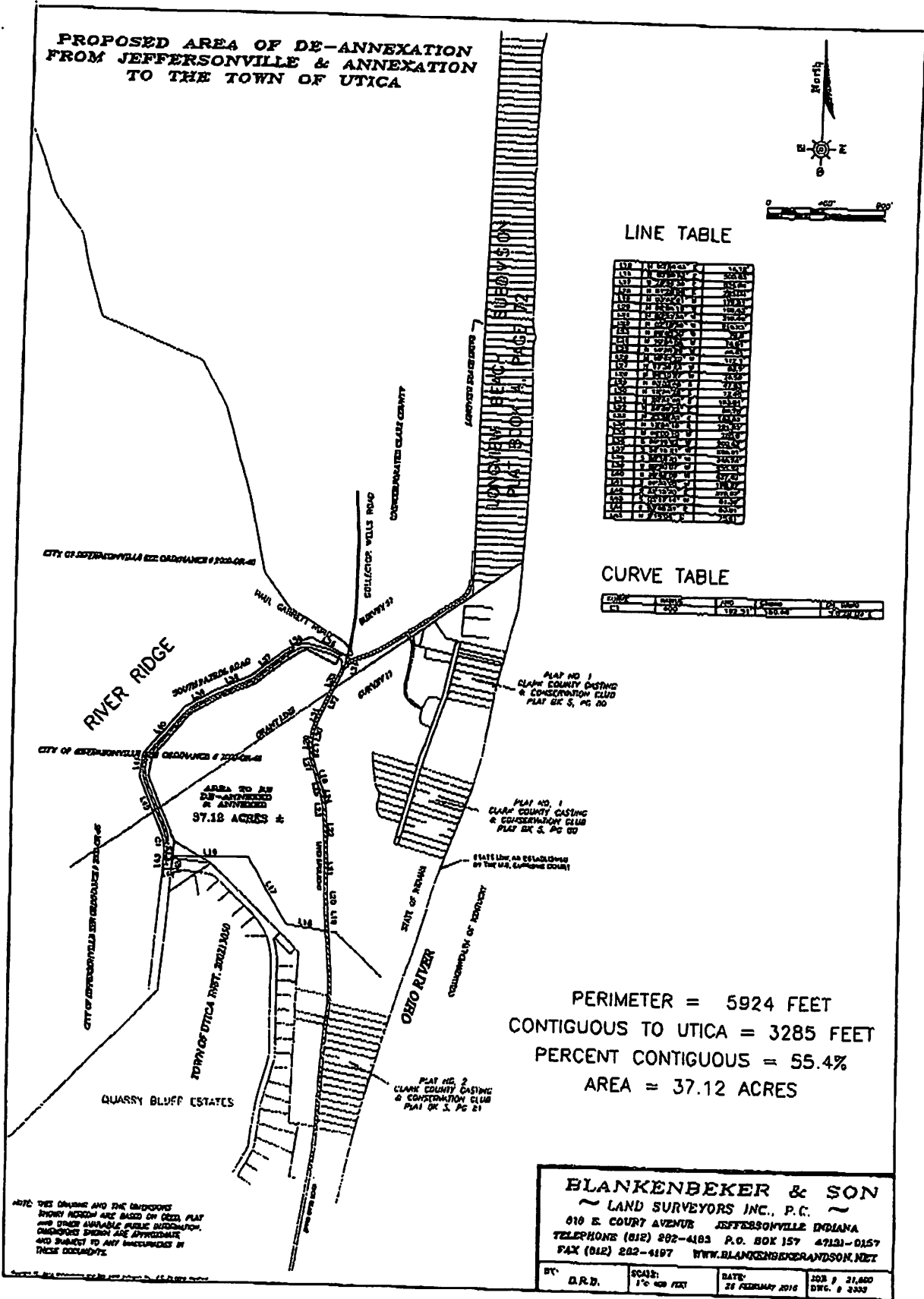
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#520 P.006/008

PROPOSED AREA OF DE-ANNEXATION FROM JEFFERSONVILLE & ANNEXATION TO THE TOWN OF UTICA



LINE TABLE

LINE NO.	START POINT	END POINT	BEARING	DISTANCE	AREA
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CURVE TABLE

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PERIMETER = 5924 FEET
 CONTIGUOUS TO UTICA = 3285 FEET
 PERCENT CONTIGUOUS = 55.4%
 AREA = 37.12 ACRES

BLANKENBEKER & SON
 ~ LAND SURVEYORS INC., P.C. ~
 810 E. COURT AVENUE JEFFERSONVILLE INDIANA
 TELEPHONE (812) 892-4183 P.O. BOX 157 47131-0157
 FAX (812) 892-4197 WWW.BLANKENBEKERANDSON.NET

BY: D.R.D.	SCALE: 1" = 400 FEET	DATE: 26 FEBRUARY 2016	SHEET # 21,600 DWG. # 2303
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NOTE: THE CURVES AND THE DIMENSIONS SHOWN HEREON ARE BASED ON DEED, PLAT AND OTHER AVAILABLE PUBLIC RECORDS. DIMENSIONS SHOWN ARE APPROXIMATE AND SUBJECT TO ANY INACCURACIES IN THESE RECORDS.

