

STATE OF INDIANA

BEFORE THE BOARD OF CLARK COUNTY COMMISSIONERS

ORDINANCE NO. 11-2016

**AN ORDINANCE APPROVING AN AMENDMENT TO THE CLARK COUNTY ZONING MAP ON RECOMMENDATION BY THE CLARK COUNTY PLAN COMMISSION**

**WHEREAS**, this Board of Commissioners of Clark County, Indiana (this “Board”), is the executive body of Clark County government pursuant to the provisions of Indiana Code 36-2-2-2; and

**WHEREAS**, this Board is also the legislative body of Clark County government pursuant to the provisions of Indiana Code 36-1-2-9; and

**WHEREAS**, the Clark County Plan Commission has advisory authority regarding zoning pursuant to Indiana Code 36-7-4, *et al*; and,

**WHEREAS**, the Clark County Plan Commission has passed Resolution 3-2016 (See Resolution 3-2016 attached hereto as Exhibit “A”) to reclassify the property subject to that Resolution.

**NOW, THEREFORE, BE IT ORDAINED** by this Board of Clark County Commissioners as follows:

1. That the Clark County Plan Commission Resolution 3-2016, as attached hereto, is approved.
2. This Ordinance shall be in full force and effect upon its passage and promulgation as evidenced by the affirmative signatures of the undersigned as the majority of the duly elected and serving members of this Board.

*(The Remainder of this Page Intentionally Left Blank)*

**SO ORDAINED** this 16th day of June, 2016.

*Members voting "NO":*

\_\_\_\_\_  
Jack Coffman, Commissioner

\_\_\_\_\_  
Rick Stephenson, Commissioner

\_\_\_\_\_  
Bryan Glover, Commissioner

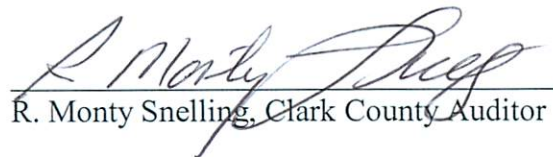
*Members voting "YES":*

  
\_\_\_\_\_  
Jack Coffman, Commissioner

  
\_\_\_\_\_  
Rick Stephenson, Commissioner

  
\_\_\_\_\_  
Bryan Glover, Commissioner

*Attested by:*

  
\_\_\_\_\_  
R. Monty Snelling, Clark County Auditor

BY THE CLARK COUNTY  
PLAN COMMISSION

RESOLUTION 3-2016

**WHEREAS**, the Clark County Plan Commission met on June 8th, 2016 and heard the petition of Michael L. & Andrea B. Oles Jr., asking that the property in Exhibit A known as an unaddressed parcel (10-01-00-800-002-000-025) on Camp Creek Rd., Bethlehem, Indiana, be reclassified from R-1 Single-Family Residential to A-1 Agricultural Zone on Camp Creek Rd., Bethlehem, Indiana.

**WHEREAS**, the Plan Commission heard the presentation of the Petitioner(s) and the objections, comments, remonstrations and other relevant information presented by those in attendance at the hearing, if any;

NOW, THEREFORE, BE IT RESOLVED by the Plan Commission as follows:

1. The petition to rezone the real estate described in Exhibit A was heard after notice to interested persons was properly given in accordance with the ordinance and Indiana law; and
2. The Plan Commission heard and received the relevant evidence presented and deliberated on such evidence in a public meeting.
3. The Plan Commission recommends to the Board of Commissioners of Clark County as follows:

(Check One)

The real estate described in Exhibit A, unaddressed parcel on Camp Creek Rd., Bethlehem, Indiana should be reclassified from R-1 Single-Family Residential to A-1 Agricultural Zone.

The real estate described in Exhibit A, unaddressed parcel on Camp Creek Rd., Bethlehem, Indiana should NOT be reclassified from \_\_\_\_\_ to \_\_\_\_\_.

The Plan Commission was unable to reach consensus as required by law, and therefore sends the rezoning petition to the Clark County Commissioners WITHOUT RECOMMENDATION.

Dated this 13th day of June.

I hereby certify that this is a true and correct copy of the Resolution passed by the Clark County Plan Commission on June 8th, 2016.

