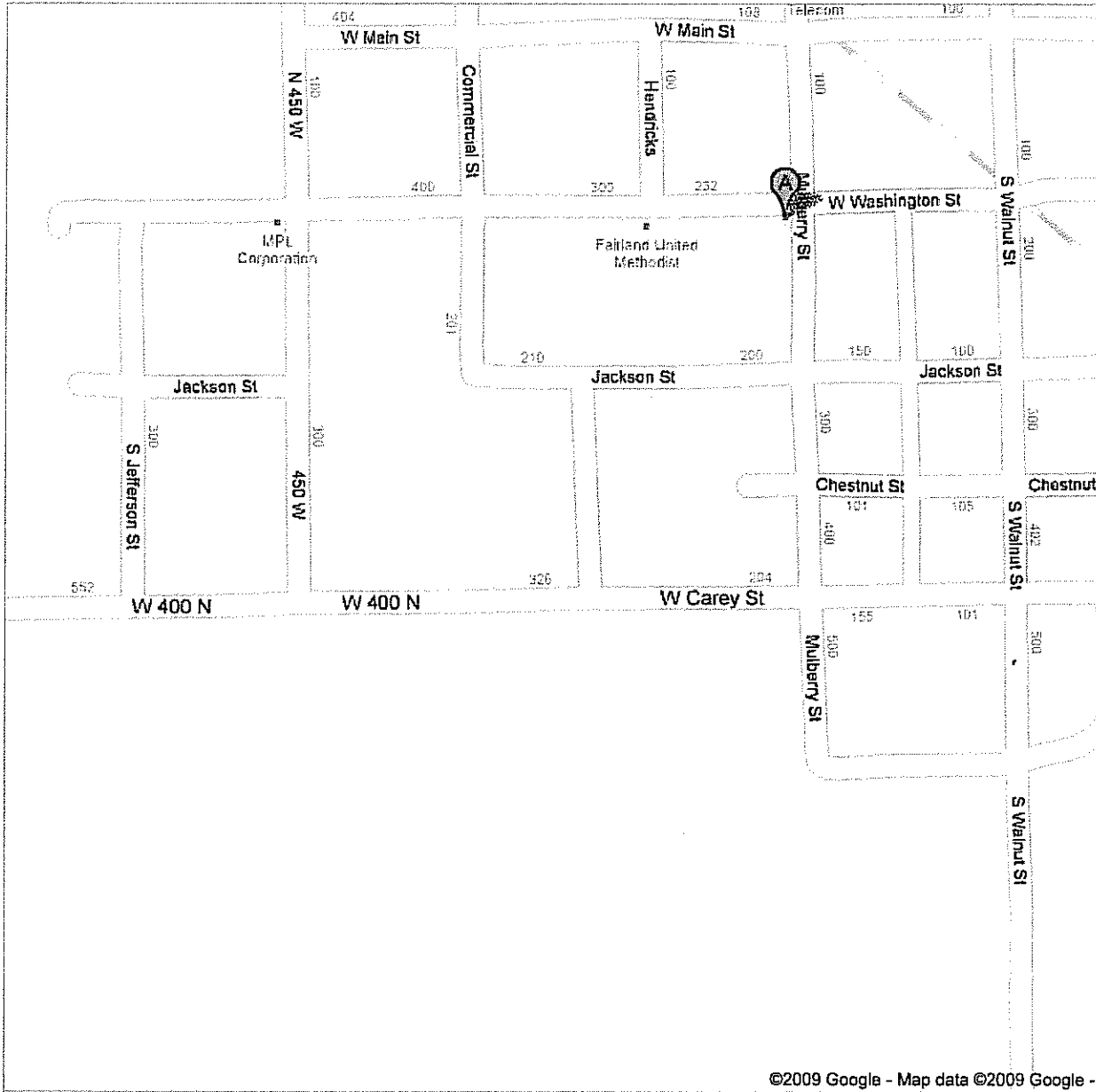


Google maps

Address Fairland, IN

Get Google Maps on your phone
Text the word "GMAPS" to 466453



APPLICATION FOR REZONING
FINDINGS OF FACT BY THE SHELBY COUNTY PLAN COMMISSION

Applicant: Shelby County Commissioners

Case #: RZ 10-07

Location: 400 West Cary Street, Fairland

The Shelby County Plan Commission, having heard the application for rezoning described above and all opposition from parties claiming to be adversely affected thereby, has considered the request based on the provisions of Indiana law and forwards the following findings and recommendation to the Shelby County Commissioners:

1. The request is not (circle one) consistent with the Shelby County Comprehensive Plan because: Chapter 6, Goal 3, Objective 1 of the Plan states that the County should, "Regularly review, project, and update needs for securing facilities and personnel to provide responsive, quality and effective levels of service for fire and police protection throughout the community."
2. The request is not (circle one) consistent with the current conditions and the character of structures and uses in each zoning district because: The proposed use of the subject property is a new fire station. The I.S. Institutional, zoning designation was created to provide an appropriate zoning classification for facilities such as fire stations. The proposed fire station will comply with all standards for properties zoned I.S.
3. The request is not (circle one) consistent with the most desirable use for which the land in each district is adapted because: the Fairland Fire Department desires to keep its fire station within the boundaries of the Town of Fairland. Rezoning the subject property to I.S. would allow the Town to keep its Fire Department within its existing corporate boundaries.
4. The request is not (circle one) consistent with the conservation of property values throughout the jurisdiction because: the property is currently undeveloped, open space that is owned by Brandywine Township; therefore, it is not taxed. The fire station will not be taxed either because it is a governmental entity; however, a new building will be constructed on the site.
5. The request is not (circle one) consistent with responsible growth and development because: the Fairland Fire Department has outgrown its current facility; therefore, a new facility located within the existing corporate boundaries of Fairland lends itself to responsible growth and development.

Based on the findings described above, the Plan Commission hereby forwards a favorable/unfavorable (circle one) recommendation to the County Commissioners this 23rd day of March, 2010.

Shelby County Plan Commission

By: [Signature]

President

Attest: [Signature]

Secretary

ORDINANCE NO. 2010 - 11

AN ORDINANCE to amend the County Thoroughfare and Traffic Code of the County of Shelby, Indiana, by amending Article 2, Chapter 4, Section 1 as it relates to County Road 150 West, also known as Columbus Road, in Shelby County, Indiana and to repeal all ordinances and parts of ordinances in conflict therewith.

Be it ORDAINED by the Board of Commissioners of Shelby County, Indiana, as follows:

SECTION 1: Purpose. The purpose of this ordinance shall be to restrict all vehicular traffic traveling on County Road 150 West from Flat Rock Road to County Road 900 South to carrying a load limit of no more than three (3) tons. Additionally, no thru commercial vehicles shall be permitted to operate on these roads.

SECTION 2: Amendment of County Code. Article 2, Chapter 4, Section 1 of the County Thoroughfares and Traffic Code, referred to as SCC 2-4-1, of Shelby County, Indiana, and the ordinances heretofore adopting said section of the code are hereby amended by adding to SCC 2-4-1 a designation restricting all vehicular traffic traveling on County Road 150 West from Flat Rock Road to County Road 900 South to carrying a load limit of no more than three (3) tons. Additionally, no thru commercial vehicles shall be permitted to operate on these roads.

SECTION 3: There shall be added the following marked designations to SCC 2-4-1:

<u>ROAD</u>	<u>PORTION AFFECTED</u>	<u>LOAD LIMIT</u>
150 West	Flat Rock Road to County Road 900 South	3 tons

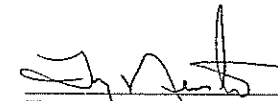
SECTION 4: Effective Date. This ordinance shall be in full force and effect from and after its adoption by the Board of Commissioners of Shelby County,

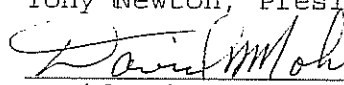
Indiana, publication as required by law, and upon the posting of the necessary signs indicating a weight limit on the above specified county roads by the County Highway Superintendent at which time it shall be enforceable by all public law enforcement officers in the same manner as the enforcement of all other provisions of Article 2 of the Shelby County Code.

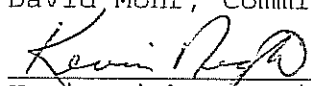
SECTION 5: Violations. Article 2, Chapter 4, Section 1 of the Thoroughfare and Traffic Code of Shelby County, Indiana, shall be applicable and apply to the enforcement of this ordinance.

SECTION 6: Repealable provisions. All ordinances and parts of ordinances in conflict with the specific amendments herein provided are repealed.