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06/26/2017 07:47

#520 P.007/008

David R. Blankenbeker, P.L.S.

Howard R. Blankenbeker (1905-1974)
Rollyn H. Blankenbeker (1934-1994)

Blankenbeker & Son

Land Surveyors Inc., P.C.

Established 1945

618 E. Court Avenue
Jeffersonville, Indiana 47130

(812) 282-4183 phone
(812) 282-4197 fax

P.O. Box 157
Jeffersonville, Indiana
47131-0157

26 February 2016

DESCRIPTION OF PROPOSED DE-ANNEXATION FROM JEFFERSONVILLE AND ANNEXATION TO THE TOWN OF UTICA

Being a part of Surveys #17 and # 27 of the Illinois Grant to Clark County, Indiana and being further described as follows:

Beginning at the northwest corner of Quarry Bluff as shown in Plat Book 13, Page 32 of said County records;

Thence N.5°28'45"E., along a line of the River Ridge Commerce Center property, and a current City of Jeffersonville corporation line, see Ordinance #2000-OR-46, 14.12 feet to an Indiana Gas Co. High pressure gas line, being a current corner of said City;

Thence N.88°59'52"E., along said gas line and said current City line, 500.63 feet to a current corner of said City;

Thence S.29°56'38"E., along said gas line and a current City line, 534.66 feet to a current corner of said City;

Thence S.81°28'06"E., along said gas line and a current City line, 295.02 feet to the east Right-of-Way line of Upper River Road, a current corner of said City;

Thence N 3°42'41" W , along said Right-of-Way line, being a current line of said City, 179.91 feet to a current corner of said City;

Thence N 2°54'10" W., along said Right-of-Way line, being a current line of said City, 100.43 feet to a current corner of said City;

Thence N 0°55'35" W. along said Right-of-Way line, being a current line of said City, 310.46 feet to a current corner of said City;

Thence N 2°18'50" W., along said Right-of-Way line, being a current line of said City, 216.25 feet to a current corner of said City;

Thence N 6°45'30" W., along said Right-of-Way line, being a current line of said City, 79.9 feet to a current corner of said City;

Thence N 10°54'56" W., along said Right-of-Way line, being a current line of said City, 74.01 feet to a corner of said City;

Thence N 14°30'54" W., along said Right-of-Way line, being a current line of said City, 44.41 feet to a current corner of said City;

Thence N 19°42'20" W., along said Right-of-Way line, being a current line of said City, 112.1 feet to a current corner of said City;

Thence N 17°36'23" W., along said Right-of-Way line, being a current line of said City, 93.7 feet to a corner of said City;

Thence N 4°10'27" W., along said Right-of-Way line, being a current line of said City, 74.59 feet to a

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#520 P.008/008

corner of said City;

Thence N 3°32'48" E., along said Right-of-Way line, being a current line of said City, 47.93 feet to a current corner of said City;

Thence N 12°34'29" E., along said Right-of-Way line, being a current line of said City, 72.48 feet to a current corner of said City;

Thence N 22°52'48" E., along said Right-of-Way line, being a current line of said City, 163.91 feet to a current corner of said City;

Thence N 24°30'22" E., along said Right-of-Way line, being a current line of said City, 99.78 feet to a current corner of said City;

Thence N 25°58'33" E., along said Right-of-Way line, being a current line of said City, 162.63 feet to a current corner of said City;

Thence leaving said Right-of-Way line, N 12°34'19" E., being a current line of said City, 121.95 feet to a corner of the River Ridge property, known as the Mega Site, being also the southwest corner of a tract of land owned by the Town of Utica as described in Instrument 201403095;

Thence N.64°00'10"W., along a proposed Right-of-Way line of Patrol Road, 280.6 feet;

Thence S.59°19'52"W., along a proposed Right-of-Way line of said Road, 200.42 feet;

Thence S.52°16'21"W., along a proposed Right-of-Way line of said Road, 286.51 feet;

Thence S.66°18'21"W., along a proposed Right-of-Way line of said Road, 248.74 feet;

Thence S.59°20'07"W., along a proposed Right-of-Way line of said Road, 235.32 feet;

Thence S.39°46'59"W., along a proposed Right-of-Way line of said Road, 427.42 feet;

Thence S.7°35'05"W., along a proposed Right-of-Way line of said Road, 159.27 feet;

Thence S.22°15'33"E., along a proposed Right-of-Way line of said Road, 378.07 feet;

Thence continuing along said proposed Right-of-Way, 192.31 feet along the arc of a 400 foot radius curve to the right, concave westerly, being subtended by a chord bearing S.8°29'09"E., 190.46 feet;

Thence S.5°17'14"W., along a proposed Right-of-Way line of said Road, 81.39 feet;

Thence S.83°48'51"E., along the end of said proposed Road Right-of-Way, 60.01 feet to an eastern line of said River Ridge Commerce Center and a western line of said Quarry Bluff;

Thence N.5°15'04"E., along the line dividing said Commerce Center and said Quarry Bluff, 75.01 feet to THE TRUE PLACE OF BEGINNING.

Containing 37.12 acres.

NOTE: This description prepared from record documents for de-annexation and annexation purposes only.

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