

GENERAL ORDINANCE 14.2022

AN ORDINANCE TO AMEND CHAPTER 3, ARTICLE 1, SECTION 3-2 OF THE WABASH CITY CODE TO REDISTRICT THE WABASH CITY COUNCIL DISTRICTS WITHIN THE CITY OF WABASH, INDIANA.

WHEREAS, in 2020 the United States Department of Commerce, pursuant to the Constitution of the United States of America conducted a decennial census; and

WHEREAS, the 2020 United States Census has determined that the population of the City of Wabash, Indiana is 10,444; and

WHEREAS, the Wabash City Code at Chapter 3, Article 1, Section 3-2c requires that common council to redistrict the council districts every ten years pursuant to Indiana 36-4-6-4; and

WHEREAS, Wabash, because it has a population of less than 35,000 is a third class city under Indiana Code 36-4-1-1; and

WHEREAS, Indiana Code 36-4-6-4 requires that third class cities must adopt an ordinance redistricting its council districts no later than December 31 of the second year following the decennial census which would be December 31, 2022; and

WHEREAS, the Common Council of the City of Wabash has studied the results of the 2020 United States Census, has developed a map showing the proposed new council districts, and has held a public hearing after public notice thereof;

THEREFORE, THE COMMON COUNCIL OF THE CITY OF WABASH, INDIANA NOW FINDS that:

1. State law requires:

- a. The city must be divided into five (5) districts;
- b. Each district must be composed of contiguous territory, except for territory that is not contiguous to any other part of the city;
- c. Each district must be reasonably compact;
- d. Each district must contain, as nearly as is possible, equal population.
- e. Each district may not cross precinct boundary lines except: (a) when one (1) member of the legislative body elected from the districts established under subsection (b), (j) or (m) resides in one (1) precinct established under IC 3-11-1.5 after the most recent municipal election; and following the establishment of a legislative body district whose boundary crosses a precinct boundary line, not more than one (1) member of the legislative body elected from the districts resides within the same city legislative body district; or (b) when necessary so as to make each district as is nearly possible equal in population.
- f. Each district which crosses a precinct boundary line may not cross a census block boundary line except when following a precinct line and if the legislative body

certified in the ordinance that the census block has no population and is not likely to ever have population.

- g. If any territory in the city is not included in one (1) of the districts established, the territory is to be included in the smallest district to which it is contiguous.
 - g. A notice must be mailed to the Clerk of the Circuit Court notifying the Clerk that the Common Council of the City of Wabash is considering adoption of an ordinance where one or more council districts boundary lines cross a precinct boundary line which notice must be mailed at least 10 days prior to the adoption of the ordinance.
2. Five equal districts would require a population of 2,088 in each district (10,444 divided by 5).
 3. The proposed redistricting has 5 districts.
 4. The proposed redistricting creates districts all of which are of entirely contiguous territory.
 5. The proposed redistricting creates districts all of which are reasonably compact.
 6. A proposed redistricting that makes each council district co-terminus with precinct boundary lines would result in a population deviation between the least and most populous districts of at least 40.27% (population of largest district minus population of smallest district divided by ideal district population of 2,088).
 7. A population deviation of 40.27% between the least and most populous districts does not create districts which contain as nearly as is possible, equal population.
 8. The proposed redistricting creates districts where the population deviation between the least and most populous districts is 0.8%.
 9. The proposed redistricting creates districts where the population of each district is as nearly as is possible, equal considering all of other criteria set forth above.
 10. The territory located between U. S. Highway 24 and Mill Street west of Lockerbie Street, extended south to the precinct boundary is an area with no population, it being an area of heavy industrial facilities and is not ever likely to have population.
 11. The territory north of U.S. Highway 24 and on either side of Indiana State Highway 13 North located within the City Limits is an area with no population, it being an area of industrial and commercial development and is not ever likely to have population.
 12. The public was given an opportunity to provide input at a public hearing pursuant to public notice as well as council meetings on November 14, 2022 and November 28, 2022.
 13. The Clerk of the Circuit Court was mailed written notice on October 31, 2022 notifying the Clerk that the Common Council of the City of Wabash was considering adoption of an ordinance where one or more council districts boundary lines cross a precinct boundary line which mailing was more than 10 days prior to the adoption of the ordinance.

