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09/17/2019 03:27:50P 5 PGS
Joetta Mitchell
Kosciusko County Recorder IN
Recorded as Presented

ORDINANCE NO. 19-09-17-003

AN ORDINANCE AMENDING, AND TO AMEND
THE ZONING ORDINANCE 75-1 MISC REC 53 PG 130 JACKETS 20-A & 20-B
OF KOSCIUSKO COUNTY, INDIANA

BE IT ORDAINED BY THE BOARD OF COMMISISONERS OF KOSCIUSKO COUNTY INDIANA:

ARTICLE 1.

Section 1. That the Kosciusko County Zoning Ordinance heretofore passed and adopted by the Board of Commissioners of Kosciusko County, Indiana, and recorded under Miscellaneous Record 53, Page 130 as Ordinance 75-2, be and same is hereby amended in the particulars hereinafter set forth.

Section 2. That certain tract of land situate in Kosciusko County, Indiana, now lying without the corporate limits of any City or Town and under the jurisdiction of the Kosciusko County Area Plan Commission, as a part of the Comprehensive Plan for Kosciusko County, Indiana; to-wit:

"SEE ATTACHED FOR LEGAL DESCRIPTION"

be, and the same is hereby, removed from classification as **Agricultural** and subject real estate shall be reclassified and rezoned as **Agricultural II** within the limitations, definitions and description of the Kosciusko County Zoning Ordinance.

Section 3. That the Ordinance Administrator, pursuant to said Zoning Ordinance be, and he is hereby authorized to issue Location Improvement Permits and Certificates of Occupancy with reference to the construction and improvements upon said described real estate so long as applications therefore comply with the Kosciusko County Zoning Ordinance and upon compliance with all applicable rules and regulations of the State of Indiana and local authorities, as the same may be applicable to the construction of streets, parking facilities, storm sewers, drains, sidewalks and sewer and water facilities.

ARTICLE 2.

Section 1. This ordinance shall be in full force and effect from and after its passage.

Passed and adopted at a regular and duly constituted meeting of the Board of Commissioners of Kosciusko County, Indiana, on 17th day of September, 2019

BOARD OF COMMISSIONERS
KOSCIUSKO COUNTY, INDIANA

Robert Conley: Robert M Conley

Cary Groninger Cary P Groninger

Brad Jackson:

Attest:

Kosciusko County Auditor – Michelle Puckett

This Ordinance is in relation to Plan Commission Case # 19010Z – Miller

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.
Lena Pence

A part of the Northwest Quarter (NW1/4) of Section 2, Township 34 North, Range 4 East, situate in Scott Township, Kosciusko County, Indiana, more particularly described as follows:

Commencing at the Southeast Corner of said Quarter section thence West (assumed) along the South line of said Quarter Section a distance of 993.92 feet to point of beginning of this description; thence North 00 degrees 04 minutes East a distance of 693 feet; thence West a distance of 502.86 feet; thence South 00 degrees 04 minutes West a distance of 693 feet; thence East a distance of 502.86 feet to the point of beginning of this description, containing 8.00 acres more or less.

Subject to any and all easements, current taxes, assessments, restrictions and rights of way of record.

Form# 0111

Request For Zoning Amendment Before the Kosciusko County Area Plan Commission

Case Number 19010 Z

Date Filed 8/6/2019

I/we JOHN & DORA MILLER 574-457-3300

do hereby petition your Honorable Body to amend the Zoning of SCOTT Kosciusko County, Indiana by reclassifying from an Agriculture District to an Agriculture 2 District, the property described as follows, and shown on the map enclosed in file, which by reference is made a part of this petition.

9706 W 1350 N NAPPANEE IN 46550 023-006-003.A

Applicants Mailing Address Key Number

Other_Property_Location
NORTH SIDE 1350N & 1000' WEST 950 W

N 1/2 Section 2 Township 34 Range 4

Purpose of Rezoning
AGRICULTURAL II USES AS DESCRIBED IN THE KOSCIUSKO COUNTY ZONING ORDINANCE

I / We hereby certify that as the undersigned I am / We are the owner/s of fifty percent or more of the property described in this petition.

Property Owners Name		Property Owners Signature
JOHN	MILLER	John D. Miller
DORA MILLER		Dora D. Miller
		457-3300

The correspondent or agent (if different from the owners) is STEVE SNYDER Agents Phone

Agents Address

75.00 pd

This petition shall be submitted to the Kosciusko County Area Plan Commission Office, in the County Courthouse, Warsaw, Indiana, in order that the petition may be reviewed for acuracy of property description and to establish if the District requested will permit the proposed. The original and second copy of the petition (with two copies of an accurate map or plat showing the area proposed for change) shall be refered to the appropriate Legislative Body by the Kosciusko County Area Plan Commisssion, together with the recomendation of the Commission.

AFFIDAVIT

Kosciusko County)
State of Indiana) SS:

Personally appeared before me, a notary public and for said county and state, the undersigned **Jessica Rodriguez**, who being duly sworn says that she is of competent age and is comptroller of the

WARSAW TIMES-UNION

ch for at least five (5) consecutive years has been Warsaw, county of Kosciusko, State of Indiana, and has been a newspaper of general circulation, having ation, printed in the English language and entered, d by the post office department of the United States matter of the second-class as defined by the Act of States of March 3, 1879, and that the printed matter e copy, which was published in said newspaper dates of publication being as follows:

Notice of Public Hearing

Notice Is Hereby Given, That The Kosciusko County Area Plan Commission Shall Hold A Public Hearing On A Petition Filed by John & Dora Miller Requesting An Amendment To the Kosciusko County Zoning Ordinance, To Reclassify From an Agriculture District to an Agriculture 2 District, The Following Real Estate, located on North Side of 1350 N & 1000' West of 950 W in Scott Township Key # 023-006-003.a.

And Described As Follows, To Wit:

A part of the northwest quarter (NW 1/4) of Section 2, township 34 north, range 4 east, situate in Scott Township, Kosciusko County, Indiana, more particularly described as follows:

Commencing at the southeast corner of said quarter section thence west (assumed) along the south line of said quarter section a distance of 993.92 feet to point of beginning of this description; thence north 00 degrees 04 minutes east a distance of 693 feet; thence west a distance of 502.86 feet;thence south 00 degrees 04 minutes west a distance of 693 feet; thence east a distance of 502.86 feet tot he point of beginning of this description, containing 8.00 acres more or less.

Subject to any and all easements, current taxes, assessments, restrictions and rights of way of record.

This Change Is Requested To Permit the Above Described Real Estate to Be Used For The Purpose of Agricultural 2 Uses as defined in the Kosciusko County Zoning Ordinance

This Hearing Will Be Held in the Commissioners Room in the Kosciusko County Court House, 100 W Center St., Warsaw In On Wednesday, September 4, 2019 At 1:00 P.M.

All Interested Persons Are Invited To Attend To Be Heard. Written Comments Will Be Considered If They Are Received In The Office Of The Kosciusko County Planning Department, Court House, Warsaw, Indiana, No Later Than 12:00 Noon On The Day Of The Hearing.

Kosciusko County Area Plan
Daniel W. Richard, Director
8-24, 31 hspaxlp

31 Jessica Rodriguez
Affiant

to before me this 31 day of August, 2019

Laura Sowers
Notary Public

Laura Sowers
My Commission expires June 1, 2026
Resident of Kosciusko County

Printer's Fee, $ 80.12