

BARBARA L. EULER
RECORDER LA PORTE CO.

95-01807

DUPLICATE FOR TAXATION
SUBJECT TO FINAL ACCEPTANCE FOR TRANSFER

FEB 14 1995

M. L. ...
AUDITOR LA PORTE COUNTY INDIANA

ORDINANCE NO. 95-4

AN ORDINANCE TO AMEND THE LA PORTE COUNTY ZONING
ORDINANCE OF LA PORTE COUNTY, INDIANA, BY
AMENDING THE ZONE MAP FOR NEW DURHAM TOWNSHIP SO AS
TO RECLASSIFY AND REZONE CERTAIN REAL ESTATE FROM
AN "INDUSTRIAL" USE DISTRICT TO
AN "AGRICULTURAL" USE DISTRICT

WHEREAS, the following described two parcels of real estate
located in La Porte County, Indiana, are presently zoned and classi-
fied as "Industrial" under the La Porte County Zoning Ordinance
of La Porte County, Indiana:

Parcel 1

Commencing at a point upon the line dividing Sections 16 and 17,
in Township 36 North, Range 4 West, said point being 55 chains and
37-1/2 links from the South boundary of said Section Line; running
thence North on said Section Line 23 chains and 54 links; thence
West on the Section line 35 chains and 17 links to a point 50.00
feet East of the center of the New Albany and Salem Railroad; thence
South 08 degrees and 23 minutes East parallel with said railroad
23 chains and 81 links; thence East parallel with said Northern
boundary 32 chains and 24-1/2 links to the place of beginning; Con-
taining 80 acres, more or less, in Township 36 North, Range 4 West,
EXCEPT a strip 30.00 feet off the entire West side of the above
described real estate, and ALSO EXCEPT a parcel containing 11.61
acres, more or less, out of the Northwest corner thereof.

ALSO, The South end of the Northeast Quarter of Section 17, Town-
ship 36 North, Range 4 West, lying East of the railroad; EXCEPTING
THEREFROM a 2.00 acre parcel in the Southeast corner thereof; Con-
taining 47.33 acres, more or less.

ALSO, The Southeast corner of the Northeast Quarter of Section 17,
Township 36 North, Range 4 West, lying East of the roadway; Contain-
ing 2.00 acres, more or less.

ALSO, A parcel in the West part of the Northwest Quarter of the
Northeast Quarter of Section 17, Township 36 North, Range 4 West,
Containing 1.10 acres, more or less.

which is located in New Durham Township on the south side of County
Road 200 South and on the west side of U.S. Highway 421, and is
currently zoned "Industrial."

Parcel 2

A parcel of land in the Northeast Quarter of Section 17, Township
36 North, Range 4 West, New Durham Township, La Porte County, Indiana,
bounded and described as follows: Beginning at the North Quarter
corner of said Section 17; thence South 89 degrees 09 minutes 05

seconds West, a distance of 4.24 feet to the Easterly right-of-way line of the abandoned New Albany Salem Railroad (Monon Railroad); thence South 09 degrees 35 minutes 07 seconds East, along the said Easterly right-of-way line a distance of 1,052.94 feet; thence North 88 degrees 45 minutes 15 seconds East, a distance of 276.71 feet; thence North 00 degrees 13 minutes 24 seconds East, a distance of 106.67 feet; thence North 25 degrees 55 minutes 08 seconds East, a distance of 295.45 feet; thence North 14 degrees 48 minutes 16 seconds West, a distance of 140.81 feet; thence North 22 degrees 05 minutes 07 seconds East, a distance of 184.34 feet; thence North 13 degrees 04 minutes 57 seconds East, a distance of 217.17 feet; thence North 01 degree 57 minutes 24 seconds East, a distance of 154.04 feet to the North line of the Northeast Quarter of said Section 17; thence South 88 degrees 55 minutes 09 seconds West, along said North line a distance of 665.15 feet to the true point of beginning; Containing 11.61 acres, more or less.

which is located in New Durham Township on the south side of County Road 200 South and immediately east of the CSX Transportation, Inc. (formerly the Monon Railroad) right of way, and is currently zoned "Industrial."

WHEREAS, the County Plan Commission of La Porte County, Indiana, has held a properly advertised public hearing to consider a proposed Zone Map change of the above described two parcels of real estate, as set forth in a petition filed by the owners thereof; and,

WHEREAS, at this hearing the La Porte County Plan Commission considered those matters required to be considered by I.C. 36-7-4-603; and,

WHEREAS, it was the recommendation of the La Porte County Plan Commission that the Zone Map for New Durham Township should be changed to reflect that the above described two parcels of real estate be reclassified as an "Agricultural" use district; and,

WHEREAS, this Ordinance would be an amendment to the La Porte County Zoning Ordinance by amending the La Porte County Zone Maps and more specifically the Master Zone Map for New Durham Township of La Porte County, Indiana.