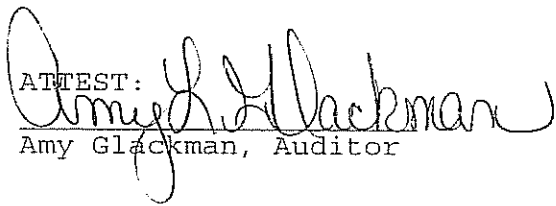
ADOPTED this 12th day of April, 2010, by a vote of 3 ayes and 0 naves of the members of the Board of Commissioners of Shelby County, Indiana.



Tony Newton, President


David Mohr, Commissioner


Kevin Nigh, Commissioner

ATTEST:


Amy Glackman, Auditor

APPLICATION FOR REZONING
FINDINGS OF FACT BY THE SHELBY COUNTY PLAN COMMISSION

Applicant: Shelby County Commissioners

Case #: RZ 10-07

Location: 400 West Carey Street, Fairland

The Shelby County Plan Commission, having heard the application for rezoning described above and all opposition from parties claiming to be adversely affected thereby, has considered the request based on the provisions of Indiana law and forwards the following findings and recommendation to the Shelby County Commissioners:

1. The request is is not (circle one) consistent with the Shelby County Comprehensive Plan because: Chapter 6, Goal 3, Objective 1 of the Plan states that the County should, "Regularly review, project, and update needs for securing facilities and personnel to provide responsive, quality and effective levels of service for fire and police protection throughout the community."
2. The request is is not (circle one) consistent with the current conditions and the character of structures and uses in each zoning district because: The proposed use of the subject property is a new fire station. The IS, Institutional, zoning designation was created to provide an appropriate zoning classification for facilities such as fire stations. The proposed fire station will comply with all standards for properties zoned IS.
3. The request is is not (circle one) consistent with the most desirable use for which the land in each district is adapted because: the Fairland Fire Department desires to keep its fire station within the boundaries of the Town of Fairland. Rezoning the subject property to IS would allow the Town to keep its Fire Department within its existing corporate boundaries.
4. The request is is not (circle one) consistent with the conservation of property values throughout the jurisdiction because: the property is currently undeveloped, open space that is owned by Bradywine Township; therefore, it is not taxed. The fire station will not be taxed either because it is a governmental entity; however, a new building will be constructed on the site
5. The request is is not (circle one) consistent with responsible growth and development because: the Fairland Fire Department has outgrown its current facility; therefore, a new facility located within the existing corporate boundaries of Fairland lends itself to responsible growth and development

Based on the findings described above, the Plan Commission hereby forwards a **favorable/unfavorable** (circle one) recommendation to the County Commissioners this ____ day of _____, _____.

Shelby County Plan Commission

By: _____

President

Attest: _____

Secretary

Fairland Volunteer Fire Department

P.O. Box 225
Fairland, In. 46126

01/15/2010

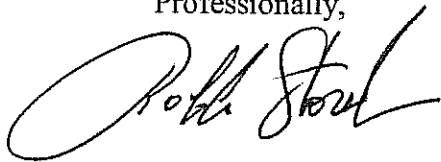
Shelby County Planning Commission
Annex
Shelbyville, In. 46176
Amy Dillon

Amy,

The Fairland Fire Department is requesting the property located on Carey St. in Fairland, In. 46126 be rezoned so as we can begin the process of constructing a new fire station. You will find map attached that will provide the area in question. Your help in this matter is greatly appreciated.

If you have any questions, please feel free to contact me at 317-370-4601 or 317-401-4703.

Professionally,

A handwritten signature in black ink, appearing to read "Robbie Stonebraker". The signature is fluid and cursive, with a large initial "R" and "S".

Robbie Stonebraker
Asst. Chief
Vice President
Fairland Vol. Fire Department



Regional Roads
Highway:

no

yes

Regional Counties

County Boundary

Townships

Water

Railroads

Roads

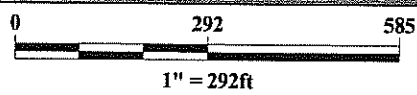
Highways

Drives, Alleys, etc

Addresses

Inactive (Raised)

THINK



NOTICE OF PUBLIC HEARING
BY THE
SHELBY COUNTY PLAN COMMISSION

Notice is hereby given that the Shelby County Plan Commission will hold a Public Hearing on 3/23/10
(Date of hearing)
at 7:00 pm in Conference Room 208A at the Shelby County Courthouse Annex to consider a petition
(Time)
by Shelby County Commissioners to allow the following:
(Name of applicant)

Approval to rezone the subject 2.83 acres from OP to IS to allow
a new fire station to be constructed on the property

(Type a brief description of request)

The property is located at 400 West Cary St, Fairland on the north side of Carey Street (400 N)
between Mulberry Street and Edgerton Street in section 9 of Brandywine Township and
also described by the following:

(INSERT LEGAL DESCRIPTION OF PROPERTY)

The application may be examined at the office of the Shelby County Plan Commission located in the Courthouse Annex at 25 West Polk Street, Room 201, Shelbyville, Indiana, 46176, Monday through Thursday between the hours of 7:00 AM and 5:00 PM.

