RECORDER
VANDERBURGH COUNTY
Z TULEY
2014R00015944
07/18/2014 10:59 AM
RECORDING FEES: 13.00
PAGES: 2

ORDINANCE NO. R-2014-14 AMENDED

TAX CODE(S): 82-06-28-011-008.001-027; 82-06-28-011-008.002-027; 82-06-28-011-008.003-027; 82-06-28-011-008.004-027; 82-06-28-011-008.005-027; 82-06-28-011-008.006-027; 82-06-28-011-008.007-027; 82-06-28-011-008.008-027; 82-06-28-011-008.009-027; 82-06-28-011-008.010-027; 82-06-28-011-008.011-027; 82-06-28-011-008.012-027; 82-06-28-011-008.013-027; 82-06-28-011-008.014-027; 82-06-28-011-008.015-027; 82-06-28-011-008.016-027; 82-06-28-011-008.017-027; 82-06-28-011-008.019-027; 82-06-28-011-008.025-027; 82-06-28-011-008.026-027; 82-06-28-011-008.027-027; 82-06-28-011-008.028-027; 82-06-28-011-008.029-027; 82-06-28-011-008.030-027; 82-06-28-011-008.031-027; 82-06-28-011-008.032-027; 82-06-28-011-008.033-027; 82-06-28-011-008.018-027; 82-06-28-011-008.037-027; 82-06-28-011-008.036-027; 82-06-28-011-008.035-027; 82-06-28-011-008.034-027; 82-06-28-011-016.017-027; 82-06-28-011-016.016-027; 82-06-28-011-016.015-027; 82-06-28-011-016.014-027;

AN ORDINANCE TO REZONE CERTAIN REAL ESTATE IN THE CITY OF EVANSVILLE, STATE OF INDIANA, MORE COMMONLY KNOWN AS:
200, 202, 208, 210, 212, 214, 216, 218, 220, 222, 224, 300, 302, 306, 308, 312, 316 S. New York Avenue
211, 213, 215, 217, 219, 301, 305, 307, 309, 311, S. Kerth Avenue
1100, 1116, 1118, 1120, 1122, 1150, 1152, 1154, 1156 E. Walnut Street
BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF EVANSVILLE, INDIANA, AS FOLLOWS, TO WIT:

Section 1: That Ordinance no. G-82-51, being the Municipal Code of the City of Evansville, Indiana, 1982, and more particularly Title XV, Chapter 153, by making certain changes in Atlas 1, which is made part of said section with respect to the following described real estate located in the City of Evansville, Vanderburgh County, State of Indiana:
See Attached Legal Descriptions
by changing the zoning classification of the above-described real estate from R-2, CO-2, and C-4 to C-4 and M-1, and said real estate is hereby so rezoned and reclassified.

Section 2: The Director of the Area Plan Commission of Evansville and Vanderburgh County is hereby authorized and directed, upon the enactment and approval of this ordinance, to cause the change to be made on said Atlas 1 as set out in Section 1 of this Ordinance, and to make notation in ink thereon of reference to the number of this ordinance and the date of final publication of the amendatory ordinance after its passage and approval; however, failing to do so shall not invalidate this Ordinance.

Section 3: This ordinance shall be in full force and effect from and after its passage by the Common Council, its approval by the Mayor, and its publication as required by law, which publication is now ordered.

Passed by the Common Council of Evansville, Indiana, on this 14 day of July, 2014

John Friend, President

ATTEST:
Jana Wildhorst
City Clerk

Presented to me, the undersigned, City Clerk of the City of Evansville, Indiana, to the Mayor of said City, the 15 day of July, 2014.

Jana Wildhorst
City Clerk

Having examined the foregoing Ordinance, I do now, as Mayor of the City of Evansville, Indiana, approve said Ordinance, and return same to the City Clerk this 16th day of July, 2014, at 2:00 o'clock

