

AN ORDINANCE TO AMEND ORDINANCE 1982-4 KNOWN AS THE MASTER PLAN OF ZONING FOR THE TOWN OF MILLERSBURG, INDIANA BY REZONING THE AREA OF REAL ESTATE HEREINAFTER DESCRIBED FROM A-1 TO M-1.

WHEREAS, Clarence and Ideana Yoder submitted an application to rezone real estate hereinafter described from A-1 to M-1 and after proper legal notice a public 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 8th day of October, 1987 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, Indiana.

BE IT THEREFORE ORDAINED BY THE TOWN BOARD 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 more particularly described as follows:

Commencing at a railroad spike marking the southeast corner of the West Half of said Southwest Quarter; thence North 0 degrees 28 minutes 00 seconds West (assumed) along the east line of the West Half of said Southwest Quarter, a distance of 305.48 feet to a rebar on the ** northern right of way line of the Wabash Railroad Company, marking the point of beginning of this description; thence ** North 0 degrees 28 minutes 00 seconds West along the east line of said railroad property and the east line of the West Half of said Southwest Quarter, a distance of 312.15 feet to an iron pipe; thence South 89 degrees 25 minutes 00 seconds West along the north line of said railroad property and the south line of the Carriage Inc., property, a distance of * 632.70 feet to the * West line of Wabash Avenue and the west line of said railroad property; thence ** South 0 degrees 28 minutes 00 seconds East along said west line, a distance of *618.13 feet to the south line of aforesaid Southwest Quarter of Section 35; thence ** through the land of said railroad company, North 89 degrees 22 minutes 20 seconds East along said south line and the centerline of County Road #42, a distance of *55.62 feet ** to a point, and said point being at right angles to and 100 feet distant, northwesterly, from the centerline of the main tract of said railroad company; thence continuing through said land, parallel with said centerline of main tract, North 61 degrees 30 minutes 47 seconds East, a distance of 653.71 feet to the point of beginning of this description. Containing *6.956 acres, more or less, including Wabash Avenue easement, * 6.246 acres more or less, excluding the Wabash Avenue easement. Subject to the above described tract and all other easements, restrictions and public right of ways recorded prior to this survey.

BE rezoned from A-1 to M-1 effective immediately, and the zone maps dated October 30, 1959 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 said real estate.

ADOPTED BY THE TOWN BOARD OF MILLERSBURG, INDIANA
THIS 2 DAY OF November, 1987.

BY Duane Mahler
Duane Mahler

BY Marion D. Long
Marion D. Long

BY Greg Baumgartner
Greg Baumgartner