

STATE OF INDIANA  
BEFORE THE BOARD OF CLARK COUNTY COMMISSIONERS

ORDINANCE NO. 8-2023

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

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

**WHEREAS**, the 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**, on the 8<sup>th</sup> day of March, 2023, the Clark County Plan Commission passed Resolution 1-2023 (see the said Resolution 1-2023 attached hereto as **Exhibit “A”**) to reclassify certain property on the County’s zoning maps as identified in the said Resolution.

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

1. That the Clark County Plan Commission Resolution 1-2023, dated March 8, 2023, as attached hereto as **Exhibit “A”**, is hereby approved, and the County’s zoning maps are reclassified pursuant to the attached Resolution and subject to any conditions set forth therein.

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 16 day of March, 2023.

*Members voting "NO":*

*Members voting "YES":*

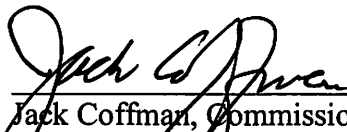
\_\_\_\_\_  
Bryan Glover, Commissioner

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Bryan Glover, Commissioner


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Connie Sellers, Commissioner

  
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Connie Sellers, Commissioner

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

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

*Attested by:*

  
\_\_\_\_\_  
Danny Yost, Clark County Auditor

BY THE CLARK COUNTY PLAN COMMISSION

RESOLUTION 01-2023

Whereas the Clark County Plan Commission met on March 08, 2023, and heard the **Docket No. 2023-01-PC**: Seth B. Stewart and Nic Genakos, represented by Ron Culler, attorney, and heard the Petition to request a zone map change from AG to B-2, Parcel # 10-03-12-300-039.000-003 and 10-03-12-300-038.000-003, on 2.949 acres located in Charlestown, In. 47111.

Whereas, the Plan Commission heard the presentation of the Petition 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; after giving reasonable regard to the factors set forth in I.C.36-7-4-602;

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;
2. The Plan Commission heard and received the relevant evidence presented and deliberated on such evidence in a public meeting and;
3. The Plan Commission recommends to the Board of Commissioners of Clark County with a \_\_\_\_\_ vote as follows;

FAVORABLE RECOMMENDATION The real estate described at Parcels 10-03-12-300-039.000-003 and 10-03-12-300-038.000-003 should be reclassified from AG to B-2.

\_\_\_\_\_ UNFAVORABLE RECOMMENDATION; The real estate described at Parcel 10-03-12-300-039.000-003 and 10-03-12-300-038.000-003 should NOT be reclassified from AG to B-2

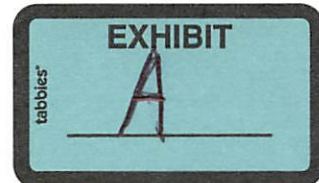
\_\_\_\_\_ NO RECOMMENDATION The Plan Commission sends the rezoning petition to the Clark County Commissioners WITHOUT RECOMMENDATION.

\_\_\_\_\_ CONDITIONS: The Plan Commission send the rezoning petition to the Clark County Commissioners WITH CONDITIONS TO INCLUDE:

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Dated this 8<sup>th</sup> Day of March, 2023

I hereby certify this is a true and correct copy of the Resolution passed by the Clark County Plan Commission on March 8, 2023.

"Aye"

  
\_\_\_\_\_  
Connie Sellers

"Nay"

\_\_\_\_\_  
Connie Sellers

\_\_\_\_\_  
Guy Guernsey

\_\_\_\_\_  
Guy Guernsey

  
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Bart Meyer

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Bart Meyer

  
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Wally Estes

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David Ruckman

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Eric Morris

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David Abbott

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Erin Cassady

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Erin Cassady

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Larry Bison

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Larry Bison

  
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Cathy Denison (Secretary)