1ST: 4/4
COMM: 4/11 D.P. 8-0
FINAL: 4/18 8-0

ORDINANCE 90 - 16
To Amend the Zoning Maps from BA to RL
and to Grant Outline Plan Approval and Designate PUD
Re: Property located at 308 Matlock Road
(Harold Carrithers and Robert Shaw)

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, RL/PUD-16-90, and recommended that the petitioners, Harold Carrithers and Robert Shaw, be granted an amendment to the Bloomington zoning maps and outline plan approval and PUD designation and request that the Common Council consider the petition for change of zoning, outline plan approval and PUD designation on certain property.

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 to RL for property located at 308 Matlock Road, and more particularly described as follows:

Part of the Southwest quarter of Section 28, Township 9 North, Range 1 West, Bloomington Township, Monroe Co., Indiana, more particularly described as follows:

Commencing at the Northeast corner of said Southwest quarter; thence on the North line of said Southwest quarter North 90 degrees 00 minutes 00 seconds West 518.50 feet to the point of beginning; thence parallel with the East line of said Southwest quarter South 00 degrees 48 minutes 08 seconds East 271.06 feet; thence South 90 degrees 00 minutes 00 seconds West 501.40 feet; thence North 00 degrees 48 minutes 08 seconds West 271.06 feet to the North line of said Southwest quarter; thence on said line South 90 degrees 00 minutes 00 seconds East 501.40 feet to the point of beginning, containing 3.12 acres, more or less.

Excepting therefrom the South right-of-way of State Road 45/46 Bypass more particularly described as follows:

Commencing at the Northeast corner of the Southwest quarter of Section 28, Township 9 North, Range 1 West; thence North 90 degrees 00 minutes 00 seconds West along the North line of said Southwest quarter 518.50 feet to the point of beginning; thence South 00 degrees 48 minutes 08 seconds East parallel with the East line of said Southwest quarter 95.01 feet; thence North 90 degrees 00 minutes 00 seconds West 273.50 feet; thence North 00 degrees 48 minutes 08 seconds West 45.00 feet; thence North 90 degrees 00 minutes 00 seconds West 227.89 feet; thence North 00 degrees 48 minutes 08 seconds West 50.01 feet to the North line of said Southwest quarter; thence North 90 degrees 00 minutes 00 seconds East along said North line 501.40 feet to the point of beginning, containing 0.86 acres, more or less, and containing after said exception, 2.26 acres, more or less.

SECTION II. Through the authority of IC-36-7-4 and pursuant to Chapter 20.13 of the Bloomington Municipal Code, that an outline plan be approved and that the property including the parcel described above be designated a Planned Unit Development.

SECTION III. The Outline Plan, as recommended by the Plan Commission, shall be attached hereto and made a part hereof.

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 April, 1990.

Iris Kiesling

Iris Kiesling, President
Bloomington Common Council

ATTEST:

Patricia Williams
Patricia Williams, City Clerk

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana upon this 19 day of April, 1990.

Patricia Williams
Patricia Williams, City CLerk

SIGNED and APPROVED by me upon this 19th day of April, 1990.

Tomilea Allison
Tomilea Allison, Mayor
City of Bloomington

SYNOPSIS

This ordinance rezones approximately 2.26 acres from BA to RL/PUD and grants outline approval. This development will consist of 26 condominium units.

SIGNED COPIES TO:
PLANNING
PETITIONER (FANYO)

****ORDINANCE CERTIFICATION****

In accordance with IC 36-7-4-605 I hereby certify that the attached Ordinance Number 90-16 is a true and complete copy of Plan Commission Case Number RL/PUD-16-90 which was given a recommendation of approval by a vote of 9 Ayes, 0 Nays, and ____ Abstentions by the Bloomington City Plan Commission at a public hearing held on March 5, 1990.

Date: March 26, 1990

Timothy A. Mueller
Tim Mueller, Secretary
Plan Commission

Received by the Common Council Office this 26 day of March, 1990.

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? Yes____ No X

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

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)