

**ZONING ORDINANCE NO. 2011-07**

**ZONING ORDINANCE AMENDMENT**

THIS IS AN ORDINANCE for the purpose of amending and changing the zoning ordinances of the County of Shelby as it relates to a certain tract of property known as 10554 North 800 West, Fairland Indiana, specifically amending the Shelby County, Indiana Zoning Ordinance adopted by the Board of Commissioners of Shelby County, Indiana on September 18, 2008, which became effective on October 18, 2008, including and incorporating therein Township Zoning Maps dated September 18, 2008 as amended, showing the boundary lines of certain Zoning Districts thereon.

BE IT ORDAINED by the Board of Commissioners of Shelby County Indiana, as follows:

**Section 1: Purpose.** The purpose of this Ordinance shall be to amend the Zoning Map of Brandywine Township of the Shelby County Code and the zoning ordinances thereunder as it relates to the real estate specifically described in Section 2 of this Ordinance to change the designation of said real estate from being zoned A1 (Conservation Agricultural) to a designation RE, Residential Estate (approximately 7.829+/- acres).

**Section 2: Amendment.** Shelby County, Indiana Zoning Ordinance adopted by the Board of Commissioners of Shelby County, Indiana on September 18, 2008, which became effective on October 18, 2008, including and incorporating therein Township Zoning Maps dated September 18, 2008, as amended, showing the boundary lines of certain Zoning Districts thereon, are hereby amended by adding the following subsection:

**Land rezoned from “A1,” Conservation Agricultural, to “RE,” Residential**

**Estate:**

The following parcel of land and real estate located in Moral Township, Shelby County, Indiana and particularly described herein being formerly zoned and shown on the Moral Township Zoning District Map and lying in an “A1” Conservation Agricultural district is hereby rezoned to “RE” Residential Estate:

**See attached legal description of subject rezone tract.**

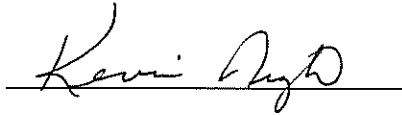
**Section 3: Effective Date.** This ordinance shall be in full force and effect from and after its adoption by the Board of Commissioners of Shelby County, Indiana.

**Section 4: Repealable Provisions.** All ordinances and parts of ordinances in conflict with the specific amendment herein are hereby repealed.

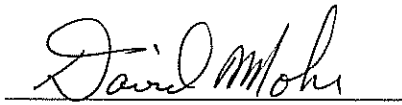
ADOPTED this 13 day of May, 2011, by a vote of 3 ayes and 0  
nays of members of the Board of Commissioners of Shelby County, Indiana.



Tony Newton, President

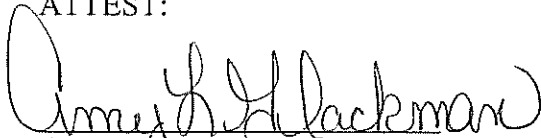


Kevin Nigh, Member



David Mohr, Member

ATTEST:



Amy Glackman, Auditor  
Shelby County, Indiana

## LEGAL DESCRIPTION

A part of the Northwest Quarter of Section 12, Township 14 North, Range 5 East, Shelby County, Indiana; described as follows:

Beginning at a 1/2 inch iron pipe (over a stone) that marks the Southwest corner of the above described Northwest quarter of Section 12; thence with the West line of the quarter North 00 degrees 07 minutes 23 seconds West 160.00 feet to a mag nail; thence parallel with the South line of the quarter North 87 degrees 41 minutes 45 seconds East 260.00 feet to a 5/8 inch rebar; thence parallel with the West line of the quarter South 00 degrees 07 minutes 23 seconds East 143.50 feet to a 5/8 inch rebar; thence parallel with and 16.50 feet equidistant from the South line of the quarter North 87 degrees 41 minutes 45 seconds East 2328.88 feet to a 5/8 inch rebar; thence North 08 degrees 06 minutes 20 seconds East 375.33 feet to a 5/8 inch rebar; thence North 37 degrees 46 minutes 54 seconds West 729.40 feet to a 5/8 inch rebar on the North line of a 61.84 acre tract as recorded at Instrument #0400201 in the Office of Recorder of Shelby County, Indiana; thence with said North line being parallel with the South line of the quarter North 87 degrees 41 minutes 45 seconds East 567.53 feet to the Northeast corner of said 61.84 acre tract and the East line of the quarter section; thence with said East line South 00 degrees 01 minute 40 seconds West 980.43 feet (14.855 chains) to the 1/2 inch iron pipe that marks the Southeast corner of the quarter section; thence with the South line of said quarter section South 87 degrees 41 minutes 45 seconds West 2761.62 feet to the point of beginning, containing 7.829 acres more or less and subject to the right of way of County Road 800 West on the West line of the tract and also subject to any other existing right of ways, easements or restrictions.

Course data used in this description assumes the West line of the quarter to have a bearing of North 00 degrees 07 minutes 23 seconds West.

I hereby certify that I have prepared the above description and accompanying plat from actual field surveys completed by myself on Dec. 11, 2010. Furthermore this survey conforms with 865-LAC 1-12-19.

For: Marlon Corwin

W. Taylor Sumerford, Jr.  
Licensed Land Surveyor  
#11242 Indiana

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