Written comments in support of or in opposition to the Petition may be filed with or mailed to the Plan Commission Director prior to the Public Hearing at the above address or filed with the Plan Commission Secretary at the Public Hearing. Said Public Hearing will be open to the public and any objectors will be heard at this meeting. Hearings may be continued from time to time as may be necessary.

Amy K Dillon, AICP
Plan Commission
Representative

Executive Director
Title

CORPORATE WARRANTY DEED

THIS INDENTURE WITNESSETH, That The Board of School Trustees of the
Northwestern Consolidated School District ("Grantor"), a corporation organized and exist-
 ing under the laws of the State of Indiana CONVEYS AND WARRANTS to
 The Trustee of Brandywine Township, Shelby County, Indiana
 of Shelby County, in the State of Indiana, for the
 sum of One and 00/100 Dollars (\$ 1.00)
 and other valuable consideration, the receipt of which is hereby acknowledged, the following described
 real estate in Shelby County, in the State of Indiana:

Grantor states under oath that there is no Indiana Gross Income Tax due on
 account of this transfer.
 (See Attached)

Entered For Taxation
April 19 86
Thomas J. Quveline
 Auditor Shelby County

RECEIVED FOR RECORD
 This 18 day of APR 1986
2:10 P.M. and records
Book Record No. 294
 Page 771-772 of the records
 of Shelby County, Indiana

Betty J. Ash

The undersigned persons executing this deed on behalf of Grantor represent and certify that they
 are duly elected officers of Grantor and have been fully empowered, by proper resolution of the Board of
 Directors of Grantor, to execute and deliver this deed; that Grantor has full corporate capacity to convey
 the real estate described herein; and that all necessary corporate action for the making of such
 conveyance has been taken and done.

IN WITNESS WHEREOF, Grantor has caused this deed to be executed this 16th
 day of April, 19 86 Northwestern Consolidated School District of
Shelby County, Indiana
 (Name of Corporation)

(SEAL) ATTEST:
 v. Carol K. Wichman By Stephen Eck
 Signature Signature
Carol Wichman, President Stephen Eck, Secretary
 Printed Name, and Office Printed Name, and Office

STATE OF INDIANA
 COUNTY OF SHELBY SS:

Before me, a Notary Public in and for said County and State, personally appeared Carol K. Wichman
 and Stephen Eck
President and Secretary respectively of
Northwestern Consolidated School District of Shelby County, Indiana, who acknowledged

execution of the foregoing Deed for and on behalf of said Grantor, and who, having been duly sworn, stated that the representation
 therein contained are true.

Witness my hand and Notarial Seal this 16th day of April, 19 86
 My Commission Expires Jan. 21, 1989
 Signature: Russell J. Sanders
 Printed Russell J. Sanders, Notary Public
 Residing in Shelby County, Indiana
 This instrument was prepared by Russell J. Sanders attorney at law.

294

BOOK 111 PAGE 77

APR 10 1986

Beginning at a point 162.0 feet east of the southwest corner of the southeast quarter of Section 9, Township 13 North, Range 6 East, in Shelby County, Indiana; and running thence north 00 degrees 12 minutes west (assumed bearing) 300.0 feet along a fence line to an iron pipe, thence north 90 degrees 00 minutes west 182.0 feet to the west line of said quarter section, thence north 00 degrees 12 minutes west 65.3 feet along said west line to a masonry nail, thence north 89 degrees 55 minutes east 25.0 feet to the east line of Edgerton Street in the Town of Fairland, thence north 00 degrees 12 minutes west 198.0 feet along said east line to the northwest corner of Lot #16 (on Jackson Street) in Isaac Odell's Second Addition to the Town of Fairland, Indiana; thence north 89 degrees 55 minutes east 284.5 feet to the northeast corner of Lot #9 (on Jackson Street) in said Isaac Odell's Second Addition to the Town of Fairland, thence south 00 degrees 12 minutes east 193.0 feet along the west line of Commercial Street to the south line of Jackson Street in the Town of Fairland, thence north 89 degrees 55 minutes east 249.0 feet along the south line of said Jackson Street to an iron pipe, thence south 01 degree 58 minutes east 161.7 feet to an iron pipe, thence south 00 degrees 27 minutes east 238.5 feet along a fence line to the south line of said quarter section, thence north 90 degrees 00 minutes west 382.5 feet along said south line to the point of beginning; containing 5.08 acres, more or less, and subject to the rights-of-way of the public highways along the west and south sides thereof.