ATTEST:

  
\_\_\_\_\_  
Secretary or Executive Director

ACTION TAKEN BY BOARD OF COMMISSIONERS  
OF CLARK COUNTY, INDIANA

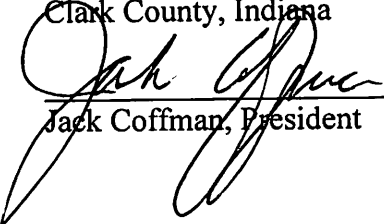
This matter having come before the Board of Commissioners of Clark County, Indiana (County Commissioners) on \_\_\_\_\_ the petition of Michael L. & Andrea B. Oles Jr., asking that the property in Exhibit A known as a unaddressed parcel (10-01-00-800-002.000-025) on Camp Creek Rd., Bethlehem, Indiana, be reclassified from R-1 Single-Family Residential to A-1 Agricultural Zone on Camp Creek Rd., Bethlehem, Indiana; and the Plan Commission has adopted the forgoing resolution in which it makes its recommendations to the County Commissioners and the County Commissioners having read the recommendation, having reviewed all available evidence, having considered the county's comprehensive plan, having balanced the competing interests of those in the area affected, if any, now, therefore, determines as follows:

\_\_\_\_\_ The real estate at an unaddressed parcel (10-01-00-800-002.000-025) on Camp Creek Rd., Bethlehem, Indiana described in Exhibit A should be reclassified on the zoning maps from R-1 Single-Family Residential to A-1 Agricultural Zone.

\_\_\_\_\_ The real estate at an unaddressed parcel (10-01-00-800-002.000-025) on Camp Creek Rd., Bethlehem, Indiana in Exhibit A SHOULD NOT be reclassified on the zoning maps.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

Board of Commissioners of  
Clark County, Indiana

  
\_\_\_\_\_  
Jack Coffman, President



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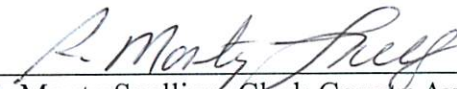
Bryan Glover, Commissioner



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Rick Stephenson, Commissioner

Attest:



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R. Monty Snelling, Clark County Auditor

(2)  
ULEK

Exhibit           A          

Shirley Nelet  
CLARK COUNTY RECORDER  
Clark County Recorder  
I 200228205  
C1 Date 11/07/2002  
Page 1 of 2  
Time 12:14:32  
2P

\*

WARRANTY DEED

MAIL TAX STATEMENTS TO: 9502 NORTH 800 EAST  
~~8460 EAST 1000 NORTH~~  
BROWNSBURG INDIANA 46112  
Card No. 01-06-0150

THIS INDENTURE WITNESSETH: That BETHLEHEM INN INC., an Indiana corporation,  
by and through its duly authorized officer

CONVEYS AND WARRANTS

unto MICHAEL L. OLES, JR. and ANDREA B. OLES, husband and wife, for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, the following described real estate situated in the County of Clark, State of Indiana, and described as follows, to-wit:

PART OF THE SOUTHEAST QUARTER OF SECTION EIGHT (8), TOWNSHIP ONE (1) NORTH, RANGE TEN (10) EAST, BOUNDED THUS: BEGINNING AT THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER OF SAID SECTION 8; THENCE EAST 9.4 RODS; THENCE SOUTH 33.88 RODS; THENCE SOUTH 67 DEG. 50' EAST 22.48 RODS; THENCE NORTH 30 DEG. 20' EAST, 104.6 RODS TO THE TRUE PLACE OF BEGINNING; THENCE NORTH 23 DEG. 15' EAST, 42 RODS TO THE CENTER OF THE OTTO & BETHLEHEM ROAD; THENCE WITH SAID ROAD EAST, 14 RODS; THENCE WITH SAID ROAD SOUTH 68 DEG. 15' EAST, 56.24 RODS TO THE INTERSECTION OF THE CHARLESTOWN & BETHLEHEM ROAD; THENCE WITH THE CENTER OF SAID LAST MENTIONED ROAD SOUTH 22 DEG. 35' WEST 50 RODS; THENCE NORTH 65 DEG. 35' WEST, 71.44 RODS TO THE TRUE PLACE OF BEGINNING, CONTAINING 21.09 ACRES, MORE OR LESS.

Subject to any and all easements and/or restrictions of public record which may apply to the above described real estate.

TO HAVE AND TO HOLD, the same unto said Grantees, their heirs and assigns, in fee simple forever, as tenants by the entireties.

The Grantor herein certifies that there is no Gross Income Tax due the State of Indiana under the act of transfer made by this conveyance.

The above described real estate is conveyed free and clear of all liens and encumbrances, except the real estate taxes, which having been prorated to the date of closing, the Grantees hereby assumes and agrees to pay all taxes hereafter.

NOV 07 2002

