Withdrawn by petitioner

**ORDINANCE 98-28**

**TO AMEND CHAPTER 8.20 OF THE BLOOMINGTON MUNICIPAL CODE ENTITLED "THE LIST OF DESIGNATED HISTORIC DISTRICTS" BY GRANTING A HISTORIC DESIGNATION**
**Re: Elm Heights School**
**(Harmony School Education Center, Inc.)**

WHEREAS, the Common Council adopted Ordinance 95-20 which created a Historic Preservation Commission and established procedures for designating historic districts in the City of Bloomington; and

WHEREAS, the Historic Preservation Commission held a public hearing on March 2, 1998 for the purpose of allowing discussion and public comment on the proposed historic district designation of the building located at 909 East Second Street; and

WHEREAS, at the June 11, 1998 meeting the Historic Preservation Commission found that the building has historic and architectural significance that merits the protection of the property as a historic district; and

WHEREAS, the Commission has prepared a map and written report which accompanies the map and validates the proposed district by addressing the criteria outlined in BMC 8.08.10; and

WHEREAS, the Commission has recommended local historic designation of the building located at 909 East Second Street;

NOW THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA. THAT:

SECTION 1. The map and accompanying report, which propose a historic district for the property at 909 East Second Street, are hereby approved by the Common Council and attached and made a part of this ordinance, and the historic district for this property is hereby established. The legal description of this property is further described below:

Lots Number 41, 42, 43, 44, 54, 55, 56, 57, 58 & 59 in Elm Heights Addition to the City of Bloomington;

Lots Number 25 and 26 of College Place Addition of the City of Bloomington, Indiana; and

Part of Seminary Lot Number 90, in the City of Bloomington, Indiana, beginning at the Southwest corner of Lot Number 26, of College Place Addition, thence South 85 feet more or less to the right-of-way of Second Street, thence East 60 feet along Second Street, thence North 85 feet to the Southeast corner of Lot 26 of College Place Addition, thence West along the South line of Lot 26 of College Place Addition, 60 feet more or less to the point of beginning.

SECTION 2. The building at 909 East Second Street is classified as "Notable."

SECTION 3. Chapter 8.20 of the Bloomington Municipal Code, entitled "List of Designated Historic Districts," is hereby amended to include the building located at 909 East Second Street.

SECTION 4. Severability. If any section, sentence, or provision of this ordinance, or the application thereof to any person or circumstances shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions, or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this section are declared to be severable.

WITHDRAWN

SECTION 5. This ordinance shall be in full force and effect from and after its passage by the Common Council and approval by the Mayor.

PASSED AND ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 1998.

_____
TIMOTHY MAYER, President
Bloomington Common Council

ATTEST:

_____
PATRICIA WILLIAMS, Clerk
City of Bloomington

PRESENTED by me to Mayor of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 1998.

_____
PATRICIA WILLIAMS, Clerk
City of Bloomington

SIGNED AND APPROVED by me upon this _____ day of _____, 1998.

_____
JOHN FERNANDEZ, Mayor
City of Bloomington

WITHDRAWN

SYNOPSIS

This ordinance adds 909 East Second Street to the List of Designated Historic Districts in the City of Bloomington. The designation was requested by the owner of the property and the Historic Preservation Commission has recommended the designation, with a rating of "notable," based upon the "historic" and "architectural" significance of the property. The ordinance also approves the map of the district and the report of findings submitted by the Commission. Upon approval of the ordinance, this property will be subject to the requirements set forth in Title 8 of the Bloomington Municipal Code.