

To Amend the Bloomington Zoning Maps, Dated June 7, 1978

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, Z0-13-81, and recommended that the petitioner, ROBERT G. TODD, be granted an amendment to the Bloomington zoning maps and request that the Common Council consider their petition for rezoning of 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 18-7-4 that the zoning be changed from RE-residential estate to BA-Arterial Business for property located on the west side of S.R. 37 midway between Rhorer Road & more particularly described as: Fairfax Road.

A part of the Southwest quarter of Section 21, Township 8 North, Range 1 West, in Monroe County, Indiana, bounded and described as follows, to-wit: Beginning at a point 495 feet East and 188 feet South of the Northwest corner of said quarter Section; thence running South 1340.5 feet, more or less, to the North line of the Walnut Acres Subdivision; thence East along said North line to the West right-of-way line of State Road #37; thence in a Northerly direction along said West right-of-way line to a point due East of the place of beginning; thence West to the place of beginning, containing 25 acres, more or less.

EXCEPTING THEREFROM, a part of the Southwest quarter of Section 21, Township 8 North, Range 1 West, in Monroe County, Indiana, bounded and described as follows, to-wit: Beginning at a point 18 feet North of the North boundary line of Walnut Acres Subdivision as set forth in Plat thereof as recorded on page 81 of Plat Book #3 in the office of the Recorder of Monroe County, Indiana and being 495 feet East 1322.5 feet, more or less, South of the Northwest corner of said Southwest quarter; thence running East to the West boundary line of State Road #37; thence North on said West boundary line 161 feet; thence West to a point 161 feet North of said point of beginning; thence South 161 feet and to the point of beginning, containing 3 acres, more or less.

ALSO, EXCEPTING THEREFROM, a part of the Southwest quarter of Section 21, Township 8 North, Range 1 West, in Monroe County, Indiana, bounded and described as follows, to-wit: Beginning at a point on the North line of Walnut Acres Subdivision as shown and described in the plat thereof recorded on page 81 of Plat Book #3 in the office of the Recorder of Monroe County, Indiana, and being 495 feet East and 1340.5 feet, more or less, South of the Northwest corner of said Southwest quarter; thence East to the West right-of-way line of State Road #37; thence North along said West right-of-way line 18 feet; thence West to a point 18 feet North of said point of beginning; thence South 18 feet to the point of beginning, containing 1/3 acre, more or less.

ALSO, EXCEPTING THEREFROM, a part of the Southwest quarter of Section 21, Township 8 North, Range 1 West, in Monroe County, Indiana, bounded and described as follows, to-wit: Beginning at a point 179 feet North of the North boundary line of Walnut Acres Subdivision as set forth in Plat Book 3, at page 81, in the office of the Recorder of Monroe County, Indiana, and being 495 feet East, 1161.5 feet South of the Northwest corner of said Southwest quarter;

running thence East to the West boundary line of State Road #37; thence North on said West boundary line 161 feet; thence West to a point 161 feet North of said point of beginning; thence South 161 feet and to the point of beginning, containing 3 acres, more or less.

ALSO, EXCEPTING THEREFROM, a part of the Southwest quarter of Section 21, Township 8 North, Range 1 West, in Monroe County, Indiana, bounded and described as follows, to-wit: Beginning at a point 340 feet North of the North boundary line of Walnut Acres Subdivision as set forth in Plat Book 3, at page 81, in the office of the Recorder of Monroe County, Indiana, and being 495 feet East and 1000.5 feet South of the Northwest corner of said Southwest quarter; thence running East to the West boundary line of State Road #37; thence North on said West boundary line 536 feet; thence West to a point 536 feet North of the beginning point; thence South 535 feet and to the point of beginning, containing 10 acres, more or less.

SECTION II. 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 \_\_\_\_\_, 1981.

X  
\_\_\_\_\_  
Alfred I. Towell, President  
Bloomington Common Council

ATTEST:

X  
\_\_\_\_\_  
Nora M. Connors, City Clerk

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this \_\_\_\_\_ day of \_\_\_\_\_, 1981.

X  
\_\_\_\_\_  
Nora M. Connors, City Clerk

SIGNED and APPROVED by me upon this \_\_\_\_\_ day of \_\_\_\_\_, 1981.

X  
\_\_\_\_\_  
Francis X. McCloskey, Mayor  
City of Bloomington

#### SYNOPSIS

This ordinance will rezone a 10 acre site on the west side of S.R. 37 between Rhorer Road and Fairfax Road from RE to BA. Robert Todd would like to continue and expand an existing welding business. The petition was denied by the Plan Commission by an 8-1 vote.

\*\*\*ORDINANCE CERTIFICATION\*\*\*

In accordance with IC 18-7-4-508, I hereby certify that the attached Ordinance Number 81-50, is a true and complete copy of Plan Commission Case Number 20-13-81, which was give a recommendation of DENIAL, by a vote of Ayes: 8, Nays: 1, Abstentions: 0, by the Bloomington City Plan Commission at a public hearing held on APRIL 6, 1981.

Date: APRIL 21, 1981.

Tim Mueller, Secretary  
Plan Commission

Received by the Common Council Office this 22nd day of APRIL, 1981.

Maria M. Connors  
Maria M. Connors, City Clerk

Fiscal Impact Statement

Appropriation Ordinance # _____	Ordinance # <u>81-50</u>	Resolution # _____
Type of Legislation:		
Appropriation _____	End of Program _____	Penal Ordinance _____
Budget Transfer _____	New Program _____	Grant Approval _____
Salary Change _____	Bonding _____	Administrative Change _____
Zoning Change <u>XXX</u>	Investments _____	Short-Term Borrowing _____
New Fees _____	Annexation _____	Other _____

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

Use of Request:

Planned Expenditure \_\_\_\_\_

Unforeseen Need \_\_\_\_\_

Emergency \_\_\_\_\_

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 XXX

If the legislation will not have a major fiscal impact, explain briefly the reason for your conclusion. This Ordinance rezones the site from RE to BA.

As it is not in the City or subject to annexation in the near future, there is no effect.

If the legislation will have a major fiscal impact, explain briefly what the effect 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 back sheet if necessary)