

**ORDINANCE NO. 2019-03  
TOWN OF NASHVILLE INDIANA**

2019001284 ORDI \$0.00  
05/17/2019 10:42:39A 2 PGS  
Judy Swift-Powdrill  
Brown County Recorder IN  
Recorded as Presented



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

**WHEREAS**, Charles and Kimberly Harper have petitioned the Town of Nashville, Indiana ("Town") for the rezoning of certain lands owned by them in Brown County commonly known as 243 Heimbürger Lane, Nashville, IN 47448;

**WHEREAS**, said petition has been assigned Petition Number 19-RZ-03 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 19-RZ-0 is hereby **APPROVED**. The property subject to that Petition more particularly described in "Exhibit A" affixed hereto is hereby rezoned to Business One (B1) 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.

This Ordinance shall become effective upon passage and recording as required by law.

**PASSED AND ADOPTED** by the Nashville Town Council this 16<sup>th</sup> day of May 2019.

ATTEST:

Brenda K. Young  
Clerk-Treasurer, Brenda K. Young

<u>Jane Gore</u> President Jane Gore	yea	nay	abstain
<u>Alisha Gredy</u> Vice-President Alisha Gredy	<u>yea</u>	nay	abstain
<u>Nancy Crocker</u> Council Member Nancy Crocker	<u>yea</u>	nay	abstain
<u>Anna Hofstetter</u> Council Member Anna Hofstetter	<del>yea</del>	nay	<u>abstain</u>
<u>Dave Rudd</u> Council Member Dave Rudd	<u>yea</u>	nay	abstain

## ORDINANCE NO. 2019-03

## EXHIBIT A

Part of the Southwest quarter of the Northeast quarter of Section 19, Township 9 North, Range 3 East, Washington Township, Brown County, Indiana, described as follows:

Beginning at a rebar set North 01 degree 07 minutes West 463.6 feet and North 89 degrees 50 minutes East 10.0 feet from an iron pipe found marking the Southwest corner of said Southwest quarter of the Northeast quarter;

thence North 01 degree 07 minutes West 236.1 feet to a road nail set in the center of Old State Road No. 46;

thence Southeasterly with the center of said Old State Road No. 46, 91.0 feet to a road nail set;

thence South 05 degrees 08 minutes West 208.5 feet to the center of a branch;

thence South 83 degrees 14 minutes West with said branch 65.9 feet to the beginning, containing 0.39 acre, more or less.