ORDINANCE 84 - 64

To Amend the Outline Plan for the Planned Commercial Development at the Southeast Corner of Tenth Street and the 46 Bypass (Jerry Gates)

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 Muncipal Code; and

WHEREAS, the Plan Commission has considered this, PCD-25-81, and recommended that the petitioners, JERRY GATES and DON MITCHELL be granted an amendment to an approved Planned Commercial Development outline plan that the Common Council consider their petition for amendment to said approved outline plan for 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 outline plan be amended for property located at the Southeast corner of East Tenth Street and the 46 Bypass, and more further described as:

A part of the Southeast quarter of Section 34, Township 9 North, Range 1 West, Monroe County, Indiana, bounded and described as follows: Beginning at the Northeast corner of said quarter in said Section 34 and in the centerline of State Road 45, thence leaving said State Road centerline and running South along the East line of said Section for 374.14 feet and to the North right-of-way of the Illinois Central Railroad, thence with said railroad right-of-way North 80 degrees 03 minutes 54 seconds West for 425.02 feet and to a point where said railroad right-of-way intersects the East right-of-way of State Road 446 Bypass, thence leaving the railroad right-of-way and with said State Road right-of-way North 24 degrees 12 minutes 56 seconds West for 146.84 feet, thence North 30 degrees 00 minutes 28 seconds East for 158.64 feet, thence North for 23.07 feet and to a point where said Bypass right-of-way intersects the centerline of 10th Street or State Road 45, thence with said State Road centerline North 89 degrees 06 minutes 13 seconds East for 399.49 feet and to the point of beginning. Containing 3.36 acres, more or less. SUBJECT TO the right-of-wy of State Road 446 Bypass running over and across the West side of the above-described real estate.

SUBJECT TO the right-of-way of State Road 45 running over and across the North side of the above-described real estate.

SUBJECT TO the right-of-way of the Illinois Central Railroad running along and adjacent to the South side of the above-described real estate.

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 amended for the above-mentioned Planned Commercial Development.

SECTION III. 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 5th day of December 1984.

Patricia A. Gross
PATRICIA GROSS, President
Bloomington Common Council

signed 12/10/84
copies sent to:
planning
Geoffrey Grodner
Jerry Gates

ATTEST:

Patricia Williams
PATRICIA WILLIAMS, City Clerk

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 6th day of Dec, 1984.

Patricia Williams
PATRICIA WILLIAMS, City Clerk

SIGNED and APPROVED by me upon this 6 day of Dec, 1984.

Tomilea Allison
TOMILEA ALLISON, Mayor
City of Bloomington

SYNOPSIS

Approval of this ordinance would amend the outline plan for this planned commercial development to add several new uses to the list of permitted uses. The 3.3 acre development at the Southeast corner of East Tenth and the Bypass is under construction.

****ORDINANCE CERTIFICATION****

In accordance with IC 18-7-4-508, I hereby certify that the attached Ordinance Number 84 , is a true and complete copy of Plan Commission Case Number PCD-25-81 which was given a recommendation of approval by a vote of 10 Ayes, 0 Nays, and 0 Abstentions by the Bloomington City Plan Commission at a public hearing held on November 19 ,1984.

Timothy A. Mueller
Planning Director

Date: November 20 ,1984

Tim Mueller, Secretary
Plan Commission

Received by the Common Council Office this 20 day of November, 1984.

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	____

Amendment to Planned Commercial Development outline plan.

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

Cause of Request:

Planned Expenditure	____	Emergency	____
Unforseen Need	X	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. This property already receives city services.

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)

Agency submitting legislation Planning Department

By Timothy Mueller Date November 20, 1984