Passed 8-0
Rollo absent

ORDINANCE 11-17

TO REZONE A 2.2 ACRE PROPERTY FROM RESIDENTIAL SINGLE FAMILY (RS) TO A PLANNED UNIT DEVELOPMENT TO ALLOW A COOPERATIVE HOUSING DEVELOPMENT TO BE CONSTRUCTED.
- Re: 415 ½ N. SPRING STREET
(BLOOMINGTON COOPERATIVE PLOTS)

WHEREAS, Ordinance 06-24, which repealed and replaced Title 20 of the Bloomington Municipal Code entitled, "Zoning," including the incorporated zoning maps, and incorporated Title 19 of the Bloomington Municipal Code, entitled "Subdivisions," went into effect on February 12, 2007; and

WHEREAS, the Plan Commission has considered this case, PUD-02-11, and recommended that the petitioner, (Bloomington Cooperative Plots), be granted a rezoning request to rezone the property to a Planned Unit Development with certain conditions of approval. The Plan Commission thereby requests that the Common Council consider this 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 and pursuant to Chapter 20.04 of the Bloomington Municipal Code, the property located at 415 ½ N. Spring Street shall be rezoned from Residential Single Family (RS) to a Planned Unit Development (PUD). The property is further described as follows:

> A part of Lot Number 5 in Naomi Beam Tract, being more particularly described as follows: Beginning at the Southwest corner of Lot Number 3 in said Naomi Beam Tract; thence running North 89 degrees 36 minutes West for 47.50 feet, thence North for 39.75 feet, thence North 89 degrees 36 minutes West for 294.00 feet and the West line of the Southwest quarter of Section 32, Township 9 North, Range 1 West, Monroe County, Indiana; thence running on the said West line North for 361.00 feet and to a point on the South right-of-way of the C.I. & L.R.R., thence with the said railroad right-of-way South 61 degrees 00 minutes 28 seconds East for 390.41 feet, thence South on the West line of Lot Number 4 of the said Naomi Beam Tract for 106.00 feet, thence with the South line of the said Lot 4 South 89 degrees 36 minutes East for 100.00 feet; thence leaving the said South line and running South for 35.00 feet, thence running on the North line of Lot Number 3 of the said Naomi Beam Tract, North 89 degrees 36 minutes West for 100.00 feet, thence with the West line of the said Lot 3 South for 73.00 feet and to the point of beginning. Containing in all 2.22 acres, more or less.

SECTION II.The Preliminary Plan shall be attached hereto and made a part thereof.

SECTION III. If any section, sentence or provision of this ordinance, or the application thereof to any person or circumstance 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 ordinance are declared to be severable.

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 19th day of OCTOBER, 2011.

SUSAN SANDBERG, President
Bloomington Common Council

ATTEST:

REGINA MOORE, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 20th day of OCTOBER, 2011.

REGINA MOORE, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this 20th day of October, 2011.

MARK KRUZAN, Mayor
City of Bloomington

SYNOPSIS

This ordinance approves the rezoning of 2.2 acres located at 415 North Spring St. from Residential Single Family (RS) to a Planned Unit Development (PUD) to allow a cooperative housing development.

Copies:
legal
controller
MC assessor
MC auditor
MC treasurer
planning
clerk
CA/CA