

City of Franklin Common Council

ORDINANCE NUMBER 2019-06

AN ORDINANCE APPROVING RESOLUTION NUMBER 2019-15
OF THE CITY OF FRANKLIN, INDIANA PLAN COMMISSION, REZONING CERTAIN PROPERTY TO
MXR (Mixed Use: Regional Center)
(To be known as Thompson Rezoning)

WHEREAS, the City of Franklin, Indiana Plan Commission (referred to hereafter as the "Plan Commission") is an advisory Plan Commission to the City of Franklin, Indiana (referred to hereafter as the "City"), and has, by Resolution Number 2019-15 recommended that the City's Common Council amend the Zoning Map and rezone the property described in Exhibit "A", attached hereto, from Agriculture (A) and Industrial: General (IG) to Mixed Use: Regional Center (MXR) with the Gateway Overlay district (GW-OL) to remain.

WHEREAS, pursuant to Indiana Code § 36-7-4-605, Resolution 2019-15 has been certified to the City's Common Council; and

WHEREAS, the recommendation of the Plan Commission should be adopted, and the rezoning of the property described in Exhibit "A" should be approved.

NOW, THEREFORE, THE COMMON COUNCIL OF THE CITY OF FRANKLIN, INDIANA, ORDAINS AND ENACTS THE FOLLOWING:

1. **Zoning Map Amended:** The subject property described in Exhibit "A" is hereby rezoned to Mixed Use: Regional Center (MXR), with Gateway Overlay district (GW-OL) to remain.
2. **Construction of Clause Headings.** The clause headings appearing in this ordinance have been provided for convenience and reference, and do not purport and will not be deemed to define, limit, or extend the scope or intent of the clauses to which the headings pertain.
3. **Repeal of Conflicting Ordinances.** The provisions of all other ordinances in conflict with the provisions of this ordinance are of no further force or effect upon the remaining provisions of this ordinance.
4. **Severability of Provisions.** If any part of this ordinance is held to be invalid, such part will be deemed severable and its validity will have no effect upon the remaining provisions of this ordinance.
5. **Duration and Effective Date.** The provisions set forth in this ordinance become and will remain in full force and effect (until their repeal by ordinance) on the day of passage and adoption of this ordinance by signature of the executive in the manner prescribed by Indiana Code § 36-4-6-16.

FILED
NOV 20 2019


JOHNSON CO. AUDITOR

FILED
SUBJECT TO FINAL ACCEPTANCE
NOV 20 2019


AUDITOR, JOHNSON COUNTY

Sale Disclosure NOT Required
Johnson County Assessor

8
3
0
1
9
9
0
Tx:4260940

INTRODUCED on the 4th day of November, 2019.

DULY PASSED on this 18 day of November, 2019, by the Common Council of the City of Franklin, Johnson County, Indiana, having been passed by a vote of 6 in Favor and 0 Opposed.

City of Franklin, Indiana, by its Common Council:

Voting Affirmative:

Absent
Kenneth Austin, Council President

[Signature]
Andrew Eggers, Vice President

[Signature]
Joseph P. Abban

[Signature]
Daniel J. Blankenship

[Signature]
Robert D. Heuchan

[Signature]
Danny Richards

[Signature]
Richard L. Wertz

Voting Opposed:

Kenneth Austin, Council President

Andrew Eggers, Vice President

Joseph P. Abban

Daniel J. Blankenship

Robert D. Heuchan

Danny Richards

Richard L. Wertz


Attest:

[Signature]
Jayne Rhoades, City Clerk-Treasurer

Presented by me to the Mayor of the City of Franklin for his approval or veto pursuant to Indiana Code § 36-4-6-15 and 16, this 18 day of November, 2019 at 6:40 o'clock p.m.

