

ZONING ORDINANCE NO. 2013-16

ZONING ORDINANCE AMENDMENT

THIS IS AN ORDINANCE for the purpose of amending and changing the zoning ordinance of the County of Shelby as it relates to a certain tract of property known as 1297 S 775 East, Waldron, 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 Liberty 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 A2 - Agricultural to a designation R1-Single-Family Residential (approximately .73 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 subsection:

Land rezoned from “A2,” Agricultural, to “R1”, Single-Family Residential :

The following parcel of land and real estate located in Liberty Township, Shelby County, Indiana and particularly described herein being formerly zoned and shown on the Liberty Township Zoning District Map and lying in an “A2” Agricultural district is hereby rezoned to “R1” Single-Family Residential:

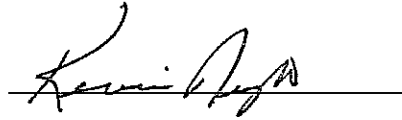
See attached legal description of subject rezone tract.

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 16th day of June, 2013 by a vote of 3 ayes and 0

nays of members of the Board of Commissioners of Shelby County, Indiana.



Kevin Nigh, President

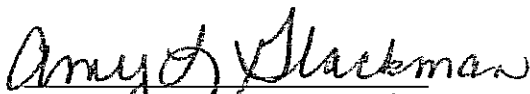


Don Parker, Member



David Mohr, Member

ATTEST:



Amy Glackman, Auditor
Shelby County, Indiana

jes

LEGAL DESCRIPTION

A part of the West half of the Northeast Quarter of Section 9, Township 12 North, Range 8 East, Shelby County, Indiana; described as follows:

Commencing at the 5/8 inch rebar marking the Northeast corner of the above described Northeast quarter of Section 9; thence with the North line of the quarter South 89 degrees 29 minutes 52 seconds West 1322.05 feet to a mag nail found this survey at the Northeast corner of the West half of said Northeast quarter, said mag nail being North 89 degrees 29 minutes 52 seconds East 1322.05 feet from the Shelby County Survey Monument, marking the Northwest corner of the quarter section, said mag nail also being South 11 degrees 04 minutes 05 seconds East 40.42 feet from the P.K. nail that in the past has been accepted for the Northeast corner of the half quarter; thence with the East line of the half quarter South 00 degrees 36 minutes 39 seconds East 1526.89 feet to a mag nail placed this survey, said mag nail being South 87 degrees 05 minutes 47 seconds East 3.06 feet from the Southeast corner of a 1.113 acre tract as recorded at Instrument#2013991109 in the Office of Recorder of Shelby County, Indiana; said mag nail being the true point of beginning of the tract herein described;

Thence with the East line of the half quarter South 00 degrees 36 minutes 39 seconds East 133.39 feet to a mag nail placed this survey; thence parallel with the South line of the aforesaid 1.113 acre tract North 87 degrees 05 minutes 47 seconds West 238.99 feet to a 5/8 inch rebar placed this survey; thence parallel with the East line of the half quarter North 00 degrees 36 minutes 39 seconds West 133.39 feet to a 5/8 inch rebar placed this survey on the South line of an 0.789 acre tract as recorded at Instrument# 0103413 in the aforesaid Office of Recorder; thence with the South lines of said 0.789 acre and 1.113 acre tracts South 87 degrees 05 minutes 47 seconds East 238.99 feet to the point of beginning, containing 0.730 acres more or less and subject to the right of way of County Road 775 East on the East line of the tract and also subject to any other existing right of ways, easements or restrictions.

Bearings used in this description are based on State Plane Coordinates for the Eastern Zone of the State of Indiana.

I hereby certify that I have prepared the above description and accompanying plat from actual field surveys completed by myself on April 26, 2013. Furthermore this survey conforms with 865-IAC 1-12-19.

For: Mike McDaniel and others
Revised May 27, 2013.

W. Taylor Sumerford, Jr.
Licensed Land Surveyor
#11242 Indiana