

PLAINFIELD TOWN COUNCIL

ORDINANCE NO. 04-2006

AN ORDINANCE TO AMEND
THE PLAINFIELD ZONING ORDINANCE AND ZONE MAP
OF THE TOWN OF PLAINFIELD, INDIANA,
AND FIXING A TIME WHEN
THE SAME SHALL TAKE EFFECT

WHEREAS, I.C. 36-7-4, *et seq.*, empowers the Town of Plainfield Plan Commission to hold public hearings and make recommendations to the Town Council of the Town of Plainfield concerning ordinances for the zoning or districting of all lands within the incorporated areas of the Town of Plainfield; and,

WHEREAS, the Town of Plainfield Plan Commission has conducted a public hearing in accordance with I.C. 36-7-4, *et seq.*, with respect to a proposal to amend the Plainfield Zoning Ordinance and Zone Map of the Town of Plainfield, Indiana, and has certified such proposal to the Town Council of the Town of Plainfield with a favorable recommendation:

**NOW, THEREFORE, BE IT ORDAINED BY THE
TOWN COUNCIL OF THE TOWN OF PLAINFIELD,
HENDRICKS COUNTY, INDIANA AS FOLLOWS:**

Section 1. Amendment

Pursuant to Docket No. RZ-05-018, the real estate described in Exhibit "A" attached hereto and incorporated herein by this reference is hereby zoned to the "NR- Neighborhood Retail" classification, and shall be subject to the additional commitments imposed by the Plan Commission at its December 5, 2005 public hearing.

Section 2. Severability

If any section of this Ordinance shall be held invalid by a court of competent jurisdiction, its invalidity shall not affect any other provisions of this Ordinance that can be given effect without the invalid provision, and for this purpose, the provisions of this Ordinance are hereby declared to be severable.

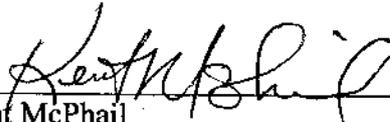
Section 3. Effective Date

This Ordinance shall be effective within the incorporated areas of the Town of Plainfield, Hendricks County, Indiana upon its adoption by the Town Council of the Town of Plainfield, as provided in I.C. 36-7-4.

Passed and adopted by the Town Council of the Town of Plainfield, Indiana, on this 27th day of February 2006.

**TOWN COUNCIL, TOWN OF PLAINFIELD
HENDRICKS COUNTY, INDIANA**

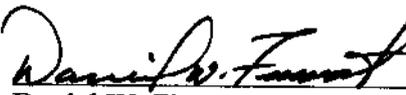
Robin G. Brandgard, President



Kent McPhail



Bill Kirchoff



Daniel W. Fivecoat



Edmond L. Gaddie Jr.

ATTESTED BY:



Wesley R. Bennett, Clerk Treasurer, of the
Town of Plainfield, Indiana

PUBLISHED:
Hendricks County Flyer MAR 02 2006
Hendricks County Flyer ~~MAR 09 2006~~

EXHIBIT A

LEGAL DESCRIPTION

A part of the Southeast Quarter of Section 8, Township 15 North, Range 2 East of the Second Principal Meridian, Hendricks County, Indiana, described as follows:

Considering the South line of said Southeast Quarter as bearing South 90 degrees 00 minutes 00 seconds West with all bearings contained herein being relative thereto.

BEGINNING at a brass plug found at the Southeast corner of said Southeast Quarter, being the southeast corner of that land conveyed to Harold R. Kennedy by Warranty Deed as recorded in Deed Record 297, Pages 545 and 546 in the Office of the Recorder of said county (the following four (4) courses being along the south, westerly and northerly lines of said land); 1) thence South 90 degrees 00 minutes 00 seconds West along the South line of said Southeast Quarter 486.00 feet to a MAG nail with "LS29800001" tag set; 2) thence North 03 degrees 01 minutes 23 seconds East 135.00 feet to a 5/8 inch rebar with cap stamped "BANNING ENG LS29800001" set (herein referred to as "rebar set"); 3) thence North 55 degrees 26 minutes 38 seconds West 287.17 feet (North 55 degrees 47 minutes 32 seconds West 289.73 feet by deed) to a 3/4 inch iron pipe found; 4) thence North 66 degrees 16 minutes 05 seconds East (North 66 degrees 31 minutes 21 seconds East by deed) 86.03 feet to a rebar set; thence South 86 degrees 16 minutes 15 seconds East 430.79 feet to a point in Salem Creek, said point lying North 01 degree 56 minutes 50 seconds East 10.00 feet from a rebar set; thence South 01 degree 56 minutes 50 seconds West 21.84 feet to a rebar set; thence South 84 degrees 20 minutes 24 seconds East 22.11 feet to a rebar set; thence North 08 degrees 59 minutes 37 seconds East 21.80 feet to a point in Salem Creek, said point lying North 08 degrees 59 minutes 37 seconds East 10.00 feet from a rebar set; thence South 81 degrees 56 minutes 00 seconds East 133.03 feet to the west right of way line of County Line Road (Raceway Road) per the plat Minor Plat No. 335 recorded in Plat Cabinet 1, Slide 26, Page 1 in said county records; thence South 00 degrees 04 minutes 27 seconds East along said right of way line 29.40 feet to a rebar set on the south line of said Minor Plat No. 335; thence South 83 degrees 26 minutes 00 seconds East along said south line 50.34 feet to a cut "x" in concrete set on the East line of said Southeast Quarter; thence South 00 degrees 04 minutes 27 seconds East (South 00 degrees 04 minutes 00 seconds East by deed and plat) along said East line 248.00 feet to the **POINT OF BEGINNING**, containing 3.881 acres, more or less, subject to all legal highways, rights-of-way, and easements of record.

0.25 acres, more or less, of the above described parcel lies within Minor Plat No. 335 as per plat thereof recorded in Plat Cabinet 1, Slide 26, Page 1 in the Office of the Recorder of Hendricks County, Indiana.