


FILED

SUBJECT TO FINAL ACCEPTANCE

JUN 03 2020


AUDITOR, JOHNSON COUNTY

City of Franklin Common Council

ORDINANCE NUMBER 2020-05

2020-013805
RECORDED ON
06/03/2020 01:12:05 PM
TERESA K. PETRO
JOHNSON COUNTY RECORDER
REC FEE: 25.00
PAGES: 4

AN ORDINANCE APPROVING RESOLUTION NUMBER 2020-06
OF THE CITY OF FRANKLIN, INDIANA PLAN COMMISSION, REZONING CERTAIN PROPERTY TO
IG (Industrial: General)
(To be known as Laugle 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 2020-06 recommended that the City's Common Council amend the Zoning Map and rezone the property described in Exhibit "A", attached hereto, from Industrial: Business Development (IBD) to Industrial: General (IG), with commitments.

WHEREAS, pursuant to Indiana Code § 36-7-4-605, Resolution 2020-06 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 with commitments.

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 Industrial: General (IG), subject to the following commitments and restrictions:
 - a. The following uses, as defined by the Franklin City Zoning Ordinance, shall be removed from the permitted uses in the above referenced rezoning:
 - i. Adult Uses
 - ii. Truck Freight Terminals
 - b. Access to the property from Earlywood Drive shall be limited to a single point at the southeast corner of the property consistent with the submitted site plan (centerline approximately 410 ft. west of the southeast corner).
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.

Sale Disclosure NOT Required
Johnson County Assessor



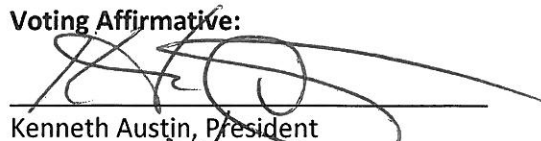
5. **Duration and Effective Date.** The provisions set forth in this ordinance become and will remain in full force and effect (until their repeal by ordinance) on the day of passage and adoption of this ordinance by signature of the executive in the manner prescribed by Indiana Code § 36-4-6-16.

INTRODUCED on the 18th day of May, 2020.


DULY PASSED on this 1 day of June, 2020, by the Common Council of the City of Franklin, Johnson County, Indiana, having been passed by a vote of 7 in Favor and 0 Opposed.

City of Franklin, Indiana, by its Common Council:

Voting Affirmative:


Kenneth Austin, President

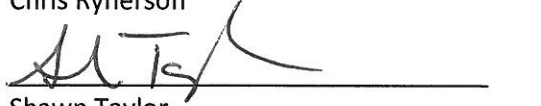

Melissa Jones


Daniel J. Blankenship


Robert D. Heuchan


Anne McGuinness


Chris Rynerson


Shawn Taylor

Voting Opposed:

Kenneth Austin, President

Melissa Jones

Daniel J. Blankenship

Robert D. Heuchan

Anne McGuinness


Chris Rynerson

Shawn Taylor

Attest:


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 1 day of June, 2020 at 6:15 o'clock p.m.


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 1 day of June, 2020 at 6:30 o'clock p.m.]



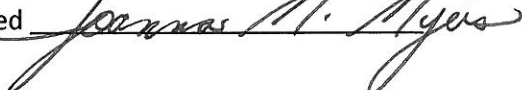
Steve Barnett, Mayor

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 

Joanna M. Myers

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

EXHIBIT "A"

A part of the East Half of the Southwest Quarter of Section 35, Township 13 North, Range 4 East of the Second Principal Meridian, in Franklin Township, Johnson County, Indiana, being more particularly described as follows:

BEGINNING at a Mag Nail at the Southeast corner of said Southwest Quarter Section; thence South 88 degrees 58 minutes 18 seconds West (Basis of Bearings is State Plane Coordinate System- Indiana East) along the South line of said Southwest Quarter Section 1328.60 feet to a Mag Nail at the Southwest corner of the East Half of said Southwest Quarter Section; thence North 00 degrees 08 minutes 09 seconds West along the West line of said Half Quarter Section 1188.50 feet to a Mag Nail at the Southwest corner of the land of Wayne and Barbara J. Downing, as recorded as Instrument Number 2003-029856, in the Office of the Johnson County Recorder thence North 88 degrees 58 minutes 18 seconds East along the South line of said Downing and being parallel with the South line of said Southwest Quarter Section 1330.60 feet to a Capped Rebar stamped with Maurer Survey Firm #0051, said point being on the East line of said Southwest Quarter Section; thence South 00 degrees 02 minutes 23 seconds East along said East line 1188.55 feet to the Point of Beginning, containing 36.27 acres, more or less.

Subject also to all roadways, easements, rights of way, legal drains, restrictions, covenants, and agreements of record and current taxes not delinquent.