

STATE OF INDIANA
BEFORE THE BOARD OF CLARK COUNTY COMMISSIONERS

ORDINANCE NO. 11-2014

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

[See attached text of Resolution]

BY THE CLARK COUNTY
PLAN COMMISSION

RESOLUTION 3-2014

WHEREAS, the Clark County Plan Commission met on March 12th, 2014 and heard the petition of Michael & Deborah Lee, asking that the property known by its street address as 9803 Highway 60, Sellersburg, Indiana be rezoned from PUD Planned Unit Development to R-1 Single-Family Residential at 9803 Highway 60, Sellersburg, 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 at 9803 Highway 60, Sellersburg, Indiana should be reclassified from PUD Planned Unit Development to R-1 Single-Family Residential.

The real estate described at 9803 Highway 60, Sellersburg, 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 17th day of March.

I hereby certify that this is a true and correct copy of the Resolution passed by the Clark County Plan Commission on March 12th, 2014.

ATTEST:



Secretary or Executive Director

+ Name 9803 HIGHWAY 60 Petition No. 2014-5-PC
WATERS of MILLAN

The Clark County Plan Commission does hereby recommend approval,
 denial or no recommendation of said petition on this 12th
 day of MARCH, 2014, by a _____ vote.

MEMBER	APPROVED	DENIED	NO RECOMMENDATION	ABSTAIN
<u>David Hynes</u> David Hynes	✓	_____	_____	_____
<u>John Uhl</u> John Uhl	✓	_____	_____	_____
<u>Martina Webster</u> Martina Webster	✓	_____	_____	_____
<u>Paul E. Coffman</u> Paul Coffman	✓	_____	_____	_____
<u>David Blankenkemper</u> David Blankenkemper	_____	_____	_____	✓
<u>Jack Coffman</u> Jack Coffman	✓	_____	_____	_____
<u>Michael Killen</u> Michael Killen	✓	_____	_____	_____
<u>Susan Popp</u> Susan Popp	✓	_____	_____	_____
<u>Rick Wardlaw</u> Rick Wardlaw	✓	_____	_____	_____

2008
\$18
DR

16

EXHIBIT A
Richard P. Jones
CLARK COUNTY RECORDER 2P
Filed for Record as Presented
T 201118418 Page 1 of 2
C1 Date 10/28/2011 Time 13:42:25

MAIL TAX STATEMENTS TO:

9803 Hwy 60
Sellersburg, IN 47172

PROPERTY ADDRESS:

9803 Highway 60
Sellersburg, Indiana 47172

Tax Key# 10-09-12-800-058.000-030

009-11-0100

WARRANTY DEED

THIS INDENTURE WITNESSETH, that Bernadette M Wheatley, Grantor, of the County of Clark, State of Indiana

CONVEYS & WARRANTS

unto Michael Lee and Deborah L Lee, Husband and Wife, Grantees, whose mailing address is 9803 Hwy 60, Sellersburg, IN 47172, for and in consideration of the sum of One Dollar (\$1.00), and other good and valuable considerations, the receipt of which is hereby acknowledged, the real estate in the County of Clark, and State of Indiana, described as follows, to wit:

Being part of Survey #128 of the Illinois Grant to Clark County, Indiana and being further described as follows: Beginning at a stone on the East corner of said Survey #128, also being the north corner of Survey #109; Thence S. 49 deg. 33' W. along the line dividing said Surveys #109 and #128, 2722.5 feet; Thence N. 40 deg. 49' W. (basis of bearings) 948.4 feet to a steel pin, THE TRUE PLACE OF BEGINNING. Thence continuing N.40 deg. 49' W. 251.48 feet to a limestone monument; Thence N. 49 deg. 30' 24" E. 832.09 feet to a limestone monument on the Southwestern Right-of-way line of State Highway #60; Thence S. 42 deg. 54' 14" E. along said Right-Of-Way line, 252.26 feet to a steel pin, Thence S.49 deg. 32' 40" W. 841.28 feet to THE TRUE PLACE OF BEGINNING. Containing 4.836 acres and being subject to all easements of record.

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

AND

Being part of Survey No. 128 of the Illinois Grant, commencing at a limestone monument at the East corner of said Survey No. 128; thence South 49 degrees 33 minutes West on the Southeast line of said Grant. 2722.5 feet (passing a drill hole in the center line of State Road No. 60 at 1782.6 feet); thence North 40 degrees 49 minutes West, 379.5 feet to the true place of beginning; thence North 40 degrees 49 minutes West 568.9 feet; thence North 49 degrees 33 minutes East 841.4 feet to the West right-of-way line of State Road No. 60; along said line on a curve to the left; whose radius is 24,614.1 feet, the long chord of which bears South 43 degrees 15 minutes East 170.8 feet to a concrete right-of-way marker; thence South 43 degrees 27 minutes East 362.3 feet to a concrete right-of-way marker; South 51 degrees 57 minutes East 37.2 feet; thence South 49 degrees 33 minutes West 872.5 feet to the true place of beginning, containing 11.15 acres, more or less.

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

Subject to any and all easements and/or restrictions of public record that 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.

This conveyance is made free and clear of all liens and encumbrances, except the Spring Installment of 2011 taxes payable in 2012, which the grantees, by the acceptance of this deed, assume and agree to pay.

JULY ENTERED FOR TAXATION
SUBJECT TO FINAL ACCEPTANCE
FOR TRANSFER

OCT 28 2011

L. P. Jones
Recorder, Clark County

ACTION TAKEN BY BOARD OF COMMISSIONERS
OF CLARK COUNTY, INDIANA

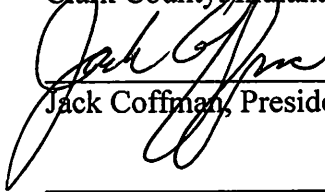
This matter having come before the Board of Commissioners of Clark County, Indiana (County Commissioners) on March 27, 2014 the petition of Michael & Deborah Lee to rezone the described real estate at 9803 Highway 60, Sellersburg, Indiana from PUD Planned Unit Development to R-1 Single-Family Residential; 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 described at 9803 Highway 60, Sellersburg, Indiana should be reclassified on the zoning maps from PUD Planned Unit Development to R-1 Single-Family Residential.

The real estate at 9803 Highway 60, Sellersburg, Indiana SHOULD NOT be reclassified on the zoning maps.

Dated this 27th day of March, 2014.

Board of Commissioners of
Clark County, Indiana



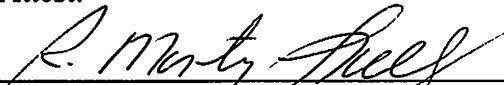
Jack Coffman, President

John Perkins, Commissioner



Rick Stephenson, Commissioner

Attest:



R. Monty Snelling, Clark County Auditor