

**PUBLIC NOTICE TO PROPERTY OWNERS
WITHIN AND AROUND THE CITY OF RENSSELAER, INDIANA**

At its April 24, 2023 meeting, the Rensselaer City Council adopted Ordinance No. 06-2023, which super-voluntarily annexes into the City approximately 268 acres of land generally located west of the current City limits along College Avenue in Jasper County, Indiana. For more information regarding the Ordinance, please contact the Mayor's office at (219) 866-5212. A copy of the Ordinance with its attachments is available for review at the City of Rensselaer City Hall, 124 S. Van Rensselaer Street, Rensselaer, Indiana 47978, and is also available online at www.cityofrensselaer.in.com. The Ordinance (without attachments) is as follows:

ORDINANCE 06-2023

**AN ORDINANCE OF THE CITY OF RENSSELAER, INDIANA,
ANNEXING TERRITORY INTO THE CITY OF RENSSELAER,
PLACING THE SAME WITHIN THE CORPORATE BOUNDARIES THEREOF,
AND MAKING THE SAME A PART OF THE CITY OF RENSSELAER**

ST. JOSEPH'S COLLEGE SUPER-VOLUNTARY ANNEXATION

WHEREAS, the City of Rensselaer, Indiana ("City" or "Rensselaer"), has received a petition for the annexation of certain territory generally located west of the current City limits along College Avenue in Jasper County, Indiana, as hereinafter described ("Annexation Territory");

WHEREAS, the annexation has been requested by the owners of the property within the Annexation Territory;

WHEREAS, the City deems it desirable and in the best interest of the City to annex the Annexation Territory;

WHEREAS, a legal description and drawing of the Annexation Territory are attached hereto as Exhibit A and Exhibit B, respectively;

WHEREAS, where the legal description attached as Exhibit A describes land that is contiguous to a public highway right-of-way that has not previously been annexed, the Annexation Territory shall include the contiguous public highway right-of-way even if it is not described in Exhibit A, except to the extent prohibited by I.C. § 36-4-3-1.5(c);

WHEREAS, where the parcel(s) of property within the Annexation Territory that are adjacent to a parcel(s) of property within the existing City limits, the Annexation Territory boundary shall conform to and match the boundary of the existing City limits so long as it does not result in adding or removing parcels of property from the Annexation Territory depicted in Exhibit B;

WHEREAS, the Annexation Territory consists of approximately two hundred sixty-eight (268) acres and is contiguous to the existing City limits;

WHEREAS, prior to adoption of this Ordinance, the City, by resolution, will have adopted a written fiscal plan and definite policy for the provision of services of both a non-capital and capital nature to the Annexation Territory that meets the requirements of I.C. § 36-4-3;

WHEREAS, the terms and conditions of this annexation, including the written fiscal plan, are fairly calculated to make the annexation fair and equitable to property owners and residents of the Annexation Territory and of the City;

WHEREAS, the City has further determined that the Annexation Territory is needed and can be used by the City for its development in the reasonably near future;

WHEREAS, prior to the final adoption of this Ordinance, the City will have conducted a public hearing pursuant to proper notice issued as required by law;

WHEREAS, the City finds that the Annexation pursuant to the terms of this Ordinance is fair and equitable and should be accomplished.

NOW, THEREFORE, BE IT ORDAINED by the City of Rensselaer, Indiana, as follows:

1. The above recitals, including Exhibits A and B, are incorporated herein by this reference as though fully set forth herein below.
2. In accordance with I.C. § 36-4-3-5.1 and other applicable laws, the Annexation Territory is hereby annexed to the City and thereby included within its corporate boundaries pursuant to the terms of this Ordinance.
3. For purposes of the City's Councilmanic Districts, the Annexation Territory is assigned to Ward No. 1.
4. The Annexation Territory shall maintain its current zoning classification(s) and designation(s) until such time the City updates its respective comprehensive plan, zoning ordinance, or zoning map.
5. If some or all of the property within the Annexation Territory is currently classified as agricultural for tax purposes, the City anticipates, as contemplated by I.C. § 36-4-3-4.1, such property will continue to be treated as exempt from property tax liability under I.C. § 6-1.1 for "municipal purposes" unless and until the land is reclassified under assessment rules and guidelines of the DLGF.
6. While the City contemplates providing services to the Annexation Territory consistent with Indiana law, the utility and road facilities on the parcels owned by St. Joseph College are private facilities that will continue to be owned, operated, and maintained by the property owner and the City shall have no responsibility for the same. As part of this annexation, St. Joseph College and the City have separately

agreed that St. Joseph College will dedicate Schuster Road and all associated and necessary rights-of-way for such road to the City.

7. All prior Ordinances or parts thereof that may be inconsistent with any provision of this Ordinance are hereby superseded. The paragraphs, sentences, words, and Annexation Territory of this Ordinance are separable, and if a court of competent jurisdiction hereof declares any portion of this Ordinance or the Annexation Territory unconstitutional, invalid, or unenforceable for any reason, such declaration shall not affect the remaining portions of the Annexation Territory or this Ordinance.
8. The effective date of this annexation shall be as soon as allowed by law following its adoption, execution, and publication as required by law.

Dated this 26th day of April, 2023.

By Shelby Keys, Clerk-Treasurer of the City of Rensselaer, Indiana.