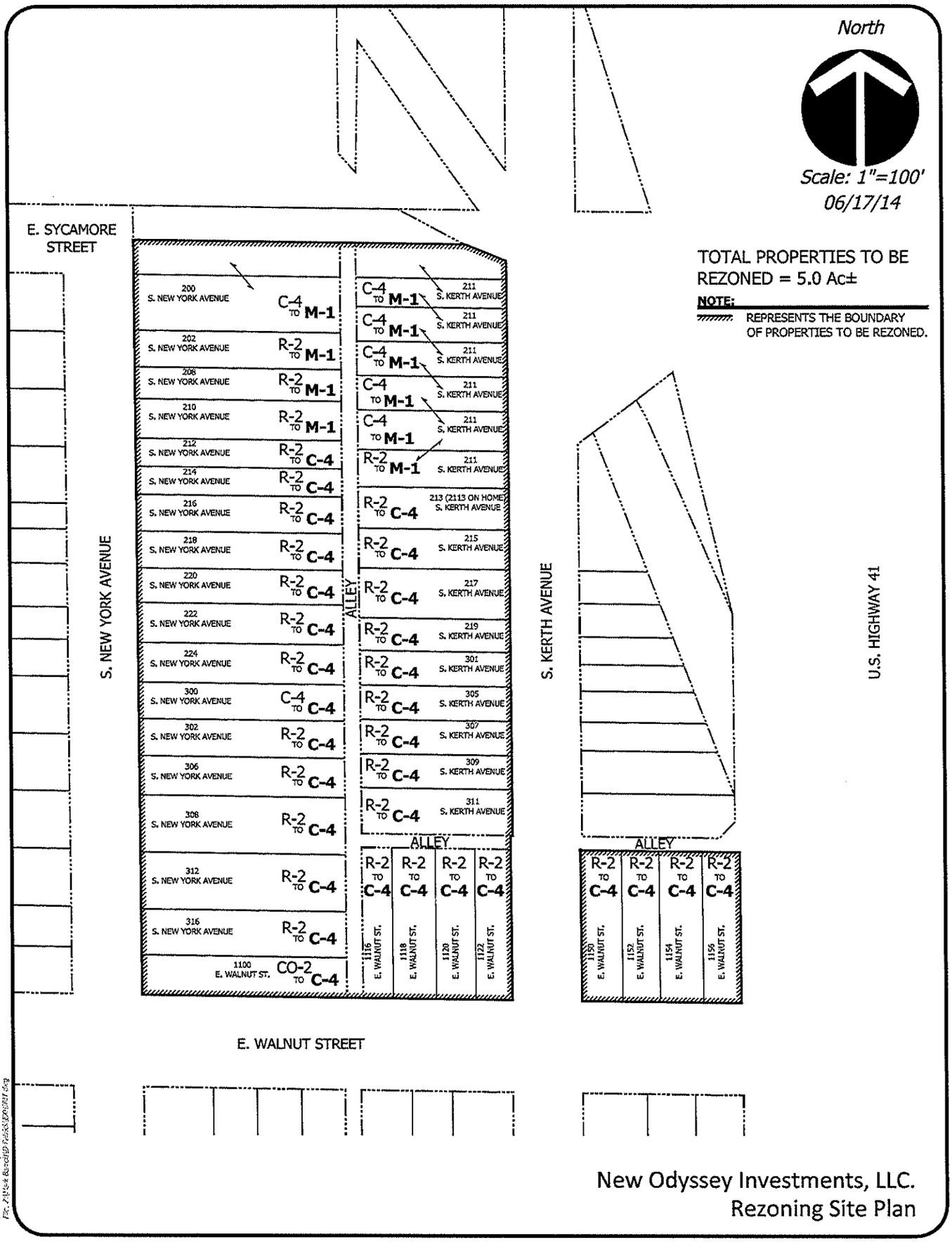
Mayor of the City of Evansville, Indiana

THIS INSTRUMENT PREPARED BY: Mark S. Samila, Esq.

FILED
JUN 18 2014
Jana Wildhorst
CITY CLERK

Legal Descriptions for Parcels to be Rezoned

200 S. New York Ave.	AUBURN 40FT L 1 BL 4 & SOUTHERN 30 FT OF VAC SYCAMORE ST	C-4 to M-1
202 S. New York Ave.	AUBURN 10FT L 1 & 22FT L 2 BL 4	R-2 to M-1
208 S. New York Ave.	AUBURN 28FT L 2 BL 4	R-2 to M-1
210 S. New York Ave.	AUBURN 35FT L 3 BL 4	R-2 to M-1
212 S. New York Ave.	AUBURN S 15FT L 3 & N 10FT L 4 BL 4	R-2 to C-4
214 S. New York Ave.	AUBURN PT L4 BL4	R-2 to C-4
216 S. New York Ave.	AUBURN PT L4 L5 BL4	R-2 to C-4
218 S. New York Ave.	AUBURN S 32 1/2FT L 5 BL 4	R-2 to C-4
220 S. New York Ave.	AUBURN N 30FT L 6 BL 4	R-2 to C-4
222 S. New York Ave.	AUBURN S 20FT L 6 & ADJ N 15FT L 7 BL 4	R-2 to C-4
224 S. New York Ave.	AUBURN PT L7 BL4	R-2 to C-4
300 S. New York Ave.	AUBURN PT L8 BL4	C-4 to C-4
302 S. New York Ave.	AUBURN PT L8 PT L9 BL4	R-2 to C-4
306 S. New York Ave.	AUBURN PT L 9 BL 4	R-2 to C-4
308 S. New York Ave.	AUBURN L 10 BL 4	R-2 to C-4
312 S. New York Ave.	AUBURN L11 BL4	R-2 to C-4
316 S. New York Ave.	AUBURN PT L12 BL4	R-2 to C-4
211 S. Kerth Ave.	AUBURN N L 1 THRU 5 & 1.8FT L 6 BL 15 & SOUTHERN 30 FT OF VAC SYCAMORE ST	C-4 to M-1 & R-2 to M-1
213 S. Kerth Ave.	AUBURN PT L6 BL15	R-2 to C-4
215 S. Kerth Ave.	AUBURN PT L6 &PT L7 BL15	R-2 to C-4
217 S. Kerth Ave.	AUBURN PT L7 & PT L8 BL15	R-2 to C-4
219 S. Kerth Ave.	AUBURN 7.1FT L 8 & 27 1/2FT L 9 BL 15	R-2 to C-4
301 S. Kerth Ave.	AUBURN 10 FT LOT 9 & 20 FT LOT 10 BLK 15	R-2 to C-4
305 S. Kerth Ave.	AUBURN PT L 10 & PT L 11 BL 15	R-2 to C-4
307 S. Kerth Ave.	AUBURN PT L11 & PT L12 BL15	R-2 to C-4
309 S. Kerth Ave.	AUBURN 30FT L12 BL15	R-2 to C-4
311 S. Kerth Ave.	AUBURN PT L12 L13 BL15	R-2 to C-4
1100 E. Walnut St.	AUBURN PT L12 BL4	CO-2 to C-4
1116 E. Walnut St.	AUBURN L18 & 7.75FT L17 BL15	R-2 to C-4
1118 E. Walnut St.	AUBURN 11 ½FT L16 & ADJ 18 ½FT L17 BL15	R-2 to C-4
1120 E. Walnut St.	AUBURN 19 1/2 FT L15 & PT L16 BL15	R-2 to C-4
1122 E. Walnut St.	AUBURN PT L15 & PT L14 BL15	R-2 to C-4
1150 E. Walnut St.	AUBURN L 18 & ADJ 6.55 FT L17 BL16	R-2 to C-4
1152 E. Walnut St.	AUBURN PT L17 & PT L16 BL16	R-2 to C-4
1154 E. Walnut St.	AUBURN PT L15 & PT L16 BL16	R-2 to C-4
1156 E. Walnut St.	AUBURN L14 & PT L15 BL16	R-2 to C-4



