

200600001757
Filed for Record in
HAMILTON COUNTY, INDIANA
JENNIFER J HAYDEN
01-18-2006 At 11:27 am.
ORDINANCE 15.00

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ORDINANCE NO. 98-12-05

Document Cross Reference No. 9809872209

**AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE, A
PART OF THE COMPREHENSIVE PLAN OF THE CITY OF NOBLESVILLE,
HAMILTON COUNTY, INDIANA**

An ordinance to amend the Unified Development Ordinance for the City of Noblesville, Hamilton County, Indiana, enacted by the City of Noblesville under authority of Chapter 174 of the Acts of the Indiana General Assembly 1947, as amended.

WHEREAS, the Plan Commission of the City of Noblesville has conducted a public hearing on Application #05J-1~~8~~1988 as required by law in regard to the application for a change of zone district designation filed by Pleasant Street Commercial Park, LLC; and,

WHEREAS, the Plan Commission at their December 19, 2005 meeting sent its favorable recommendation to the Noblesville Common Council by a vote of 9 ayes and 0 nays;

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Noblesville, Hamilton County, Indiana, meeting in regular session, that the Unified Development Ordinance for said City and the Official Zone Map of said Ordinance are hereby amended as follows:

SECTION 1. That the subject real estate located along Pleasant Street, east of State Highway 37, all of which is located within the zoning jurisdiction of the City of Noblesville, Hamilton County, Indiana, is hereby rezoned from the R-1 residential classification to the I-1 industrial classification, as designated in said Unified Development Ordinance for the City of

Noblesville, Hamilton County, Indiana, and said real estate is more particularly described in "Exhibit A".

SECTION 2. Upon motion duly made and seconded, this Ordinance was fully passed by the members of the Common Council this 10th day of January, 2006.

COMMON COUNCIL OF THE CITY OF NOBLESVILLE

AYE

NAY

Alan Hinds Alan Hinds
Laurie Jackson Laurie Jackson
Kathie Stretch Kathie Stretch
Dale Snelling Dale Snelling
Terry Busby Terry Busby
Mary Sue Rowland Mary Sue Rowland
Brian Ayer Brian Ayer

Approved and signed by the Mayor of the City of Noblesville, Hamilton County, Indiana, this 10th day of January, 2006.

John Ditslear
John Ditslear, Mayor
City of Noblesville, IN

ATTEST:

Jarret Jaros
Jarret Jaros, Clerk-Treasurer

Prepared by: Steven D. Hardin, Esq., Attorney-At-Law, Bingham McHale LLP
970 Logan Street, Noblesville, IN 46060, (317) 776-8668

EXHIBIT A
Legal Description

The southern half of the following described real estate:

A part of the Northeast Quarter of Section 5, Township 18 North, Range 5 East as follows:

Beginning at the center of said Section 5 running thence East 1322.8 feet to the one-eighth Section Stone, thence North on the one-eighth section line 1515.6 feet to the South line of the right of way of the Central Indiana Railroad, thence South 76 degrees West along said South line of right of way 50 feet, thence in a one degree curve to the right 1300 feet to the West line of said Northeast Quarter, thence South 1311 feet to the place of beginning, containing forth-two and twenty-five hundredths (42.25) acres, more or less; containing in all one hundred thirty and twenty-two hundredths (130.22) acres, more or less, subject to legal highways and rights of way, all in Noblesville Township, Hamilton County, Indiana.

EXCEPT:

A part of the Northeast Quarter (1/4) of Section Five (5), Township Eighteen (18) North, Range Five (5) East, Noblesville Township, Hamilton County, Indiana, as covered by land description contained in deed recorded as Instrument No. 9872209, and being that part of the grantor's land lying within the right of way lines depicted on the attached right of way plat, marked Exhibit "B", more fully described as follows:

Commencing at the Northwest corner of said Quarter Section; thence South 00 degrees 00 degrees 00 minutes 24 seconds East (assumed bearing) along the West line of said Quarter Section, a distance of 1,222.68 feet to the PLACE OF BEGINNING: Thence North 89 degrees 39 minutes 11 seconds East a distance of 80.73 feet; thence South 0 degrees 20 minutes 49 seconds East a distance of 110.00 feet; thence South 89 degrees 39 minutes 11 seconds West a distance of 81.39 feet to the aforesaid West line of said Quarter Section; thence North 0 degrees 00 minutes 24 seconds West, along said West line of said Quarter Section, a distance of 110.00 feet to the PLACE OF BEGINNING.

Containing 0.205 acres (8,916.69 square feet), more or less, being subject to any rights-of-way, easements or restrictions of record or observable.