AND NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF WABASH, INDIANA that:

SECTION 1. Subsection a. of Chapter 3, Article 1 be repealed in its entirety and be replaced with the following new section a:

a. The Common Council shall be composed of seven (7) members, five (5) of whom are elected from districts and two (2) of whom are elected-at-large. The districts are as follows:

1. Council district one (1) shall be composed of:

- a. All of Noble Township election precinct #7; and
- b. That portion of Noble Township election precinct #1 lying south of a line commencing where the city limits intersect Waterworks Road then west down the centerline of said Waterworks Road until its intersection with Lafontaine Avenue, then continuing west down the centerline of Lafontaine Avenue until it crosses Wabash Street and becomes Columbus Street, continuing west along the centerline of Columbus Street to its intersection with Chestnut Avenue, then running along the centerline of Chestnut Avenue until it becomes Glenn Avenue, then running south along the centerline of Glenn Avenue until its intersection with Columbus Street, then continuing west along the centerline of Columbus Street until its intersection with Webster Street, then north along the centerline of Webster Street until its intersection with the First Street, then west along the centerline of said First Street until its intersection with the Western city limits; and

2. Council district two (2) shall be composed of:

- a. All of Noble Township election precinct #2; and
- b. That portion of Noble Township election precinct #1 lying north of a line commencing where the city limits intersect Waterworks Road then west down the centerline of said Waterworks Road until its intersection with Lafontaine Avenue, then continuing west down the centerline of Lafontaine Avenue until it crosses Wabash Street and becomes Columbus Street, continuing west along the centerline of Columbus Street to its intersection with Chestnut Avenue, then running along the centerline of Chestnut Avenue until it becomes Glenn Avenue, then running south along the centerline of Glenn Avenue until its intersection with Columbus Street, then continuing west along the centerline of Columbus Street until its intersection with Webster Street, then north along the centerline of Webster Street until its intersection with the First Street, then west along the centerline of said First Street until its intersection with the Western city limits; and
- c. That portion of Noble Township election precinct #4 lying South of a line beginning at the intersection of the centerline of the first alley North of Maple Street and the centerline of Carroll Street, then proceed East on the centerline of said alley and centerline of Union Street to the centerline of Wabash Street, then South on the centerline of said Wabash Street to the centerline of said Maple Street, then East on the centerline of Maple Street to the centerline of Huntington Street, then South on the centerline of said

Huntington Street to the place of terminus on the centerline of Hill Street, also being on the east and west dividing line between Noble Township election precinct #2 and #3; and

- d. That portion of Noble Township election precinct #5 lying East of a line beginning at the intersection of Hill and Thorne Street centerlines and also being on the North-South dividing line between Noble Township election precinct #2 (on the South) and Noble Township election precinct #5 (on the North), then proceed North on the centerline of Thorne Street to the centerline of Maple Street, then East on the centerline of Maple Street to the centerline of Comstock Street, then North on the centerline of Comstock Street to the centerline of Falls Avenue, then in a Northwesterly direction on the centerline of said Falls Avenue to the place of terminus on the centerline of Stitt Street, also being the east and west dividing line between Noble Township election precinct #5 (on the South) and Noble Township election precinct #8 (on the North); and
3. Council district three (3) shall be composed of:
 - a. That portion of Noble Township election precinct #4 lying North of a line beginning at the intersection of the centerline of the first alley North of Maple Street and the centerline of Carroll Street, then proceed East on the centerline of said alley and centerline of Union Street to the centerline of Wabash Street, then South on the centerline of said Wabash Street to the centerline of said Maple Street, then East on the centerline of Maple Street to the centerline of Huntington Street, then South on the centerline of said Huntington Street to the place of terminus on the centerline of Hill Street, also being on the east and west dividing line between Noble Township election precinct #2 and #3; and
 - b. That portion of Noble Township election precinct #6 lying West of a line beginning at the intersection of the centerlines of Harrison Avenue and Hawthorne Street, also being on the east-west dividing line between Noble Township election precinct #4 and #6, then proceed North on the centerline of Hawthorne Street to the centerline of Euclid Street, then East on the centerline of Euclid Street to the centerline of Wabash Street, then North on the centerline of Wabash Street to the place of terminus on the South right of way line for US Highway #24 and the Northerly line of Noble Township election precinct #6; and
 4. Council district four (4) shall be composed of:
 - a. All of Noble Township election precinct #3; and
 - b. All of Noble Township election precinct #9 that is located within the city limits; and
 - c. That portion of Noble Township election precinct #6 lying East of a line beginning at the intersection of the centerlines of Harrison Avenue and Hawthorne Street, also being on the east-west dividing line between Noble

