

Failed: 1 - 7 (Rod Kyoung)
August 7, 1996

Aye: Young

Sherman absent

ORDINANCE 96-19

**TO AMEND THE BLOOMINGTON ZONING MAPS
FROM Q TO IL**

Re: 1800 Packinghouse Road

(Robinson Construction Management Company and Jean L. Bennett, Petitioners)

WHEREAS, the Common Council adopted Ordinance 95-21 which repeals and replaces Title 20 of the Bloomington Municipal Code entitled "Zoning", and including the incorporated zoning maps, and Title 21, entitled "Land Use and Development" on May 1, 1995; and

WHEREAS, the Plan Commission has considered this case, ZO-26-96, and recommended that the petitioners, Robinson Construction Management Company and Jean L. Bennett, be denied an amendment to the zoning maps and request that the Common Council consider their 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 20.05.09 of the Bloomington Municipal Code, that the property be rezoned from Q to IL. The property is located at the commonly known address of 1800 Packinghouse Road and is further described as follows:

A part of the Southeast quarter of the Southeast quarter of Section 30, Township 9 North, Range 1 West, described as follows, to-wit:

Commencing at a stone, said stone is 519 feet East of the Northwest corner of the Southeast quarter of the southeast quarter of said section, thence East 837 feet to the section line, thence South on section line 1338 $\frac{3}{4}$ feet, thence West 176 feet, thence South 128 feet, thence West 513 $\frac{11}{12}$ feet, thence North 129 feet, thence East 154 feet, thence North 616 feet, thence West 300 feet, thence North 748 feet to place of beginning, containing 24.74 acres, including a right-of-way.

A strip of ground 30 feet in width off of the entire North side of the following described real estate, to-wit: A part of the Southeast quarter of the Southeast quarter of Section 30, and a part of the Northeast quarter of the Northeast quarter of Section 31, all in Township 9 North, Range 1 West, and described as follows, to-wit: Commencing at a point 25 chains and 76 links south of the Northwest corner of the Northeast quarter of the Southeast quarter of said Section 30, same township and range as aforesaid; thence South 1246 feet to the center of the Vernal Pike Road, thence South 59 degrees East 616 feet, thence North 1608 feet to a stone, thence West 519 feet to the place of beginning, and containing 17 acres, more or less, hereby conveying only a 30 foot strip off of the last described tract of land.

EXCEPTING THEREFROM THE FOLLOWING DESCRIBED TRACT:

A part of the Southeast quarter of the Southeast quarter of Section 30, Township 9 North, Range 1 West, Monroe County, Indiana, described as follows: Beginning on the South line of said quarter quarter section North 89 degrees 43 minutes 31 seconds West 411.96 feet from the Southeast corner of said quarter quarter section; thence North 89 degrees 43 minutes 31 seconds West 281.04 feet along the South line of said quarter quarter section to a southwest corner of the owners' land; thence North 00 degrees 22 minutes 30 seconds West 129 feet along a West line of the owners' land to a Northwest corner of the owners' land; thence South 89 degrees 43 minutes 31 seconds East 154 feet along a North line of the owners' land to a corner of the owners' land; thence North 00 degrees 22 minutes 30 seconds West 235.01 feet along a West line of the owners' land; thence Northeasterly 652.08 feet along an arc to the left and having a radius of 2,724.79 feet and subtended by a long chord having a bearing of North 27 degrees 10 minutes 45 seconds

East and a length of 650.53 feet; thence North 11 degrees 39 minutes 36 seconds East 229.23 feet; thence North 15 degrees 30 minutes 30 seconds East 308.71 feet to a North line of the owners' land; thence South 89 degrees 43 minutes 31 seconds East 105.76 feet along said North line to the East line of said quarter quarter section; thence South 00 degrees 22 minutes 30 seconds East 783.04 feet along said East line; thence Southwesterly 796.49 feet along an arc to the right and having a radius of 3,044.79 feet and subtended by a long chord having a bearing of South 30 degrees 52 minutes 04 seconds West and a length of 794.22 feet to the point of beginning and containing 9.140 acres, more or less, in said exception.

ALSO EXCEPTING THEREFROM THE FOLLOWING DESCRIBED TRACT:

A part of the Southeast quarter of the Southeast quarter of Section 30, Township 9 North, Range 1 West, Monroe County, Indiana, bounded and described as follows: Beginning at a point on the East line of said quarter quarter section, said point of beginning being 128 feet North of the Southeast corner of said Southeast quarter of the Southeast quarter; thence from said point of beginning and with the East line of said quarter quarter section and running North 00 degrees 22 minutes 30 seconds West for 557.58 feet and to the Easterly right-of-way line of State Road 37; thence leaving the East line of said quarter quarter section and with said right-of-way line and running in a Southerly direction and on a curve to the right, said curve having a radius of 3044.79 feet, for an arc distance of 796.55 feet, said last described course having a chord bearing of South 30 degrees 52 minutes 04 seconds West and a chord distance of 794.28 feet; thence leaving said right-of-way line and with the south line of said Section 30 and running South 89 degrees 43 minutes 31 seconds East for 236.07 feet; thence leaving the South line of said Section 30 and running North 00 degrees 22 minutes 30 seconds West for 128 feet; thence South 89 degrees 43 minutes 31 seconds East for 176 feet and to the point of beginning. Containing 2.40 acres, more or less, in said exception.

CONTAINING AFTER DEDUCTING SAID EXCEPTIONS 13.20 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 _____, 1996.

JIM SHERMAN, President
Bloomington Common Council

ATTEST:

PATRICIA WILLIAMS, Clerk
City of Bloomington

PRESENTED by me to Mayor of the City of Bloomington, Monroe County, Indiana, upon this ____ day of _____, 1996.

PATRICIA WILLIAMS, Clerk
City of Bloomington

SIGNED AND APPROVED by me upon this _____ day of _____, 1996.

JOHN FERNANDEZ, Mayor
City of Bloomington

EXAMPLED

SYNOPSIS

This ordinance would rezone from Quarry to Limited Industrial approximately 13.2 acres of land located at 1800 Packinghouse Road. It comes forward with a negative recommendation from the Plan Commission.