Subject to all liens, encumbrances and easements of record.

**AFFIDAVIT OF NOTICE TO INTERESTED PARTIES
PUBLIC HEARING OF THE SHELBY COUNTY PLAN COMMISSION**

STATE OF INDIANA)
COUNTY OF SHELBY) SS:

I, Amy L. Dillon, DO HEREBY CERTIFY THAT NOTICE TO INTERESTED
(Name of person mailing letters)

PARTIES OF THE PUBLIC HEARING BY THE SHELBY COUNTY PLAN COMMISSION, to consider the application

of: Shelby County Commissioners
(Name of person on application)

Requesting: Approval to rezone the subject property from OP to IS
to allow a new fire station to be constructed on the property.

For Property Located at: 400 West Carey Street, Fairland

Was sent to the following owners and addresses as listed in the Plat Books of the Shelby County Auditor's Office (attach additional sheets if necessary):

OWNERS

ADDRESS

<u>William & Carol Ritchie</u>	<u>501 N 425 W</u>	<u>Shelbyville, IN 46176</u>
<u>William & Denise Allen</u>	<u>PO Box 17</u>	<u>Fairland, IN 46126</u>
<u>Joe & Janet Stucker</u>	<u>PO Box 151</u>	<u>Fairland, IN 46126</u>
<u>Ralph & Bertha Fisher</u>	<u>PO Box 1168</u>	<u>Fairland, IN 46126</u>
<u>Daniel & Michele Strange</u>	<u>303 W Washington St</u>	<u>Fairland, IN 46126</u>
<u>Sarah Hanson</u>	<u>305 W Washington St</u>	<u>Fairland, IN 46126</u>
<u>Carolyn Crafton</u>	<u>PO Box 66</u>	<u>Fairland, IN 46126</u>
<u>James & Lynn Bass</u>	<u>PO Box 184</u>	<u>Fairland, IN 46126</u>

And that said notices were sent on or before the 23rd day of February, 2010, being at least ten (10) days prior to the date of the Public Hearing.

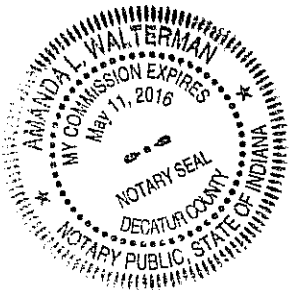
Amy L. Dillon
(Name of person mailing the letters)

State of Indiana)
County of Shelby) SS:

Subscribed and sworn to before me this 17th day of February, 2010

Amanda L. Waltermann, Amanda L. WALTERMAN
Notary Public Printed

Residing in Decatur County My Commission expires May 11, 2016



<u>Owners</u>	<u>Address</u>
John & Pamela Hanson	409 W Washington St, Fairland, IN 46126
Garry & Dana Rush	402 W Washington St, Fairland, IN 46126
Robert MacDonald	PO Box 148, Fairland, IN 46126
Patrick Mangan	PO Box 171, Fairland, IN 46126
James Crafton	410 W Washington St, Fairland, IN 46126
Gregory & Elaine Cerbus	201 S Edgerton St, Fairland, IN 46126
Donald & Peggy Ratliff	PO Box 60, Fairland, IN 46126
Robert & Sue McCombs	PO Box 196, Fairland, IN 46126
Gary & Bonnie Strange	PO Box 305, Fairland, IN 46126
Brent Grezlsby	3908 N 325 W, Fairland, IN 46126
Michael & Francine Turner	309 S Edgerton St, Fairland, IN 46126
Jerry Cowin	PO Box 267, Fairland, IN 46126
John Stuckey	813 Berkeley Dr, Shelbyville, IN 46176
Gary & Marion Ferguson	406 W Carey St, Fairland, IN 46126