Township election precinct #4 and #6, then proceed North on the centerline of Hawthorne Street to the centerline of Euclid Street, then East on the centerline of Euclid Street to the centerline of Wabash Street, then North on the centerline of Wabash Street to the place of terminus on the South right of way line for US Highway #24 and the Northerly line of Noble Township election precinct #6; and

5. Council district five (5) shall be composed of:
 - a. All of Noble Township precinct #8; and
 - b. That portion of Noble Township election precinct #5 lying West of a line beginning at the intersection of Hill and Thorne Street centerlines and also being on the North-South dividing line between Noble Township election precinct #2 (on the South) and Noble Township election precinct #5 (on the North), then proceed North on the centerline of Thorne Street to the centerline of Maple Street, then East on the centerline of Maple Street to the centerline of Comstock Street, then North on the centerline of Comstock Street to the centerline of Falls Avenue, then in a Northwesterly direction on the centerline of said Falls Avenue to the place of terminus on the centerline of Stitt Street, also being the east and west dividing line between Noble Township election precinct #5 (on the South) and Noble Township election precinct #8 (on the North).
6. Two (2) council districts at-large shall consist of the entire city.

SECTION 2. Attached hereto as Exhibit A is a map depicting the five (5) council districts which map shall be inserted into the Wabash City Code as set forth in the Chapter 3, Article 1, Section 3-2b.

SECTION 3. This ordinance shall take effect upon the delivery by the Clerk-Treasurer of a certified copy of this ordinance to the Clerk of the Wabash Circuit Court no later than 30 days after the passage of this ordinance.

SECTION 4. All prior Ordinances or parts thereof inconsistent with any provision of this Ordinance are hereby repealed.

PASSED BY THE COMMON COUNCIL OF THE CITY OF WABASH, INDIANA THIS 28th DAY OF NOVEMBER, 2022.

By: _____
John Burnsworth, President of the Common Council

PRESENTED BY ME TO THE MAYOR OF THE CITY OF WABASH ON THE 28TH DAY OF NOVEMBER 2022 AT THE HOUR OF _____ O=CLOCK ____M.

Wendy Frazier, Clerk-Treasurer

THIS ORDINANCE WAS APPROVED AND SIGNED ON THE 28TH DAY OF NOVEMBER 2022 AT
THE HOUR OF _____ O=CLOCK ____M.

