

(passed 8-5)

ORDINANCE 03-15

TO AMEND THE PRELIMINARY
PLANNED UNIT DEVELOPMENT (PUD)
FOR PUD-03-00

Re: 3209 E Moores Pike
(Smith Neubecker & Associates, Inc., Petitioners)

WHEREAS, on May 1, 1995 the Common Council adopted Ordinance 95-21, which repealed and replaced Title 20 of the Bloomington Municipal Code entitled "Zoning," including the incorporated zoning maps, and Title 21, entitled "Land Use and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

WHEREAS, the Plan Commission has considered this case, PUD-15-03, and recommended that the petitioners, Smith Neubecker, be granted an extension of the PUD and a preliminary plan amendment to add "climate controlled storage facility" to the list of permitted uses for this PUD. The Plan Commission thereby requests that the Common Council consider this 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, the preliminary plan be approved and the list of permitted uses be amended for the property at 3902 & 3942 S. Sare Road. The property is further described as follows:

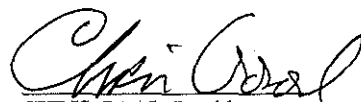
A part of the Southwest Quarter of the Southwest Quarter of Section 2, Township 8 North, Range 1 West, Monroe County, Indiana, and being more particularly described as follows:

BEGINNING at a PK nail found at the southeast corner of said quarter quarter; thence NORTH 88 degrees 20 minutes 12 seconds West on the south line of said quarter quarter section 174.93 feet; thence NORTH 01 degree 21 minutes 53 seconds West on a wovenwire fence 539.10 feet, passing through a concrete monument a distance of 28.07 feet, to a wooden fence post; thence NORTH 88 degrees 37 minutes 42 seconds East 180.68 feet, passing through a 5/8" rebar 3" tall at a distance of 173.38 feet to the east line of said quarter quarter section; thence SOUTH 00 degrees 44 minutes 18 seconds East on said quarter quarter for a distance of 548.40 feet to the POINT OF BEGINNING, containing 2.22 acres, more or less.

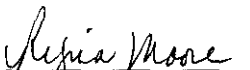
SECTION II. The Preliminary Plan shall be attached hereto and made a part thereof.

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 18th day of June, 2003.


CHRIS GAAL, President
Bloomington Common Council

ATTEST:


REGINA MOORE, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 19th
day of June, 2003.

Regina Moore
REGINA MOORE, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this 19th day of June, 2003.

John Fernandez
JOHN FERNANDEZ, Mayor
City of Bloomington

SYNOPSIS

This ordinance extends the effective time limit of PUD-03-00 and amends the list of permitted uses to include "climate controlled storage".

Copies to:
Petitioner
Legal (5)
Comptroller

ML Assessor
Auditor