

ORDINANCE NO. 117
2001

AN ORDINANCE TO AMEND THE 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 "AGRICULTURAL" USE DISTRICT TO
A RESIDENTIAL R-2 USE DISTRICT

WHEREAS, the following described real estate located in La Porte County, Indiana, is presently zoned and classified as "Agricultural" under the Zoning Ordinance of La Porte County, Indiana:

A parcel of land situated in the Southwest Quarter of Section 7, Township 36 North, Range 4 West, La Porte County, Indiana, and being more particularly described as follows: Commencing at a found cast iron monument marking the South Quarter Corner of Section 7, Township 36 North, Range 4 West, La Porte County, Indiana; thence North 87 degrees 09 minutes 25 seconds West, along the South line of the Southwest Quarter of said Section 7, a distance of 1,830.24 feet to a found cast iron monument marking the Southwest Corner of said Section 7; thence North 00 degrees 00 minutes 00 seconds West, along the West line of said Section 7, a distance of 1,737.32 feet to a survey nail for the point of beginning; thence North 00 degrees 00 minutes 00 seconds West, continuing along the West line of said Section 7, a distance of 257.00 feet to a survey nail; thence North 90 degrees 00 minutes 00 seconds East, a distance of 20.00 feet to an iron rod on the Easterly right of way line of County Line Road; thence North 04 degrees 16 minutes 22 seconds East, along said Easterly right of way line, a distance of 202.12 feet to an iron rod; thence South 87 degrees 09 minutes 25 seconds East, a distance of 434.79 feet to an iron rod; thence North 03 degrees 43 minutes 22 seconds East, a distance of 429.64 feet to an iron rod on the Southerly right of way line of the Indiana East and West Toll Road; thence South 87 degrees 25 minutes 27 seconds East, along said Southerly right of way line, a distance of 391.16 feet to a concrete right of way marker; thence North 86 degrees 23 minutes 03 seconds East, continuing along said Southerly right of way line, a distance of 111.11 feet to an iron rod; thence South 00 degrees 12 minutes 48 seconds West, a distance of 904.60 feet to an iron rod; thence North 87 degrees 09 minutes 25 seconds West, a distance of 996.72 feet to the point of beginning; Containing 18.2125 acres, more or less,

which is located in New Durham Township and is an "L" shaped parcel of real estate with frontage of 469.02 feet on the East side of County Line Road, approximately one-eighth of a mile South of County Line Road, and is currently zoned "Agricultural;" and,

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 real estate, as set forth in a petition filed by the owner 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 parcel of real estate be reclassified as a residential "R-2" 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 Commissioners of the County of La Porte, Indiana, that the following described real estate situate in New Durham Township, La Porte County, State of Indiana, to-wit:

A parcel of land situated in the Southwest Quarter of Section 7, Township 36 North, Range 4 West, La Porte County, Indiana, and being more particularly described as follows: Commencing at a found cast iron monument marking the South Quarter Corner of Section 7, Township 36 North, Range 4 West, La Porte County, Indiana; thence North 87 degrees 09 minutes 25 seconds West, along the South line of the Southwest Quarter of said Section 7, a distance of 1,830.24 feet to a found cast iron monument marking the Southwest Corner of said Section 7; thence North 00 degrees 00 minutes 00 seconds West, along the West line of said Section 7, a distance of 1,737.32 feet to a survey nail for the point of beginning; thence North 00 degrees 00 minutes 00 seconds West, continuing along the West line of said Section 7, a distance of 257.00 feet to a survey nail; thence North 90 degrees 00 minutes 00 seconds East, a distance of 20.00 feet to an iron rod on the Easterly right of way line of County Line Road; thence North 04 degrees 16 minutes 22 seconds East, along said Easterly right of way line, a distance of 202.12 feet to an iron rod; thence South 87 degrees 09 minutes 25 seconds East, a distance of 434.79 feet to an iron rod; thence North 03 degrees 43 minutes 22 seconds East, a distance of 429.64 feet to an iron rod on the Southerly right of way line of the Indiana East and West Toll Road; thence South 87 degrees 25 minutes 27 seconds East, along said Southerly right of way line, a distance of 391.16 feet to a concrete right of way marker; thence North 86 degrees 23 minutes 03 seconds East, continuing along said Southerly right of way line, a distance of 111.11 feet to an iron rod; thence South 00 degrees 12 minutes 48 seconds West, a distance of 904.60 feet to an iron

rod; thence North 87 degrees 09 minutes 25 seconds West, a distance of 996.72 feet to the point of beginning; Containing 18.2125 acres, more or less,

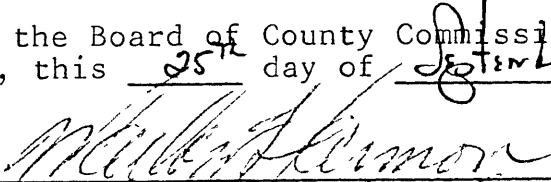
which is located in New Durham Township and is an "L" shaped parcel of real estate with frontage of 469.02 feet on the East side of County Line Road, approximately one-eighth of a mile South of the Indiana Toll Road, and is currently zoned "Agricultural,"

be and hereby is rezoned and now classified as "R-2," 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 "R-2," subject to all regulations, restrictions and classifications applicable thereto as set out in the La Porte County Zoning Ordinance.

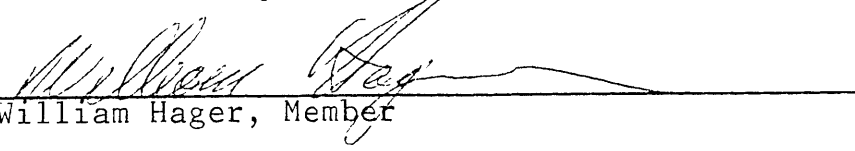
Section 2. The passage of this Ordinance shall be considered as the adoption and approval of the proposal to amend the Zone Maps of La Porte County, Indiana, as contained in a petition filed with the La Porte County Plan Commission by the owners, Blaine Austin Powers and Candace Renee Powers, and by Darlene Kolczak and Frank Morin as the buyers, affecting all of the real estate described in Section 1 above, according to the provisions of I.C. 36-7-4-608.

Section 3. This Ordinance shall be in full force and effect from and after its approval and passage by the Board of Commissioners of the County of La Porte, Indiana, as required by law.


ADOPTED by the Board of County Commissioners of the County of La Porte, Indiana, this 25th day of September, 2001.



Marlow Harmon, President

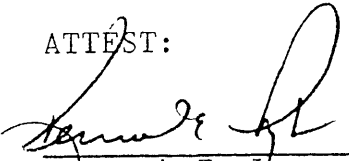


William Hager, Member



Clay Turner, Member

ATTEST:



Kenneth E. Layton, Auditor
La Porte County, Indiana