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ORDINANCE NO. 2019-16

**AN ORDINANCE
TO AMEND THE ZONING MAP
OF THE CITY OF AUBURN**

SUMMARY

This ordinance amends the Zoning Map of the City of Auburn, Indiana by changing the zoning of 5-acres of land located at 1607 and 1687 W. Auburn Drive, Auburn to C2 (General Commercial). The rezoning corrects an error in the Zoning Map that dates back to when the property was brought into the City's zoning jurisdiction and would permit the use of an automobile oriented business. The City of Auburn Plan Commission favorably recommends this zoning map amendment.

_____ Recorder's Office

_____ Auditor's Office

_____ Clerk's Office

_____ Other

_____ Publish Public Hearing

_____ Publish O/R after adoption

Building Department

Engineering Department

DeKalb County Plan Commission

Internet Code Site

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**AN ORDINANCE
TO AMEND THE ZONING MAP
OF THE CITY OF AUBURN**

WHEREAS, Ordinance No. 2018-24, as amended, adopted an Official Zoning Map for the City of Auburn, Indiana; and

WHEREAS, Indiana Code section §36-7-4-600 et. seq provides for amendments to the zoning map of a municipality by ordinance of the municipality; and

WHEREAS, this amendment to the Zoning Map corrects an error in the Zoning Map that dates back to when the property was brought into the City's zoning jurisdiction will permit the historic use of an automobile oriented business at the property; and

WHEREAS, the City of Auburn Plan Commission at its September 10, 2019 meeting forwarded a favorable recommendation to the Auburn Common Council by a unanimous vote concerning the rezoning of said real estate.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF AUBURN, INDIANA:

THAT, the Zoning Map of the City of Auburn shall be amended in the following manner:
The 5-acres of land located at 1607 and 1687 W. Auburn Drive, Auburn, and owned by Gregory H. Rice shall officially be changed to C2 (General Commercial). The legal description attached hereto as Exhibit A, and the tract of land is illustrated in Exhibit B, also attached hereto. The zoning shall also apply to the associated rights-of-way, to the centerline of the street.

BE IT FURTHER ORDAINED that this Ordinance be in full force and effect after its passage by the Common Council and after the occurrence of all other actions required by law.

PASSED AND ADOPTED by the Common Council of the City of Auburn, Indiana, this 15 day of October, 2019.


JAMES FINCHUM, Council Member

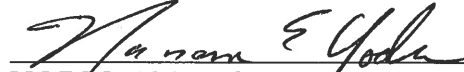
ATTEST:


Patricia Miller, Clerk-Treasurer

Presented by me to the Mayor of the City of Auburn, Indiana, this 15 day of October, 2019.


PATRICIA MILLER, Clerk-Treasurer

APPROVED AND SIGNED by me this 15 day of October, 2019.

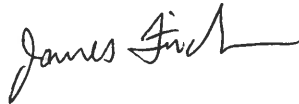

NORMAN E. YODER, Mayor

VOTING:

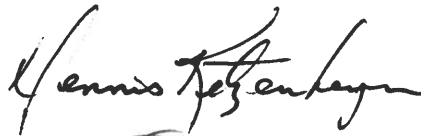
AYE

NAY

James Finchum



Dennis Ketzenberger



Dennis K. Kruse II



Wayne Madden



Michael Walter



Michael Watson



Kevin Webb



EXHIBIT A

LAND DESCRIPTION: Part of the Northwest Quarter of Section One (1), Township Thirty-Three (33) North, Range Twelve (12) East, described as follows, to-wit: Commencing at the Northeast corner of the Northwest Quarter of said Section One (1) Township Thirty-Three (33) North, Range Twelve (12) East and from thence as follows: Easterly 79.4 feet along North line of said Section; thence South 253.7 feet; thence West 75 feet; thence South 84 degrees 05 minutes West 86.5 feet; thence North 41.9 feet to the centerline of County Road #48 the true point of beginning; thence South 76 degrees 00 minutes West along the centerline of County #48, 220.0 feet; thence on a curve to the right on the centerline of County Road #48, 413.7 feet; thence South 341.7 feet; thence East 663.9 feet to the right-of-way of I-69; thence North 2 degrees 13 minutes West on said right-of-way line of I-69 200.5 feet; thence North 16 degrees 28 minutes West on I-69 right-of-way line 104.4 feet; thence North 70.6 feet to the place of beginning. Enclosing an area containing 5 acres.

EXHIBIT B



Limitations of Use/Liability
This map product and the data therein is for informational purposes only. The County-City GIS Committee and its partnering agencies do not in anyway guarantee the accuracy of this data, and is not responsible for any ramifications of the use of this map product or data. For more information about this map product and/or its data, please contact CoCIGIS.

