

ORDINANCE # 2-2013

AN ORDINANCE AMENDING THE BOUNDARIES OF THE FOUR CITY COUNCILMANIC DISTRICTS

WHEREAS, pursuant to Indiana Code 36-4-6-5, each Indiana third class city may redistrict its Councilmanic districts by no later than December 31, 2012, or at any other time subject to Indiana Code 3-11-1.5-31;and

WHEREAS, such redistricting must be implemented by ordinance approved by the Common Council; and

WHEREAS, the Councilmanic districts illustrated in attached "Exhibit A" in the legal descriptions of such districts contained herein comply with the following statutory and Council mandates:

1. Four (4) Councilmanic districts;
2. Reasonably compact;
3. Are composed of contiguous territory, except for territory that is not contiguous to any other part of the city;
4. Do not cross precinct boundary lines except as provided in subsections Indiana Code 36-4-6-5(c) or (d); and
5. Contain as nearly as possible equal population; and

WHEREAS, since its passing the ordinance should be updated to reflect the current population thresholds set forth in I.C. 36-4-6-5.

BE IT NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE POLITICAL SUBDIVISION OF THE CITY OF BATESVILLE:

SECTION 1. City of Batesville Ordinance Number 31.02 is hereby amended as follows:

“(A) As long as the population of the City remains under 10,000, or until this chapter is repealed, the city shall be divided into four councilmanic districts and the legislative body of the city shall be composed of four members elected from the districts hereinafter established and one at-large member.

(B) As long as the city has a population of less than 7000, each voter of the city may vote for one candidate for at-large membership and one candidate from each of the districts hereinafter established. The at-large candidate and candidate from each district receiving the most votes from the whole city are elected to Common Council.

(C) When the population of the city exceeds 7000, each voter of the city may vote for one candidate for at-large membership and one candidate from the district in which he or she resides. The at-large candidate receiving the most votes from the whole city and the district candidates receiving the most votes from their respective districts are elected to Common Council.

(D) The four councilmanic districts of the city are defined and described as follows:

- (1) District 1.
- (2) District 2.
- (3) District 3.
- (4) District 4.

(E) Every Common Council member shall reside in the district from which elected and represents, and the member at-large shall be a resident of the city.

(F) The districts established herein shall be revised as necessary pursuant to I.C. 36-4-6-5.

(G) After passage, the Clerk-Treasurer of the city shall send a certified copy of this chapter to the county election boards as required by law.”

SECTION 2. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

PASSED AND ADOPTED by the Legislative Authority of the Political Subdivision on this 13th day of May, 2013.

Richard C. Fledderman, Mayor

ATTEST:

Ronald C. Weigel, Clerk-Treasurer

Exhibit

- (1) *District 1.* All territory in the city limits that lies south of Interstate 74, east of Bedel Blvd., St. Rd. 46, and Coonhunters Rd., north of Bischoff Rd. (Co. Rd. 1350 N.), west of the lake access in/near Hillendale, north of the railroad tracks, and west of Merkel Rd. (Co. Rd. 450 E.), with a portion on the east side of Merkel Rd., is denominated and designated councilmanic District 1.
- (2) *District 2.* All territory in the city limits that lies west of Coonhunters Rd., south of E. Pearl St., west of Fitch Ave., south of Tekulve Ave., west of N. Eastern Ave., south of Hillenbrand Ave., east of N. Park Ave., south of E. Pearl St., west of N. Main St., south of W. Pearl St., east of Mulberry St., with a portion on the west of Mulberry St., and north of Co. Rd. 1400 N. is denominated and designated councilmanic District 2.
- (3) *District 3.* All territory in the city limits that lies west of St. Rd. 46 and Bedel Blvd., north of Interstate 74, west of Six Pine Ranch Rd., with a portion on the east of Six Pine Ranch Rd., south of Pocket Rd. to Frontage Rd., north of Interstate 74, east of St. Rd. 229/Main St., south of Hillcrest Rd., east of N. Smith St., north of W. Pearl St., east of N. Main St., north of E. Pearl St., west of N. Park Ave., north of Hillenbrand Ave., east of N. Eastern Ave., north of Tekulve Ave., east of Fitch Ave., and north of E. Pearl St. is denominated and designated councilmanic District 3.
- (4) *District 4.* All territory in the city limits that lies south of Interstate 74, east of Huntersville Rd., south of St. Rd. 46, with a small portion on the north side of St. Rd. 46, west of Alice Way, north of the railroad tracks, with a portion to the south of the railroad tracks, west of Mulberry St., north of W. Pearl St., west of N. Smith St., north of Hillcrest Ave., and west of St. Rd. 229/Main St. is denominated and designated councilmanic District 4.

