

STATE OF INDIANA
BEFORE THE BOARD OF CLARK COUNTY COMMISSIONERS

ORDINANCE NO. 6-2013

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

[See attached text of Ordinance]

**ACTION TAKEN BY BOARD OF COMMISSIONERS
OF CLARK COUNTY, INDIANA**

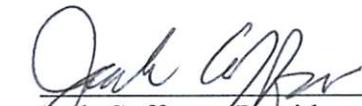
This matter having come before the Board of Commissioners of Clark County, Indiana (County Commissioners) on May 23, 2013, on the petition of Rural Membership Water Corporation to reclassify the real estate described in Exhibit A from A-1 Agricultural Zone to B-2 Roadside Business Zone ; and the Plan 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:

The real estate described in Exhibit A should be reclassified on the zoning maps from A-1 Agricultural to B-2 Roadside Business.

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

Dated this 23rd day of May, 2013.

Board of Commissioners of
Clark County, Indiana



Jack Coffman, President

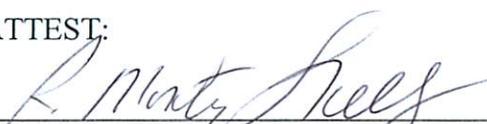


Rick Stephenson, Commissioner



John Perkins, Commissioner

ATTEST:



Monty Snelling, Clark County Auditor

BY THE CLARK COUNTY
PLAN COMMISSION

RESOLUTION 3-2013

WHEREAS, the Clark County Plan Commission (Plan Commission) met on May 8, 2013, and heard the petition of Rural Membership Water Corporation asking that the property know by its street address as 14994 Blue Lick Road, Memphis, Indiana, be reclassified from A-1 Agricultural Zone to B-2 Roadside 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;

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 A-1 Agricultural Zone to B-2 Roadside Business Zone

The real estate described in Exhibit A 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 10th day of May, 2013.

I hereby certify that this is a true and correct copy of the Resolution passed by the Clark County Plan Commission on May 8, 2013.

President or Acting President

ATTEST:

Ramona Bagshaw *af.*
Secretary or Executive Director

EXHIBIT A

Being a part of Survey No. 218 of the Illinois Grant, Clark County, Indiana, and being a part of a tract of land conveyed to William E. Bridges by Instrument 200403631, and being further described as follows: Commencing at a magnetic aluminum monument at the corner common to Survey Nos. 218, 219, 235, and 236; thence along the line dividing Survey Nos. 218 and 219 South 35 deg. 10' 13" East, 1844.57 feet to a stone at the east corner of said Bridges tract; thence along the southeast line of said tract, South 50 deg. 21' 31" West, 236.32 feet to a steel pin and cap, the True Point of Beginning; Thence continuing along the southeast line of said tract, South 50 deg. 21' 31" West, 110.34 feet to a steel pin and cap; thence leaving said southeast line, North 35 deg. 10' 13" West, 164.51 feet to a steel pin and cap; thence North 54 deg. 49' 47" East, 110.00 feet to a steel pin and cap; thence South 35 deg. 10' 13" East, 155.91 feet to the True Point of Beginning. Containing 0.405 acres and being subject to all easements and rights-of-ways, whether recorded or not.

ALSO, an Ingress-Egress and Utility Easement over and across the aforementioned Bridges tract and a tract conveyed to William E. Bridges by Instrument 200403630, the centerline of said easement being described as follows: Commencing at a magnetic aluminum monument at the corner common to Survey Nos. 218, 219, 235, and 236; thence along the line dividing Survey Nos. 235 and 236, North 35 deg. 10'

13" West, 15.00 feet to the True Point of Beginning, said point being designated as Point "A"; thence South 54 deg. 18' 33" West, 333.12 feet to a point designated as Point "B"; thence South 35 deg. 10' 13" East, 1704.06 feet to a point on the northwest line of the above described 0.405 acre tract and 12.50 feet from the west corner of said tract, said point being designated as Point "C". The width of the subject easement shall be 30 feet from Point "A" to Point "B", 15 feet on each side of the described centerline and 25 feet from Point "B" to Point "C", 12.5 feet on each side of the described centerline.

Being a part of the real estate conveyed to the Grantor herein by deed dated December 23, 2003, and of record in Instrument No. 200403631, in the office of the Recorder of Clark County, Indiana.

Name Rural Membership Water Corp Petition No. 3-2013

The Clark County Plan Commission does hereby recommend approval, denial or no recommendation of said petition on this 8 day of May, 2013, by a 6-1 vote.

MEMBER APPROVED DENIED NO ABSTAIN RECOMMENDATION

David Hynes ✓ _____
David Hynes, County Ag Agent

absent _____ ✓
John Uhl

Resigned _____ ✓
Jeff Stamper

Paul E. Coffman ✓ _____
Paul Coffman

Susan Popp ✓ _____
~~Brian Lenfert, County Council~~
SUSAN POPP

David Blankenbeker ✓ _____
David Blankenbeker, County Surveyor

Jack Coffman ✓ _____
Jack Coffman, Co. Commissioner

Michael Killen ✓ _____
Michael Killen

Rick Wardlaw ✓ _____
Rick Wardlaw