[Signature]
Jayne Rhoades, City Clerk-Treasurer


This Ordinance having been passed by the legislative body and presented to me was Approved by me and duly adopted, pursuant to Indiana Code § 36-4-6-16(a)(1)] [Vetoed, pursuant to Indiana Code § 36-4-6-16(a)(2), this 18 day of November, 2019 at 6:40 o'clock p.m.


Steve Barnett, Mayor

Attest:


Jayne Rhoades, City Clerk-Treasurer

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each social security number in this document, unless required by law.

Signed 

Prepared by:
Joanna Myers, Senior Planner
Department of Planning & Engineering
70 E. Monroe Street
Franklin, IN 46131

EXHIBIT "A"

A part of the Southwest Quarter in Section 34, Township 13 North, Range 4 East of the Second Principal Meridian, in Johnson County, Indiana, more particularly described as follows:

Commencing at the Northeast corner of said Southwest Quarter Section; thence South 89 degrees 02 minutes 56 seconds West (assumed bearing) on and along the North line of said Quarter Section 446.12 feet to the Point of Beginning; thence continuing South 89 degrees 02 minutes 56 seconds West a distance of 925.57 feet to a point on the East right-of-way line of U.S. Highway 31; thence South 16 degrees 04 minutes 00 seconds East on and along said right-of-way line 1727.13 feet to a point on a South line of the Northeast Quarter of the Southwest Quarter of said Section; thence North 89 degrees 10 minutes 30 seconds East on and along said South line 440.94 feet; thence North 00 degrees 13 minutes 30 seconds East 1668.70 feet to the Point of Beginning, containing 26.1587 acres, more or less, subject to all legal rights-of-way and easements.

DAILY JOURNAL

Prescribed by State Board of Accounts

General Form No. 99P (Rev. 2009A)

Attn: Accounts Payable
Name City of Franklin
60039031

(Governmental Unit)

Daily Journal
30 Water St. Ste A
Franklin, IN 46131
FED I.D. #32-0472774

County: Johnson

Mail Payment to:
2980 N National Rd Ste A
Columbus, IN 47201

PUBLISHER'S CLAIM

LINE COUNT

Display Master (Must not exceed two actual lines, neither of which shall
total more than four solid lines of the type in which the body of the
advertisement is set) -- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

113

COMPUTATION OF CHARGES

Lines x	1	column(s) * insertion rate	0.3355	
	cents per line			
Additional charges for notices containing rule or tabular work (50 per cent of above amount)				\$ 37.91
Charge for extra proofs of publication (\$5.00 for each proof in excess of two)				\$
TOTAL AMOUNT OF CLAIM				\$ 37.91

DATA FOR COMPUTING COST

Width of single column in picas.....7p3..... Size of type...7....point.
Number of insertions..... 1

Pursuant to the provisions and penalties of IC 5-11-10-1, I hereby certify that the foregoing account is
just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same
has been paid.

I also certify that the printed matter attached hereto is a true copy, of the same column width and type size,
which was duly published in said paper ...1... time(s). The dates of publication being as follows:

10/19/19

Additionally, the statement checked below is true and correct:

- Newspaper does not have a Web site.
x..... Newspaper has a Web site and this public notice was posted on the same day as it was published in
the newspaper.
..... Newspaper has a Web site, but due to technical problem or error, public notice was posted on
..... Newspaper has a Web site but refuses to post the public notice.

19-Oct-19
Date

Sally Clark

Sally Clark
Title....Legal Advertising Representative...

