

**ORDINANCE NO. 2015-11**  
**TOWN OF NASHVILLE INDIANA**

This ordinance amends the zoning maps of the Town of Nashville, Indiana.

**WHEREAS**, Curt and Penny Scroggins have petitioned the Town of Nashville, Indiana ("Town") for the rezoning of certain lands owned by them in Brown County;

**WHEREAS**, said petition has been assigned Petition Number 15-RZ-01 by the Brown County Area Plan Commission;

**WHEREAS**, the Brown County Area Plan Commission conducted a public hearing on the proposed rezoning and certified its recommendation thereon to the Town;

**WHEREAS**, the Council of the Town find that the approval of the proposed rezoning would promote the purposes of the Comprehensive Plan and the Town of Nashville Zoning Ordinance and have given due consideration to, *inter alia*, the Comprehensive Plan, the current conditions and the character of current structures and uses in each district; the most desirable use for which the land in each district is adapted; the conservation of property values throughout the jurisdiction; and responsible development and growth.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the Town as follows:

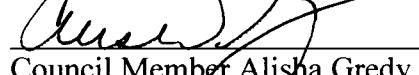
Section 1. Petition Number 15-RZ-01 is hereby APPROVED. The property subject to that Petition more particularly described in "Exhibit A" affixed hereto is hereby rezoned to Service and Warehouse Business Use (B3) Zoning under the Town of Nashville Zoning Ordinance.

Section 2. Should any portion of this Ordinance be declared or determined illegal, unenforceable or invalid by a court of competent jurisdiction, then such illegal, unenforceable, or invalid provision(s) shall be severed from the remaining legal, valid and enforceable portions hereof, which shall continue to be in full force and effect.


**PASSED AND ADOPTED** by the Nashville Town Council this 17th day of SEPTEMBER 2015.

  
Council President Charles B. King       yea     nay     abstain

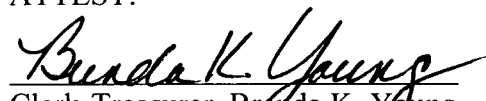
  
Council Vice-President Jane Gore       yea     nay     abstain

  
Council Member Alisha Gredy       yea     nay     abstain

  
Council Member Arthur Omberg       yea     nay     abstain

  
Council Member Dave Rudd       yea     nay     abstain

ATTEST:

  
Clerk-Treasurer, Brenda K. Young

ORDINANCE NO. 2015 – 09

EXHIBIT A

Part of the Northeast quarter of the Southwest quarter of Section 19 Township 9 North, Range 3 East of the Second Principal Meridian, Washington Township, in the Town of Nashville, Brown County, Indiana described as follows: Commencing at a 3/4 inch iron pipe found marking the Northeast corner of the Northeast quarter of the Southwest quarter of said Section 19; thence South 00 degrees 51 minutes 02 seconds East (bearing from adjoining survey) on and along the East line of said Southwest quarter 1201.51 feet to a survey marker with disc set (stamped Bennett S0438) in the center of Willow Street on the North line of a tract described to Brown County Community YMCA, Inc. in Instrument Number 1999-0731 in the office of the Recorder of Brown County, Indiana; thence South 89 degrees 52 minutes 29 seconds West with said North line and the North line of a tract described to Bloomington Hospital in Instrument Number 2000-0887 in the office of the Recorder of Brown County, Indiana and the center of said Willow Street 453.77 feet to a 5/8 inch capped rebar set (stamped Bennett S0438) and the beginning; thence the following two (2) courses are with said North line: South 89 degrees 52 minutes 29 seconds West 14.37 feet to a 5/8 inch rebar found and South 89 degrees 22 minutes 13 seconds West 244.09 feet to a 5/8 inch capped rebar found (stamped Allen R.L.S. 0078) on the East line of a tract described to Brown County in Deed Record Number 50, Page 360 in the office of the Recorder of Brown County, Indiana; thence North 04 degrees 24 minutes 30 seconds West with said East line 541.80 feet to a 5/8 inch capped rebar set (stamped Bennett S0438); thence South 84 degrees 16 minutes 00 seconds East 149.80 feet to a 5/8 inch capped rebar set (stamped Bennett S0438) on the West line of a cul-de sac for the extension of Chestnut Street; thence along a curve to the left having a radius of 55.00 feet and a chord bearing and distance of South 70 degrees 44 minutes 55 seconds East 106.95 feet and a curve length of 146.82 feet to a 5/8 capped rebar set (stamped Bennett S0438); thence South 84 degrees 16 minutes 00 seconds East with the South line of said Chestnut Street 76.02 feet to a 5/8 inch capped rebar set (stamped Bennett S0438) on the West line of a tract described to Cook in Deed Record Number 164, Page 375 in the office of the Recorder of Brown County, Indiana on contract to Scroggins in Instrument Number 2004-3714 in the office of the Recorder of Brown County, Indiana; thence South 05 degrees 43 minutes 00 seconds West 200.17 feet to a 5/8 inch rebar found marking the Southwest corner of said Cook and Scroggins tract; thence South 00 degrees 15 minutes 07 seconds East 233.91 feet to a 5/8 inch capped rebar set (stamped Bennett S0438); thence South 38 degrees 02 minutes 42 seconds East 23.50 feet to a 5/8 capped rebar set (stamped Bennett S0438) on the Westerly right of way of a cul-de-sac for said Willow Street; thence along a curve to the left, having a radius of 55.00 feet and a chord bearing and distance of South 25 degrees