Passed: 8-0

ORDINANCE 92-52

To Amend the Bloomington Zoning Maps from BA to RL and RH
Re: 3388 South Walnut Street Pike
(Jim Wray, Petitioner)

WHEREAS, the Common Council passed a Zoning ordinance amendment and adopted new incorporated zoning maps on June 7, 1978 which are now incorporated in Title 20 of the Bloomington Municipal Code; and

WHEREAS, the Plan Commission has considered this case, ZO-82-92, and recommended that Jim Wray be granted an amendment to the Bloomington Zoning Maps and request that the Common Council consider their petition.

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

SECTION I. Through the authority of IC 36-7-4 that the zoning be changed from BA (Business Arterial) to RL (Low Density Residential) for property located at 3388 South Walnut Street Pike. The property is further described as follows:

Part of Southwest quarter of Section 16, Township 8 North, Range 1 West, Perry Township, Monroe County, Indiana more particularly described as follows:

Commencing at the Southeast corner of said Southwest quarter, said point being a railroad spike found; thence on the East line of said Southwest quarter North 00 degrees 00 minutes 00 seconds East 1300.82 feet; thence North 90 degrees 00 minutes 00 seconds West 608.08 feet to the <u>point of beginning</u>; thence South 00 degrees 00 minutes 00 seconds West 519.72; thence North 89 degrees 08 minutes 30 seconds West 62.33 feet; thence South 00 degrees 50 minutes 03 seconds West 178.00 feet; thence North 89 degrees 08 minutes 30 seconds West 194.89 feet; thence parallel with the East Right-of-Way line of Old State Road #37 North 00 degrees 56 minutes 18 seconds East 200.00 feet; thence North 89 degrees 08 minutes 30 seconds West 12.00 feet; thence North 00 degrees 56 minutes 18 seconds East 493.76 feet; thence South 90 degrees 00 minutes 00 seconds East 260.42 feet to the point of beginning, containing 3.94 acres, more or less.

SECTION II. Through the authority of IC 36-7-4 that the zoning be changed from BA (Business Arterial) to RH (High Density Residential) for property located at 3388 South Walnut Street Pike. The property is further described as follows:

Part of the Southwest quarter of Section 16, Township 8 North, Range 1 West, Perry Township, Monroe County, Indiana, more particularly described as follows:

Commencing at the Southeast corner of said Southwest quarter, said point being a railroad spike found; thence on the East line of said Southwest quarter North 00 degrees 00 minutes 00 seconds East 1300.82 feet; thence North 90 degrees 00 minutes 00 seconds West 608.08 feet to the <u>point of beginning</u>; thence continuing North 90 degrees 00 minutes 00 seconds West 260.42 feet; thence North 00 degrees 56 minutes 18 seconds East 586.85 feet; thence parallel with the North line of said Southwest quarter South 89 degrees 26 minutes 11 seconds East 40.00 feet; thence North 00 degrees 56 minutes 18 seconds East 50.00 feet; thence South 89 degrees 26 minutes 11 seconds East 210.00 feet; thence South 00 degrees 00 minutes 00 seconds West 634.30 feet to the point of beginning, containing 3.68 acres more or less.

SECTION III. Through the authority of IC 36-7-4 and pursuant to Chapter 20.13 of the Bloomington Municipal Code, that rezoning from BA to RL and RH be approved.

SECTION IV. 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 18th day of November, 1992.

PAM SERVICE, President
Bloomington Common Council

ATTEST:

PATRICIA WILLIAMS, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 19 day of November, 1992.

PATRICIA WILLIAMS, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this 19th day of November, 1992.

TOMILEA ALLISON, Mayor
City of Bloomington

SYNOPSIS

This ordinance, if approved, would rezone approximately 3 acres from BA to RL and an additional 3 acres from BA to RH. These tracts are adjacent to existing RL and RH and this rezoning is simply intended to "clean up" the zoning map.

****ORDINANCE CERTIFICATION****

In accordance with IC 36-7-4-605 I hereby certify that the attached Ordinance Number 92-52 is a true and complete copy of Plan Commission Case Number ZO-82-92 which was given a recommendation of approval by a vote of 8 Ayes, 0 Nays, and 0 Abstentions by the Bloomington City Plan Commission at a public hearing held on October 26, 1992.

Date: October 27, 1992

Tim Mueller
Tim Mueller, Secretary
Plan Commission

Received by the Common Council Office this 27th day of October,

Patricia Williams
Patricia Williams, City Clerk

Appropriation Ordinance #_____ Fiscal Impact Statement Ordinance #_____ Resolution #_____

Type of Legislation:

Appropriation	End of Program	Penal Ordinance
Budget Transfer	New Program	Grant Approval
Salary Change	Bonding	Administrative Change
Zoning Change	Investments	Short-Term Borrowing
New Fees	Annexation	Other_____

If the legislation directly affects City funds, the following must be completed by the City Controller:

Cause of Request:

Planned Expenditure_____ Emergency_____
Unforseen Need _____ Other_____

Funds Affected by Request:

Fund(s) Affected	_____	_____
Fund Balance as of January 1	$_____	$_____
Revenue to Date	_____	_____
Revenue Expected for Rest of year	_____	_____
Appropriations to Date	_____	_____
Unappropriated Balance	_____	_____
Effect of Proposed Legislation (+/-)	_____	_____
Projected Balance	$_____	$_____

Signature of Controller_____

Will the legislation have a major impact on existing City appropriations, fiscal liability or revenues? NO Yes_____ No_____

If the legislation will not have a major fiscal impact, explain briefly the reason for your conclusion.

This rezoning simply legitimizes the proposed residential use of the land. No significant increases in either revenues or expenditures is anticipated.

If the legislation will have a major fiscal impact, explain briefly what the effect on City costs and revenues will be and include factors which could lead to significant additional expenditures in the future. Be as specific as possible. (Continue on second sheet if necessary.)