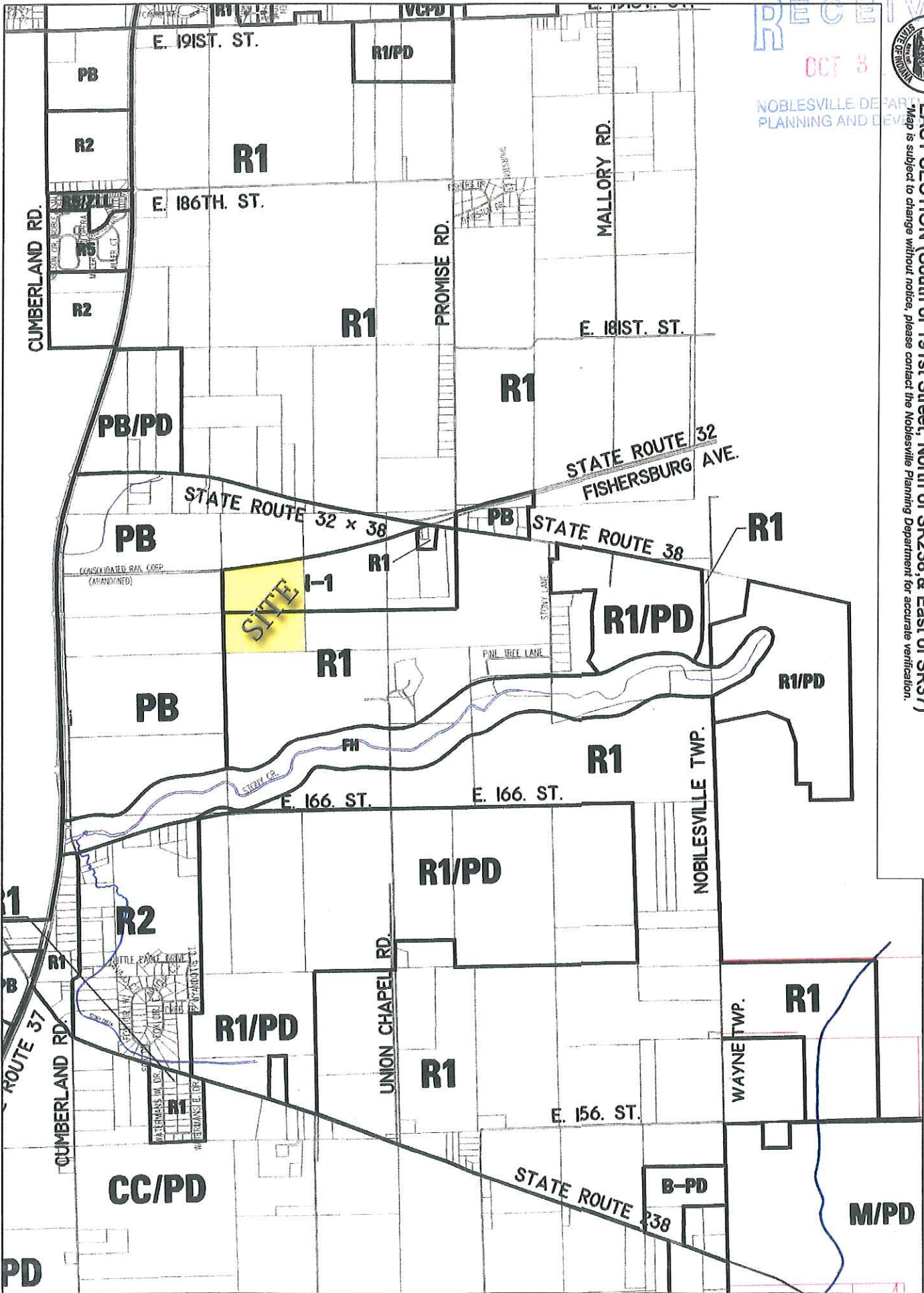
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NOBLESVILLE DEPARTMENT OF PLANNING AND DEVELOPMENT

CITY OF NOBLESVILLE, INDIANA ZONING MAP
EAST SECTION (South of 191st Street, North of SR238, & East of SR37)
Map is subject to change without notice, please contact the Noblesville Planning Department for accurate verification.




Declaration

This form is to be signed by the preparer of a document and recorded with each document in accordance with IC 36-2-7.5-5(a).

I, the undersigned preparer of the attached document, in accordance with IC 36-2-7.5, do hereby affirm under the penalties of perjury:

1. I have reviewed the attached document for the purpose of identifying and, to the extent permitted by law, redacting all Social Security numbers;
2. I have redacted, to the extent permitted by law, each Social Security number in the attached document.

I, the undersigned, affirm under the penalties of perjury, that the foregoing declarations are true.



Signature of Declarant

Steven D. Hardin

Printed Name of Declarant