

BY THE CLARK COUNTY
PLAN COMMISSION

RESOLUTION 5-2011

WHEREAS, the Clark County Plan Commission (Plan Commission) met on July 13, 2011 and heard the petition of Stanley Goodman asking that the property known by its street address as 614 Lilac Circle be reclassified from R-2 Two Family Residential Zone to B-3 General Business Zone; and

WHEREAS, the real estate for which the rezoning is being requested is more particularly described in Exhibit A, attached herewith and made a part hereof; 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; Exhibits #1 thru #4 were presented and are in the file. Also, Suzann Harmon, John Martin, James Speth, Kent McCurdy, Paul Receveur and Jennifer Martin spoke in opposition. There were seven (7) requests to approve the rezoning.

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 should be reclassified from _____ to _____.

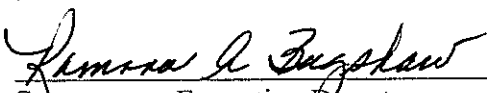
✓
_____ The real estate described in Exhibit A should NOT be reclassified from R-2 Two Family Residential Zone to B-3 General Business Zone.

_____ 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 18th day of July, 2011.

I hereby certify that this is a true and correct copy of the Resolution passed by the Clark County Plan Commission on July 13, 2011.

ATTEST:



Secretary or Executive Director

EXHIBIT "A"

Parcel A

A part of Survey No.45 of the Illinois Grant, Clark County, Indiana and more particularly described as follows: beginning at the limestone marker on the west corner of said Survey No. 45, thence, with the grant line, N 53° 28' E 715.1 feet to a R.R. spike in Blackiston Mill Road; thence, with said road, S 53° 59' E 1346.0 feet to a R.R. spike; continuing with said road, S 44° 41' E 469.7 feet to a point; thence N 54° 04' E passing an axle at 18 feet, a distance of 591.61 feet to an iron pin with cap, the true point of beginning of this tract; thence N 44° 04' 15" W 99.84 feet to an iron pin with cap; thence N 18° 16' 56" W 103.59 feet to an iron pipe; thence N 57° 37' 44" W 106.77 feet to an iron pin with cap; thence N 54° 04' E 350 feet, more or less, to a point in Silver Creek; thence, with the creek N 82° 24' E 208.1 feet to a point; thence S 78° 56' 38" E 270.32 feet to a point; thence S 54°04' W 695.4 feet, more or less, to the true point of beginning, containing 3.7 acres subject to all easement, apparent or of record.

Parcel B

A part of Survey No. 45 of the Illinois Grant, Clark County, Indiana and more particularly described as follows: beginning at the stone monument on the east corner of said Survey No. 45, thence N 35°47'16"W, with the line dividing Survey Nos. 45 & 46, a distance of 2590.5 feet to a R.R. spike in the center of Potter's Lane; thence S 55°15'22"W, with the center of old Potter's Lane, a distance of 1684.7 feet to a PK nail; thence N 38°22'33"W, with the center of Meyer's Lane, a distance of 86.22 feet to a mag nail; continuing with said road N 82°09'27"W 53.7 feet to a mag nail; continuing with said road S 52°47'47"W 296.32 feet to an iron pin; continuing with said road N 78°29'02"W 71.59 feet to a mag nail; continuing with said road N 34°25'51"W 176.50 feet to a mag nail; continuing with said road N 1°57'40"E 45.87 feet to mag nail; continuing with said road, N 65°38'30"E 199.97 feet to a mag nail; continuing with said road N 17°43'24"E 60.79 feet to a mag nail; continuing with said road, N 35°36'23"W 200.27 feet to a mag nail, the true point of beginning; thence S 55°42'18"W 206.06 feet to an iron pin; thence S 54°59'47"W 61.43 feet to a iron pin; thence S 56°16'01"W 477.09 feet to an iron pin; thence N 26°06'48"W 300.73 feet to an iron pin; thence N 55°00'23"E 399.12 feet to an iron pin; thence S 44°06'55"E 239.06 feet to an iron pin; thence N 61°33'37"E 287.81 feet to a mag nail in Meyer's Lane; thence, with said road S 0°24'21"E 44.0 feet to a mag nail; continuing with said road s 35°36'23"E 5.0 feet to the true point of beginning, containing 3.452 acres, subject to the R/W of Meyer's Lane and all easements, apparent or of record.

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 AUGUST 18, 2011 on the petition of Stanley Goodman to reclassify the real estate described in Exhibit A from R-2 Two Family Residential Zone to B-3 General Business Zone; and the Plan Commission has adopted the foregoing resolution in which it makes its recommendations to the County Commissioner 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 described in Exhibit A should be reclassified on the zoning maps from R-2 to B-3.

 The real estate described in Exhibit A SHOULD NOT be reclassified on the zoning maps.

Dated this 18th day of August, 2011.

Board of Commissioners of
Clark County, Indiana

Edward Meyer
Edward Meyer, President

Les Young
Les Young, Commissioner

Mike Moore
Mike Moore, Commissioner

ATTEST:

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

Name Stanley Goodman

Petition No. 5-2011

The Clark County Plan Commission does hereby recommend approval, denial or no recommendation of said petition on this 13th day of July, 2011, by a 5-1 vote.

MEMBER

APPROVED

DENIED

NO

ABSTAIN

RECOMMENDATION

Richard Fellows ✓ _____
 Richard Fellows County Ag Agent

John A Uhl ✓ _____
 John Uhl

Ashlea Meyer ✓ _____
 Ashlea Meyer

 Paul Coffman

Brian Lenfert ✓ _____
 Brian Lenfert, County Council

David Blankenbeker ✓ _____
 David Blankenbeker, County Surveyor

Edward Meyer ✓ _____
 Edward Meyer, Co. Commissioner

 Rick Wardlaw