Page :	1 of 2	10/16/2019 13:34:43	Ad Number :	50046841
Order Number :	60039031		Ad Key :	
PO Number :			Salesperson :	83 - DJ Unassigned
Customer :	F10277529 City of Franklin/Leg		Publication :	Daily Journal
Contact :	Kathy Cragen		Section :	60 Notices
Address1 :	P.O. Box 280		Sub Section :	60 Notices
Address2 :			Category :	6015 Legals
City St Zip :	Franklin IN 46131		Dates Run :	10/19/2019-10/19/2019
Phone :	(317) 736-3609		Days :	1
Fax :	(999) 999-9999		Size :	1 x 10.96, 113 lines
Credit Card :			Words :	406
Printed By :	Cindy Warren		Ad Rate :	Open
Entered By :	Cindy Warren		Ad Price :	37.91
			Amount Paid :	0.00
			Amount Due :	37.91
Keywords :	Legal Advertisement COMMON COUNCIL OF THE CITY OF			
Notes :				
Zones :				

**Legal Advertisement
COMMON COUNCIL OF
THE CITY
OF FRANKLIN, INDIANA
Notice of Public Hearing**

The Common Council of the City of Franklin will hold a public hearing on the 18th day of November, 2019 at 6:00 p.m. in the Council Chambers located at 70 E. Monroe Street, Franklin, Indiana, to consider a petition by T. Thompson Properties, LLC case number PC 2019-15 (R), for consideration of City of Franklin Common Council Ordinance No.: 2019-06, an Ordinance approving Plan Commission Resolution Number 2019-15, rezoning certain property to MXR (Mixed Use: Regional Center) (To be known as Thompson Rezoning). This request is for the rezoning of approximately 26 acres located at 3601 N. US 31, Franklin, IN, legally described as follows:

A part of the Southwest Quarter in Section 34, Township 13 North, Range 4 East of the Second Principal Meridian, in Johnson County, Indiana, more particularly described as follows:

Commencing at the Northeast corner of said Southwest Quarter Section; thence South 89 degrees 02 minutes 56 seconds West (assumed bearing) on and along the North line of said Quarter Section 446.12 feet to the Point of Beginning; thence continuing South 89 degrees 02 minutes 56 seconds West a distance of 925.57 feet to a point on the East right-of-way line of U.S. Highway 31; thence South 16 degrees 04 minutes 00 seconds East on and along said right-of-way line 1727.13 feet to a point on a South line of the Northeast Quar-

Order Number : 60039031
PO Number :
Customer : F10277529 City of Franklin/Leg
Contact : Kathy Cragen
Address1 : P.O. Box 280
Address2 :
City St Zip : Franklin IN 46131
Phone : (317) 736-3609
Fax : (999) 999-9999
Credit Card :
Printed By : Cindy Warren
Entered By : Cindy Warren
Keywords : Legal Advertisement COMMON COUNCIL OF THE CITY OF
Notes :
Zones :

Ad Number : 50046841
Ad Key :
Salesperson : 83 - DJ Unassigned
Publication : Daily Journal
Section : 60 Notices
Sub Section : 60 Notices
Category : 6015 Legals
Dates Run : 10/19/2019-10/19/2019
Days : 1
Size : 1 x 10.96, 113 lines
Words : 406
Ad Rate : Open
Ad Price : 37.91
Amount Paid : 0.00
Amount Due : 37.91

ter of the Southwest Quar-
 ter of said Section; thence
 North 89 degrees 10 min-
 utes 30 seconds East on
 and along said South line
 440.94 feet; thence North
 00 degrees 13 minutes 30
 seconds East 1668.70 feet
 to the Point of Beginning,
 containing 26.1587 acres,
 more or less, subject to all
 legal rights-of-way and
 easements

Written suggestions or
 objections to provisions of
 said request may be filed
 with the Secretary of the
 Common Council, at or
 before such meeting and
 will be heard by the Com-
 mon Council at the time
 and place specified.
 Hearings may be contin-
 ued from time to time as
 may be necessary.

Interested persons de-
 siring to present their
 views upon the said re-
 quest, either in writing or
 verbally, will be given the
 opportunity to be heard at
 the above mentioned time
 and place. Copies of the
 petition may be examined
 at the City of Franklin -
 Department of Planning &
 Engineering, 70 East Mon-
 roe Street, Franklin, Indi-
 ana.

Jayne Rhoades
 Clerk-Treasurer
 60039031 hspaxlp
 (J) 10-19-19