

**ORDINANCE NO. 2023-09**

**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 located at 506 W Carey St, Fairland, Brandywine Township. 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 Brandywine 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 C1 (Neighborhood Commercial) to C2 (Highway Commercial) (0.16 acres). A petition was filed by F & A Martin Holdings LLC on February 1, 2023 under Case No. RZ 23-05, to amend the zoning map of Shelby County, Indiana to change the zoning of said real estate.

**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 “C1,” Neighborhood Commercial, to “C2” Highway**

**Commercial:**

The parcel of land and real estate located in Brandywine Township, Shelby County, Indiana and particularly described by the attached legal description Exhibit "A" and shown on the attached map, Exhibit "B", being formerly zoned and shown on the Brandywine Township Zoning District Map as lying in an "C1" Neighborhood Commerical District is hereby rezoned to "C2" Highway Commerical.

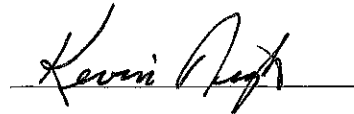
**Section 3: Effective Date.** This ordinance shall be in full force and effect from and after its adoption by the Board of Commissioners of Shelby County, Indiana.

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Provisions.** All ordinances and parts of ordinances in conflict with the specific amendment herein are hereby repealed.

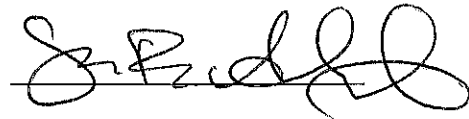
ADOPTED this 20<sup>th</sup> day of March, 2023 by a vote of \_\_\_\_\_ ayes and \_\_\_\_\_ nays of members of the Board of Commissioners of Shelby County, Indiana.



Don Parker, President



Kevin Nigh, Member



Jason Abel, Member

ATTEST:

\_\_\_\_\_  
Amy Glackman  
Shelby County, Indiana

**EXHIBIT A**

The west half of Lots 10 & 11, Henderson's Addition, Brandywine Township

EXHIBIT B