NOW, THEREFORE,

Section 1. Be it, and it is hereby ordained by the Board of County Commissioners of La Porte County, Indiana, that the following described parcel of real estate situate in New Durham Township, La Porte County, State of Indiana, to-wit:

Parcel 1

Commencing at a point upon the line dividing Sections 16 and 17, in Township 36 North, Range 4 West, said point being 55 chains and

37-1/2 links from the South boundary of said Section Line; running thence North on said Section Line 23 chains and 54 links; thence West on the Section line 35 chains and 17 links to a point 50.00 feet East of the center of the New Albany and Salem Railroad; thence South 08 degrees and 23 minutes East parallel with said railroad 23 chains and 81 links; thence East parallel with said Northern boundary 32 chains and 24-1/2 links to the place of beginning; Containing 80 acres, more or less, in Township 36 North, Range 4 West, EXCEPT a strip 30.00 feet off the entire West side of the above described real estate, and ALSO EXCEPT a parcel containing 11.61 acres, more or less, out of the Northwest corner thereof.

ALSO, The South end of the Northeast Quarter of Section 17, Township 36 North, Range 4 West, lying East of the railroad; EXCEPTING THEREFROM a 2.00 acre parcel in the Southeast corner thereof; Containing 47.33 acres, more or less.

ALSO, The Southeast corner of the Northeast Quarter of Section 17, Township 36 North, Range 4 West, lying East of the roadway; Containing 2.00 acres, more or less.

ALSO, A parcel in the West part of the Northwest Quarter of the Northeast Quarter of Section 17, Township 36 North, Range 4 West, Containing 1.10 acres, more or less.

be and hereby is rezoned and now classified as "Agricultural," and the Zone Maps of La Porte County, and more specifically the Zone Map for New Durham Township, are hereby amended to reflect that the above described real estate is "Agricultural," subject to all regulations, restrictions and classifications applicable thereto as set out in the La Porte County Zoning Ordinance.

Section 2. Be it, and it is hereby ordained by the Board of County Commissioners of La Porte County, Indiana, that the following described parcel of real estate situate in New Durham Township, La Porte County, State of Indiana, to-wit:

Parcel 2

A parcel of land in the Northeast Quarter of Section 17, Township 36 North, Range 4 West, New Durham Township, La Porte County, Indiana, bounded and described as follows: Beginning at the North Quarter corner of said Section 17; thence South 89 degrees 09 minutes 05 seconds West, a distance of 4.24 feet to the Easterly right-of-way line of the abandoned New Albany Salem Railroad (Monon Railroad); thence South 09 degrees 35 minutes 07 seconds East, along the said Easterly right-of-way line a distance of 1,052.94 feet; thence North 88 degrees 45 minutes 15 seconds East, a distance of 276.71 feet; thence North 00 degrees 13 minutes 24 seconds East, a distance of 106.67 feet; thence North 25 degrees 55 minutes 08 seconds East, a distance of 295.45 feet; thence North 14 degrees 48 minutes 16 seconds West, a distance of 140.81 feet; thence North 22 degrees 05 minutes 07 seconds East, a distance of 184.34 feet; thence North

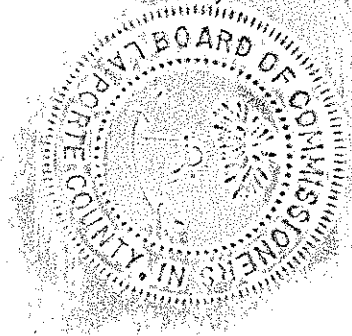
13 degrees 04 minutes 57 seconds East, a distance of 217.17 feet; thence North 01 degree 57 minutes 24 seconds East, a distance of 154.04 feet to the North line of the Northeast Quarter of said Section 17; thence South 88 degrees 55 minutes 09 seconds West, along said North line a distance of 665.15 feet to the true point of beginning; Containing 11.61 acres, more or less.

be and hereby is rezoned and now classified as "Agricultural," and the Zone Maps of La Porte County, and more specifically the Zone Map for New Durham Township, are hereby amended to reflect that the above described real estate is "Agricultural," subject to all regulations, restrictions and classifications applicable thereto as set out in the La Porte County Zoning Ordinance.


Section 3. The passage of this Ordinance shall be considered as the adoption and approval of the proposal to amend the Zone Maps of La Porte County, Indiana, as contained in a petition filed with the La Porte County Plan Commission by the owners of both parcels of real estate described in Sections 1 and 2 above, according to the provisions of I.C. 36-7-4-608.

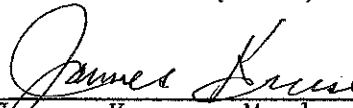
Section 4. This Ordinance shall be in full force and effect from and after its approval and passage by the Board of County Commissioners of La Porte County, Indiana, as required by law.

ADOPTED by the Board of County Commissioners of the County of La Porte, Indiana, this 14th day of FEBRUARY, 1995.

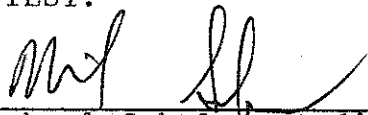



Stephen Wurster, President


Michael T. Quinn, Member


James Kruse, Member

ATTEST:


Michael Schultz, Auditor
La Porte County, Indiana

Please publish two (2) times in the Michigan City News-Dispatch and LaPorte Herald-Argus on Tuesday, February 21, 1995 and Tuesday, February 28, 1995.