Soctt A. Long, Mayor








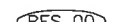
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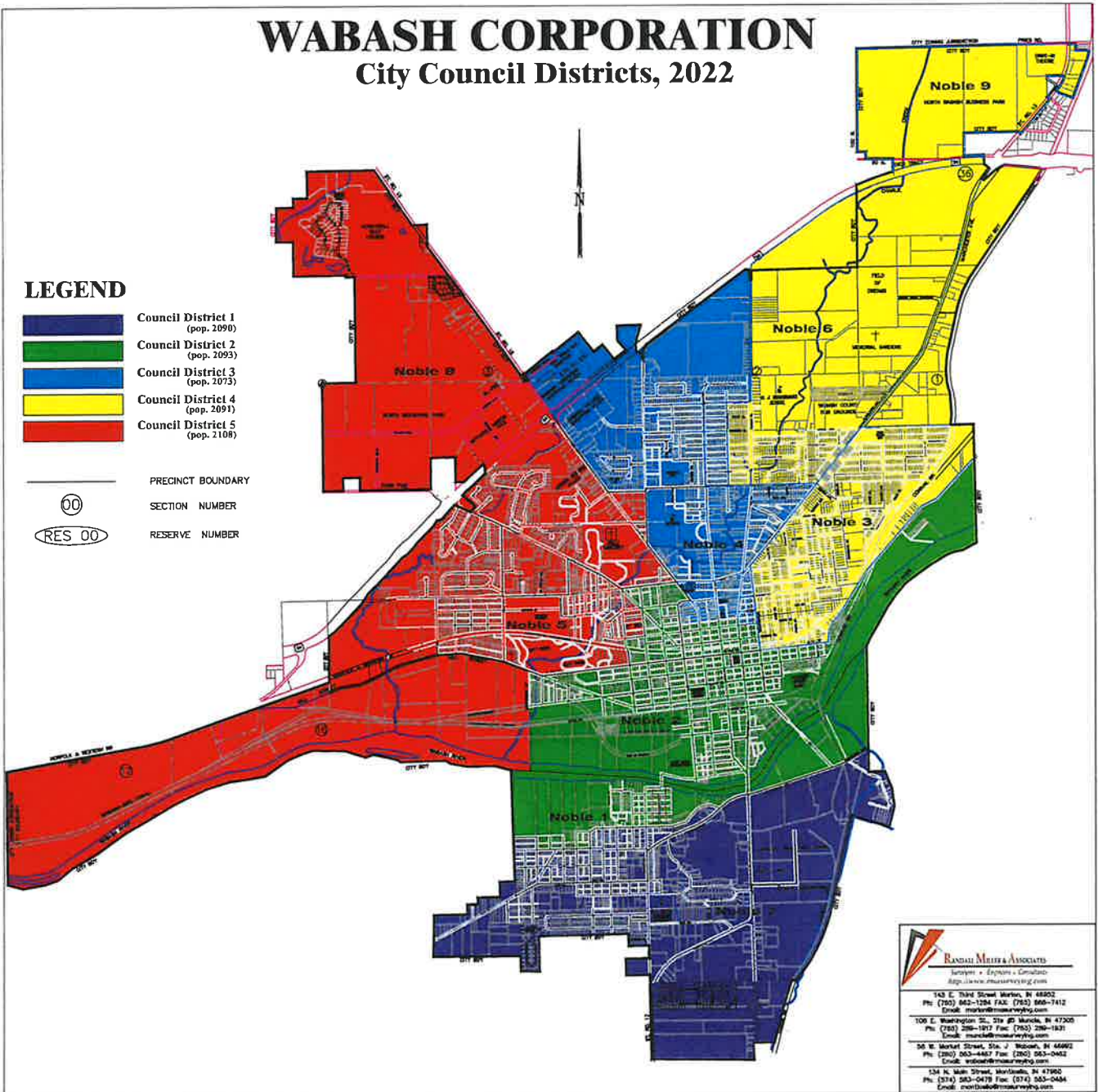
Wendy Fraszier, Clerk-Treasurer

WABASH CORPORATION

City Council Districts, 2022

LEGEND

	Council District 1 (pop. 2090)
	Council District 2 (pop. 2093)
	Council District 3 (pop. 2073)
	Council District 4 (pop. 2091)
	Council District 5 (pop. 2108)
	PRECINCT BOUNDARY
	SECTION NUMBER
	RESERVE NUMBER



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<u>Council District</u>	<u>Precinct</u>	<u>Population</u>	<u>Need</u>
1	7	1461	
1	1 (Part)	629	
SUBTOTAL		2090	-2
2	1 (Part)	293	
2	2	1192	
2	5 (Part)	437	
2	4 (Part)	171	
SUBTOTAL		2093	-5
3	4 (Part)	905	
3	6 (Part)	1186	
SUBTOTAL		2091	-3
4	3	1475	
4	6 (Part)	598	
SUBTOTAL		2073	15
5	8	1216	
5	5 (Part)	892	
SUBTOTAL		2108	-20
TOTAL		10455	-15

Range: 2073 - 2108 +/- 0.8%