

GENERAL ORDINANCE NUMBER 3-1982

An Ordinance amending the Master Plan of the County of Wabash, (General Ordinance Number 1, 1966 as amended) by changing the zone classification of certain real estate from agriculture to general business.

WHEREAS, Gaunt & Son Asphalt, Inc. has petitioned the, Wabash County Plan Commission to rezone certain real estate from agriculture to general business, and;

WHEREAS, the Wabash County Plan Commission has, after its public hearing as required by law, has determined that the proposed rezoning would meet the requirements of Indiana Code 36-7-4-918(F), provided, however, that the petitioner satisfies certain requirements.

NOW, THEREFORE, be it ordained by the Board of Commissioners of Wabash County, Indiana that the Master Plan and Zoning Ordinance of Wabash County, Indiana, the same being General Ordinance Number 1, 1966 as amended, is hereby further amended, and the classification of the real estate described in Exhibit A attached hereto is changed from agriculture to general business, on the following conditions:

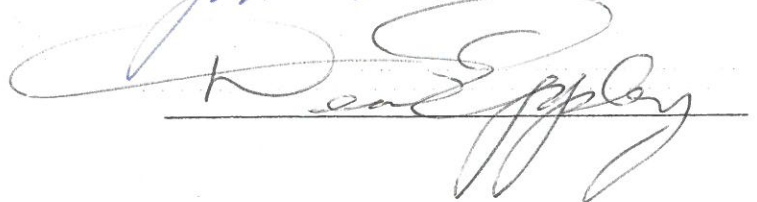
1. Neither the petitioner, Gaunt & Son Asphalt, Inc. nor any of its successors or assigns shall use any driveway except that driveway along the east property line as shown by the plans submitted with the application for such rezoning.
2. Gaunt & Son Asphalt, Inc. shall, within thirty (30) days after the signing of this Ordinance, construct a solid fence at least seven (7) feet in height, and of reasonable quality along the west line of its property and beginning at a point parallel to the front of the dwelling house presently owned by Leroy Wyatt and continuing southwardly to a point on petitioner's land parallel to a point ten (10) feet south of the swimming

pool situated on the said property of Leroy Wyatt.

Such rezoning is further conditioned upon the petitioner's planting and maintaining a single row of pine trees running parallel and six (6) feet east of the aforementioned fence, which pine trees shall be planted twelve (12) feet apart, and continue the full length of said fence.

This Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Passed by the Board of Commissioners of Wabash County, Indiana this 9<sup>th</sup> day of August, 1982.



BOARD OF COMMISSIONERS OF  
WABASH COUNTY, INDIANA

ATTEST:

  
AUDITOR, WABASH COUNTY, INDIANA

A PART of the Fractional Northwest Quarter of Section Numbered Eighteen (18), in Township Twenty-seven (27) North, of Range Six (6) East, bounded and described as follows, to-wit:

BEGINNING at a point in the North line of said Fractional Northwest quarter One Hundred Twenty and Thirty-seven Hundredths (120.37) feet West from the Northeast corner thereof; thence South parallel with the East line of said Fractional Northwest quarter Five Hundred One (501) feet; thence West Three Hundred One and Twenty Hundredths (301.20) feet; thence North One Hundred Sixty-seven and Five Tenths (167.5) feet to the Southeast corner of a tract of land deeded to Finley S. & Gladys L. Davis, found of record in book #179, page 378 of the Deed Records of Wabash County, Indiana; thence North along the East line of said Davis tract Three Hundred Thirty and Seven Tenths (330.7) feet to a point in said North line; thence East Two Hundred Ninety-nine and Ninety-three Hundredths (299.93) feet to the place of beginning.

CONTAINING Three and Forty-five Hundredths (3.45) acres, more or less.

SUBJECT to the right-of-way of State Road #24.

EXHIBIT "A"