

ZONING ORDINANCE NO.

2012-19

ZONING ORDINANCE AMENDMENT

THIS IS AN ORDINANCE for the purpose of amending and changing the zoning ordinances of the County of Shelby as it relates to a certain tract of property known as 5877 E 200 North, Shelbyville, Indiana, specifically amending the Shelby County, Indiana Zoning Ordinance adopted by the Board of Commissioners of Shelby County, Indiana on September 18, 2008, which became effective on October 18, 2008, including and incorporating therein Township Zoning Maps dated September 18, 2008 as amended, showing the boundary lines of certain Zoning Districts thereon.

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 amend the Zoning Map of Union Township of the Shelby County Code and the zoning ordinances thereunder as it relates to the real estate specifically described in Section 2 of this Ordinance to change the designation of said real estate from being zoned RE (Residential Estate) to a designation A4, (Agricultural Commercial) approximately 2.92 acres.

Section 2: Amendment. Shelby County, Indiana Zoning Ordinance adopted by the Board of Commissioners of Shelby County, Indiana on September 18, 2008, which became effective on October 18, 2008, including and incorporating therein Township Zoning Maps dated September 18, 2008, as amended, showing the boundary lines of certain Zoning Districts thereon, are hereby amended by adding the following sub-section:

Land rezoned from “RE,” Residential Estate, to “A4,” Agricultural

Commercial:

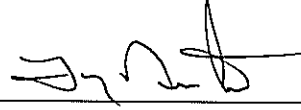
The following parcel of land and real estate located in Union Township, Shelby County, Indiana and particularly described herein being formerly zoned and shown on the Shelby Township Zoning District Map and lying in an “RE” Residential Estate district is hereby rezoned to “A4” Agricultural Commercial:

See attached legal description of subject rezone tract.

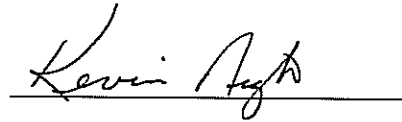
Section 3: Effective Date. This ordinance shall be in full force and effect from and after its adoption by the Board of Commissioners of Shelby County, Indiana.

Section 4: Repealable Provisions. All ordinances and parts of ordinances in conflict with the specific amendment herein are hereby repealed.

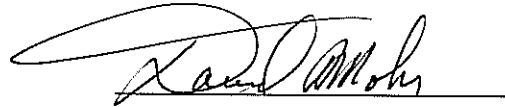
ADOPTED this 4th day of September, 2012, by a vote of 3 ayes and 0 nays of members of the Board of Commissioners of Shelby County, Indiana.



Tony Newton, President

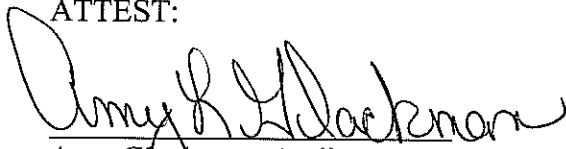


Kevin Nigh, Member



David Mohr, Member

ATTEST:



Amy Glackman, Auditor
Shelby County, Indiana

Co-OP

Legal Description

BEGINNING AT THE NORTHEAST CORNER OF THE EAST HALF OF THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 13, NORTH, RANGE 8 EAST AND RUNNING THENCE WEST 15.48 CHAINS; THENCE SOUTH 9.10 CHAINS TO THE CENTER OF THE RUSHVILLE AND SHELBYVILLE RAILROAD; THENCE NORTHEASTERLY IN THE CENTER OF SAID RAILROAD TO A POINT 90 LINKS SOUTH OF THE NORTHEAST CORNER OF SAID QUARTER SECTION; AND THENCE NORTH 90 LINKS TO THE PLACE OF BEGINNING, AND CONTAINING 7.74 ACRE.

EXCEPT THEREFROM: BEGINNING AT THE NORTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 13 NORTH, RANGE 8 EAST AND RUNNING THENCE SOUTH ON AND ALONG THE EAST LINE OF SAID QUARTER SECTION 31.37 FEET TO THE NORTHERLY RIGHT-OF-WAY LINE OF THE RUSHVILLE AND SHELBYVILLE RAILROAD (NOW BEING THE PENNSYLVANIA RAILROAD COMPANY) THENCE SOUTH 62 DEGREES AND 46 MINUTES WEST ON AND ALONG THE SAID NORTHERLY RIGHT-OF-WAY LINE OF SAID RAILROAD 790.8 FEET; THENCE NORTH 00 DEGREES AND 38 MINUTES EAST 401.0 FEET TO THE NORTH LINE OF THE NORTHEAST QUARTER OF SAID SECTION; THENCE SOUTH 89 DEGREES AND 22 MINUTES EAST ON AND ALONG THE NORTH LINE OF SAID QUARTER SECTION, 698.76 FEET TO THE PLACE OF BEGINNING, EXCEPT 25 FEET OFF OF THE ENTIRE WEST SIDE THEREOF. CONTAINING IN THE REAL ESTATE HERE IN DESCRIBED 4.18 ACRES MORE OR LESS.

ALSO EXCEPT THEREFROM: A PART OF THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 13 NORTH, RANGE 8 EAST, IN UNION TOWNSHIP, SHELBY COUNTY, INDIANA. BEING CONTAINED WITHIN THE LANDS DESCRIBED IN INSTRUMENT #8037 AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 13 NORTH, RANGE 8 EAST; THENCE SOUTH 89 DEGREES 50 MINUTES 49 SECONDS WEST (ASSUMED BEARING), ALONG THE NORTH LINE OF THE SAID QUARTER SECTION A DISTANCE OF 673.76 FEET TO A MAG NAIL AT THE NORTHEAST CORNER OF THE LANDS DESCRIBED IN INSTRUMENT #8037; THENCE SOUTH 0 DEGREES 05 MINUTES 34 SECONDS EAST, ALONG THE EAST LINE OF THE SAID LANDS A DISTANCE OF 351.32 FEET TO A CAPPED REBAR STAMPED "POWELL 29800024" SAID POINT BEING THE POINT OF BEGINNING; THENCE CONTINUING SOUTH ALONG SAID LINE, A DISTANCE OF 64.63 FEET TO THE CENTER OF THE RUSHVILLE AND SHELBYVILLE RAILROAD, NOW BEING THE PENNSYLVANIA RAILROAD COMPANY (NOTE: TRACKS HAVE BEEN REMOVED); THENCE SOUTH 62 DEGREES 03 MINUTES 01 SECONDS WEST, ALONG THE CENTER OF

THE SAID RAILROAD A DISTANCE OF 395.18 FEET TO THE WEST LINE OF THE SAID LANDS; THENCE NORTH 0 DEGREES 02 MINUTES 51 SECONDS EAST, ALONG THE SAID WEST LINE A DISTANCE OF 248.92 FEET TO A CAPPED REBAR STAMPED "POWELL 29800024"; THENCE NORTH 89 DEGREES 50 MINUTES 49 SECONDS EAST, PARALLEL TO THE NORTH LINE OF THE SAID QUARTER SECTION A DISTANCE OF 348.78 FEET TO THE POINT OF BEGINNING. CONTAINING 1.256 ACRES, MORE OR LESS.