

ORDINANCE NO. 1985-9

AN ORDINANCE TO AMEND MILLERSBURG ORDINANCE NO. 1982-2 KNOWN AS THE COMPREHENSIVE PLAN OF ZONING FOR MILLERSBURG, INDIANA, BY REZONING THE AREA OF REAL ESTATE HEREINAFTER DESCRIBED FROM A-1 TO M-1.

WHEREAS, Carriage, Inc., submitted an application to rezone real estate hereinafter described from A-1 to M-1 and after proper legal notice a hearing was held as provided by Law, and the Plan Commission did find that all elements of the Law have been met and did on the 10th day of October, 1985, recommend a zone change from A-1 to M-1 and filed their recommendation for adoption of this Ordinance with the Town Board of Millersburg of Elkhart County, Indiana.

BE IT THEREFORE ORDAINED BY THE BOARD OF TRUSTEES OF
TOWN OF MILLERSBURG OF ELKHART COUNTY, INDIANA, THAT:

Legal Description

A part of the Southwest Quarter of Section 35, Township 36 North, Range 7 East, Clinton Township, Elkhart County, Indiana, and described as follows:

Commencing at the Southwest Corner of Section 35, Township 36 North, Range 7 East; thence North on the West line of the Southwest Quarter of said Section a distance of 1228.81 feet; thence North 89 degrees 25 minutes East a distance of 313.5 feet; thence North 321.75 feet; thence North 89 degrees 25 minutes East a distance of 1006.5 feet to the point of beginning of this description; thence continuing North 89 degrees 25 minutes East a distance of 931.0 feet; thence South a distance of 753.85 feet to the Northerly Right-of-Way of the Wabash Railroad; thence South 61 degrees 33 minutes 45 seconds West along said Right-of-Way a distance of 1050.15 feet; thence North 0 degrees 28 minutes West a distance of 922.73 feet; thence North a distance of 321.75 feet to the point of beginning and containing 21.3 acres more or less with deleted property of a part of the Southwest Quarter of Section 35, Township 36 North, Range 7 East, Clinton Township, Elkhart County, Indiana, and described as follows: Commencing at the Southwest Corner of Section 35, Township 36 North, Range 7 East; thence North on the West line of the Southwest Quarter of said Section a distance of 1228.81 feet; thence North 89 degrees 25 minutes East a distance of 313.5 feet; thence North 321.75 feet; thence North 89 degrees 25 minutes East a distance of 1520.06 feet to the point of beginning of this description; thence continuing North 89 degrees 25 minutes East a distance of 417.44 feet; thence South a distance of 417.42 feet; thence South 89 degrees 25 minutes West a distance of 417.44 feet; thence North a distance of 417.42 feet; thence North a distance of 417.42 feet to the point of beginning and containing 40 acres more or less and subject to all easements and restrictions recorded prior to this survey.

Be rezoned from A-1 to M-1 effective immediately, and the zone maps dated October 30, 1985, and made a part of Article II, Section 2 of the Master Plan of Zoning for Elkhart County, Indiana, as amended are hereby ordered amended and changed to reflect the said rezoning of real estate. *Millersburg.*

ADOPTED BY THE BOARD OF TRUSTEES OF THE TOWN OF MILLERSBURG,
ELKHART COUNTY, INDIANA, THIS 2 DAY OF Dec, 1985.

BY: Dale E Showalter
Dale E. Showalter

BY: Marion D. Long
Marion D. Long

BY: Duane M. Mahler
Duane M. Mahler

ATTEST:

Heldegarde Hofer
Clerk-Treasurer