PASSED 9-0

ORDINANCE 91 - 7
TO AMEND THE ZONING MAPS FROM RS TO RL
AND TO GRANT OUTLINE PLAN APPROVAL AND DESIGNATE PUD

Re: Property located at 1605 and 1609 N. Kinser Pike
(Frank Vanlandingham and William Newby)

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 these cases, RL/PUD-89-90 and RL/PUD-5-91, and recommended that the petitioners, Frank Vanlandingham and William Newby, 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 RS to RL for property located at 1605 and 1609 N. Kinser Pike, and more particularly described as follows:

A part of the Southeast quarter of Section #29, Township 9 North, Range 1 West described as follows, to wit: Beginning at a point 74 rods South of the Northeast corner of said Southeast quarter section, running thence North 185 feet, running thence west 43 rods and 6 links, running thence South 185 feet, running thence east 43 rods and 6 links, to the place of beginning,

and

A part of the Southeast quarter of Section Twenty-nine (29), Township Nine (9) North, Range One (1) West bounded as follows: Beginning at a point Seventy-four (74) rods South of the Northeast corner of said Southeast quarter, thence North One Hundred Eighty-five (185) feet to the beginning point; thence West Three Hundred (300) feet, thence North Four (4) degrees, Ten (10) minutes West One Hundred Eighty-five (185) feet, thence East Three Hundred Thirteen (313) feet to said quarter section, thence South One Hundred Eighty-five (185) feet to the place of beginning.

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 parcels described above be granted 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 6th day of February, 1991.

John Fernandez, 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 7th day of February, 1991.

Patricia Williams
Patricia Williams, City Clerk

SIGNED and APPROVED by me upon this 7th day of February, 1991.

Tomilea Allison
Tomilea Allison, Mayor
City of Bloomington

SYNOPSIS

This ordinance rezones 4.36 acres from RS to RL/PUD and grants outline plan approval. Proposed is a 51-unit 3-bedroom apartment complex.

****ORDINANCE CERTIFICATION****

In accordance with IC 36-7-4-605 I hereby certify that the attached Ordinance Number 91-7 is a true and complete copy of Plan Commission Case Numbers RL/PUD-89-90 and RL/PUD-5-91 which was given a recommendation of approval by a vote of 8 Ayes, 2 Nays, and ____ Abstentions by the Bloomington City Plan Commission at a public hearing held on January 7, 1991.

Date: January 8, 1991,

Timothy O. Mueller
Tim Mueller, Secretary
Plan Commission

Received by the Common Council Office this 9th day of January, 1991.

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)