DEFEATED

ORDINANCE 80-82

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, PCD-45-80, and recommended that the petitioner, P. T. S. Electronics, 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 1. Through the authority of IC 18-7-4 that the zoning be changed from RE, Residential Estate to ML, Light Manufacturing and Industrial for property known as the east 60% of the Killion and Kerr properties, located on S. R. 37 between S. R. 46 and Acuff Road and more particularly described as:

A Part of the West Half of Section 20 Township 9 North, Range 1 West, Monroe County, Indiana, bounded and described as follows:

Beginning at a point 794.63 feet West of the Southeast corner of said West Half, said point also being on the West right-of-way line of S. R. 37 thence North 87° 53' 27" West 115.60 feet; thence North 69° 40' 32" West 46.94 feet, to the right-of-way of a railroad; thence North 61° 07' 49" West along said railroad right-of-way 159.97 feet; thence North 0° 13' 46" West 2,577.21 feet; thence North 88° 53' 53" East 383.41 feet to the West right-of-way line of said S. R. 37; (The next 6 courses are on and along said West right-of-way line) thence South 2° 03' 24" West 1,052.90 feet; thence South 0° 57' 18" West 251.32 feet; thence South 4° 43' 13: West 213.24 feet; thence South 1° 54' 55" West 394.93 feet; thence South 7° 06' 04" East 202.07 feet; thence South 2° 30' 30" West 571.65 feet to the point of beginning, containing 20.43 acres more or less.

SECTION II. Through the authority of IC 18-7-4 and pursuant to chapter 20.13 of the Bloomington municipal code that an outline plan be approved and that the property be designated a Planned Commercial Development, encompassing all of the Killion and Kerr properties on the West side of S. R. 37 between S. R. 46 and Acuff Road and more particularly described as:

A part of the Northwest quarter of the Southwest quarter of Section 20, Township 9 North, Range 1 West, Monroe County, Indiana described as follows: Beginning at a point that is 794.63 feet West of the Southeast corner of the Northwest quarter of the Southwest quarter of said Section 20, and on the West 37 right-of-way; thence North 87 degrees 53 minutes 27 seconds West for a distance of 115.60 feet; thence North 69 degrees 40 minutes 32 seconds West for a distance of 46.94 feet and to the right-of-way of a railroad; thence North 61 degrees 07 minutes 49 seconds West for a distance of 329.83 feet; thence North 00 degrees 07 minutes 45 seconds East for a distance of 260.44 feet; thence North 89 degrees 20 minutes 33 seconds West for a distance of 100.22 feet; thence North 00 degrees 13 minutes 46 seconds West for a distance of 701.40 feet; thence North 87 degrees 36 minutes 43 seconds East for a distance of 565.17 feet and to the West right-of-way of State Road #37; thence over and along said right-of-way as follows: South 01 degrees 54 minutes 55 seconds West for a distance of 394.93 feet; thence South 07 degrees 06 minutes 04 seconds East for a distance of 202.07 feet; thence South 02 degrees 30 minutes 30 seconds for a distance of 571.65 feet and to the point of beginning. Containing in all 13.14 acres more or less.

ALSO, a Part of the Northwest quarter of Section 20, Township 9 North, Range 1 West, Monroe County, Indiana, bounded and described as follows: Beginning at a point that is 1318.25 feet South and 1947.62 feet West of the Northeast corner of the said quarter in said Section 20, and on the West right-of-way of State Road #37, thence running with the said State Road the following courses and distances, South 03 degrees 11 minutes 26 seconds West for 1052.90 feet, thence South 02 degrees 05 minutes 20 seconds West for 251.32 feet; thence South 05 degrees 51 minutes 15 seconds West for 213.24 feet, thence leaving said State Road #37 right-of-way and running West for 564.77 feet, thence North 00 degrees 54 minutes 16 seconds East for 1515.09 feet, thence South 89 degrees 58 minutes 05 seconds East for 630.36 feet and to the point of beginning. Containing in all 20.88 acres, more or less.

FAILED

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 day of , 1980.

X

Tomilea Allison, President
Bloomington Common Council

ATTEST:

Nora M. Connors, City Clerk

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this day of , 1980.

Nora M. Connors, City Clerk

SIGNED and APPROVED by me upon this day of , 1980.

SYNOPSIS

This ordinance, if approved, will rezone the East 60% of the Killion and Kerr properties on the west side of S. R. 37 north of Westbury Village from RE to ML, and will approve an outline plan and designate the entire site a planned commercial development. The rezoning will allow the development of P. T. S. ' new facility on the south half of the site, with the remainder being held for future expansion.

FAILED

****ORDINANCE CERTIFICATION****

In accordance with IC 18-7-4-508, I hereby certify that the attached Ordinance Number 80- 82 , is a true and complete copy of Plan Commission Case Number PCD-45-80 , which was give a recommendation of APPROVAL , by a vote of Ayes: 8 , Nays: 1 , Abstentions: 0 , by the Bloomington City Plan Commission at a public hearing held on SEPTEMBER 8th , 1980.

Date: SEPTEMBER 15 , 1980

Timothy A. Mueller
Tim Mueller, Secretary
Plan Commission
Planning Director

Received by the Common Council Office this 15 day of SEPTEMBER , 1980.

Nora M. Connors
Nora M. Connors, City Clerk

Fiscal Impact Statement

Appropriation Ordinance # _____ Ordinance # XXX Resolution # _____

Type of Legislation:

Appropriation		End of Program		Penal Ordinance	
Budget Transfer		New Program		Grant Approval	
Salary Change		Bonding		Administrative Change	
Zoning Change	XXX	Investments		Short-Term Borrowing	
New Fees		Annexation		Other	PLANNED DEVELOPMENT DESIGNATION

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

Cause of Request:

Planned Expenditure _____ Emergency _____
Unforeseen 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 XXX

If the legislation will not have a major fiscal impact, explain briefly the reason for your conclusion.
The site is not in the corporate limits. All capitol utility costs will be born by developer. Eventual annexation will affect costs and revenues.

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 CITY OF BLOOMINGTON PLANNING DEPARTMENT

By Tim Mueller, Director Date SEPTEMBER 15, 1980

FAILED

DEFEATED 10/2/80
AYES: 4, NAYS: 5

I HEREBY MOVE THAT XX ORDINANCE ____ APPROPRIATION

ORDINANCE # 80-82 , ENTITLED AMEND ZONING MAPS RE:

SR37 BETWEEN SR 46 and ACUFF ROAD FROM RE TO ML/PCD

BE INTRODUCED AND READ FOR FIRST READ BY TITLE ONLY

AT THE COUNCIL MEETING HELD ON SEPTEMBER 18, 1980 .

Lloyd W. Olcott

FAILED