

STATE OF INDIANA

BEFORE THE BOARD OF CLARK COUNTY COMMISSIONERS

ORDINANCE NO. 17-2016

**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 Ind. Code § 36-2-2-2; and,

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

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

WHEREAS, the Clark County Plan Commission has passed Resolution 5-2016, (see Resolution 5-2016 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 5-2016, 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.

So Ordained this 22nd day of Sept., 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 5 - 2016

WHEREAS, the Clark County Plan Commission met on September 14, 2016, and heard the Petition of Barker Building Inc., asking the property known known by its street address/parcel no. as 10-12-00-500-150.000-034 & 10-12-00-500-165.000-034 Indiana, be reclassified from M-1 Light Industrial Zone to R-1 Single-Family Residential Zone for a residential housing at 2 Parcel in New Washington, Indiana; and

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:

X The real estate described at 2 Parcels in News Washington, Indiana should be reclassified from M-1 Light Industrial Zone to R-1 Single-Family Residential Zone

 The real estate described at _____, 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 14th day of September, 2016.

I hereby certify this is a true and correct copy of the Resolution passed by the Clark County Plan Commission
on September 14, 2016.

ATTEST:



A handwritten signature in black ink, consisting of several overlapping loops and a long horizontal stroke, is written over a solid horizontal line.

Secretary or Executive Director

CERTIFICATION TO COMMISSIONERS ON APPLICATION FOR REZONING

APPLICANT NAME: Barker Building WC PETITION NO.: 2016-15-PC

REAL ESTATE DESCRIPTION: DESCRIBED ON EXHIBIT "A" ATTACHED.

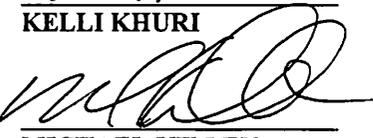
The Clark County Plan Commission certifies the above application for rezoning by the above-named applicant regarding the real estate described in Exhibit "A" attached was duly heard and decided.

The Clark County Plan Commission's recommendation on the petition to rezone the property from a M-1 zone to a R-1 zone is:

FAVORABLE UNFAVORABLE NO RECOMMENDATION

Recorded Commitment Required _____ YES NO (If YES, requirements attached.)

Clark County Plan Commission

<u>Member</u>	<u>Voting FOR</u>	<u>Voting AGAINST</u>	<u>Abstain</u>
 DAVID BLANKENBEKER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 DAN CALLAHAN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 JACK COFFMAN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 WALLY ESTES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 SIMON KAFARI	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>absent</u> KELLI KHURI	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 MICHAEL KILLEN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>absent</u> JOHN UHL	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 KENT WITTEN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ATTEST:

Stacia Franklin, Interim Executive Director

to

Lot Nos. 1, 2, 3, 4, 5 and 6 in Block No. 2 in Sinder Heights Subdivision as shown in Plat Book 3, Page 84, in the recorder's Office, Clark County, Indiana.

Also, the following described real estate situate in the County of Clark, State of Indiana and better described as follows, to-wit:

Lots Numbers 12, 13, 14, 23, 24, and 26 of the Todd Addition and 489 feet off the North end of Outlot number one of the Todd Addition to the Town of New Washington, Indiana, as shown on Plat Book No. 3, Page 44, in the office of the Recorder of Clark County, Indiana.

te
M.
w,
ng

Also, a tract of real estate beginning at the Southeast corner of Washington Street and State Road 62; thence South 1 deg. East, along the East R/W line of State Road 62, 1089 feet to an iron pipe; thence East 92.30 feet to a point, THE TRUE PLACE OF BEGINNING; thence East 107.61 feet to an iron pipe in the Northwest R/W line of Old State Highway 62; thence South 28 deg. 29' West, 14.60 feet along the Northwest R/W line of Old State Highway 62 to an iron pin; thence North 82 deg. 45' West, 101.47' to the TRUE PLACE OF BEGINNING, containing 0.016 acres, more or less.

E

EXCEPTING THEREFROM:

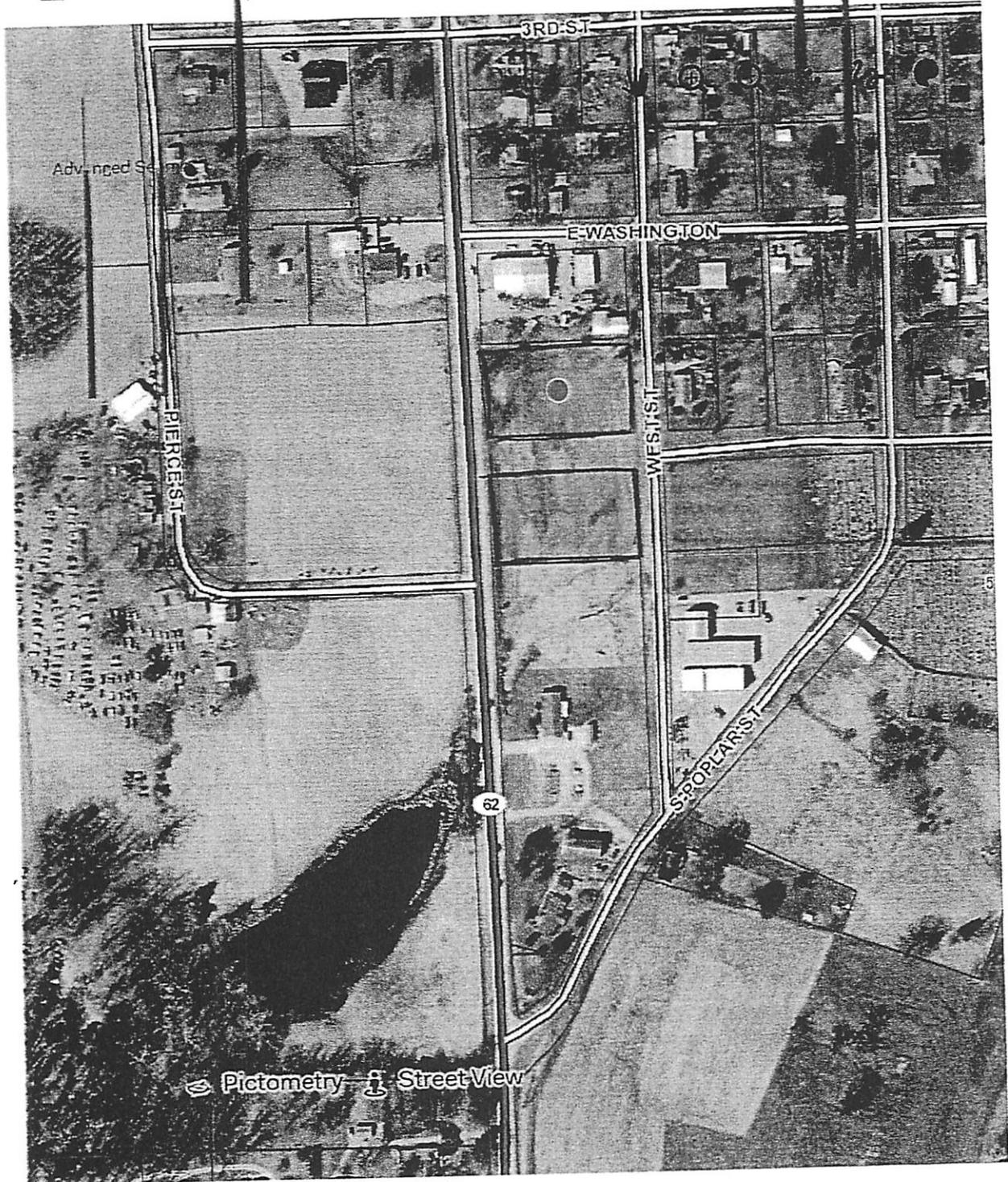
A tract of real estate Beginning at the Southeast corner of Washington Street and State Road 62; thence S. 1 deg. East, along the East right-of-way line of State Road 62, 1067.2 feet to an iron pin, THE TRUE PLACE OF BEGINNING, thence South 82 deg. 45' East, 93.28 feet to a point; thence West 92.30 feet to an iron pipe; thence North 1 deg. West, 11.80 feet to the TRUE PLACE OF BEGINNING 0.013 acre, more or less.

Exhibit

A

Untitled Map

survey r clark



^ Exhibit 3 x

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 September 22, 2016 the petition of Barker Building Inc. to reclassify the real estate at Parcel Nos: 10-12-00-500-150.000-034 New Washinton, Indiana, from & 10-12-00-500-165.000-034 M-1 Light Industrial Zone to R-1 Single-Family Residential Zone ;

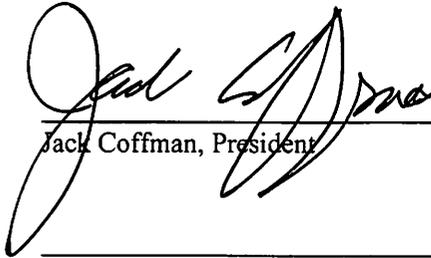
And the Plan Commission has adopted the foregoing resolution in which it makes its recommendations to the County Commissioners and the County Commissioners having read the recommendation, having reviewed all available evidence, having considered the county's comprehensive plan, having balanced the competing interests of those in the area affected, if any, now, therefore, determines as follows:

X The real estate at 2 Parcels in New Washinton, Indiana, should be reclassified on the zoning maps.

 The real estate at _____, Indiana, SHOULD NOT be reclassified on the zoning maps.

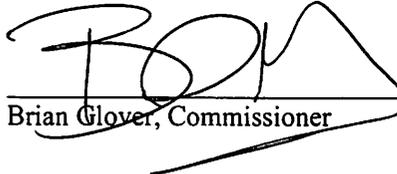
Dated this 22nd day of September, 2016.

Board of Commissioners of Clark County, Indiana



Jack Coffman, President

Rick Stephenson, Commissioner



Brian Glover, Commissioner

ATTEST:



Monty Snelling, Clark County Auditor