New Odyssey Investments, LLC.
Rezoning Site Plan

4-1-14

2014-17 -PC ORDINANCE NO. R- 2014-14 AMENDED

COUNCIL DISTRICT: Ward 4 Constance Robinson

PETITIONER New Odyssey Investments, LLC PHONE c/o (812) 423-3183

ADDRESS 200 N. Green River Rd, Evansville, IN ZIP CODE 47715

OWNERS OF RECORD:

JBELL PROPERTIES, LLC

ADDRESS: P.O. BOX 1507, Evansville, IN 47706 PHONE c/o (812) 454-6757

THREE REINS LLC

ADDRESS: 304 E. SR 68, HAUBSTADT, IN 47639 PHONE c/o (812) 454-6757

Deborah Cates

ADDRESS: 217 S. Kerth Ave., Evansville, IN 47714 PHONE c/o (812) 454-6757

1. Petition is hereby made for the amendment of the "Zoning Maps" of the Area Plan Commission of Evansville and Vanderburgh County, pursuant to the Indiana Code and the Municipal Code of Evansville.

2. Premises affected are on the North side of Walnut Street a distance of 590 feet West of the corner formed by the intersection of Highway 41 and Walnut Street.

   Registered Neighborhood Association: Ballard Neighborhood Association, Attn: Lori Clark, 513 S. Grand Avenue, Evansville, IN 47713; (812) 774-2513

   LEGAL DESCRIPTION: See attached legal descriptions.

3. The commonly known address is 1100 E. Walnut and surrounding properties as per attached list.

4. The real estate is located in the Zone District designated as mixed R-2, CO-2 and C-4.

5. The requested change is to (Zone District) C-4 and M-1.

6. Present existing land use is mixed uses consisting of vacant lots, residential lots, lots with garages, lot with warehouse.

7. The proposed land use is automobile dealership and related functions including paint and body shop, together with other commercial uses.

8. Utilities provided: (check all that apply)
   City Water X Electric X Gas X Storm Sewer X
   Sewer: Private _____ Public _____ Septic _____

9. All attachments are adopted by reference.

10. The owner, or attorney for the owner, hereby certifies that the owner of record shown above owns 50% or more of the area of the above described real estate. I affirm under the penalties for perjury that the foregoing representations are true.

FILED
JUN 18 2014
Jana Windness
CITY CLERK

RECEIVED
JUN 12 2014
AREA PLAN COMMISSION

FILED
JUN 13 2014
Jana Windness
CITY CLERK

KDDK286307_2

4-1-14

(REQUIRED) See attached signature pages for JBELL PROPERTIES, LLC, THREE REINS, LLC, and DEBORAH CATES.

DATE 6/12/14 PETITIONER By: MARK SAMILA
(when signed) PRINTED NAME: NEW ODYSSEY INVESTMENTS, LLC

REPRESENTATIVE FOR PETITIONER

Mark S. Samila, Esq., Kahn, Dees, Donovan, & Kahn, LLP
501 Main Street, P.O. Box 3646,
Evansville, IN 47708-3646
PHONE (812) 423-3183

[SIGNATURE PAGES FOR OWNERS OF RECORD ON THE FOLLOWING PAGES]

4-1-14

DATE 6-12-14 (when signed) OWNER OF RECORD C. Wayne Kinney, MANAGER
PRINTED NAME: JBELL PROPERTIES, LLC

KDDK286307_2

4-1-14

DATE 6/12/14 (when signed) OWNER OF RECORD [signature]
PRINTED NAME: THREE REINS, LLC

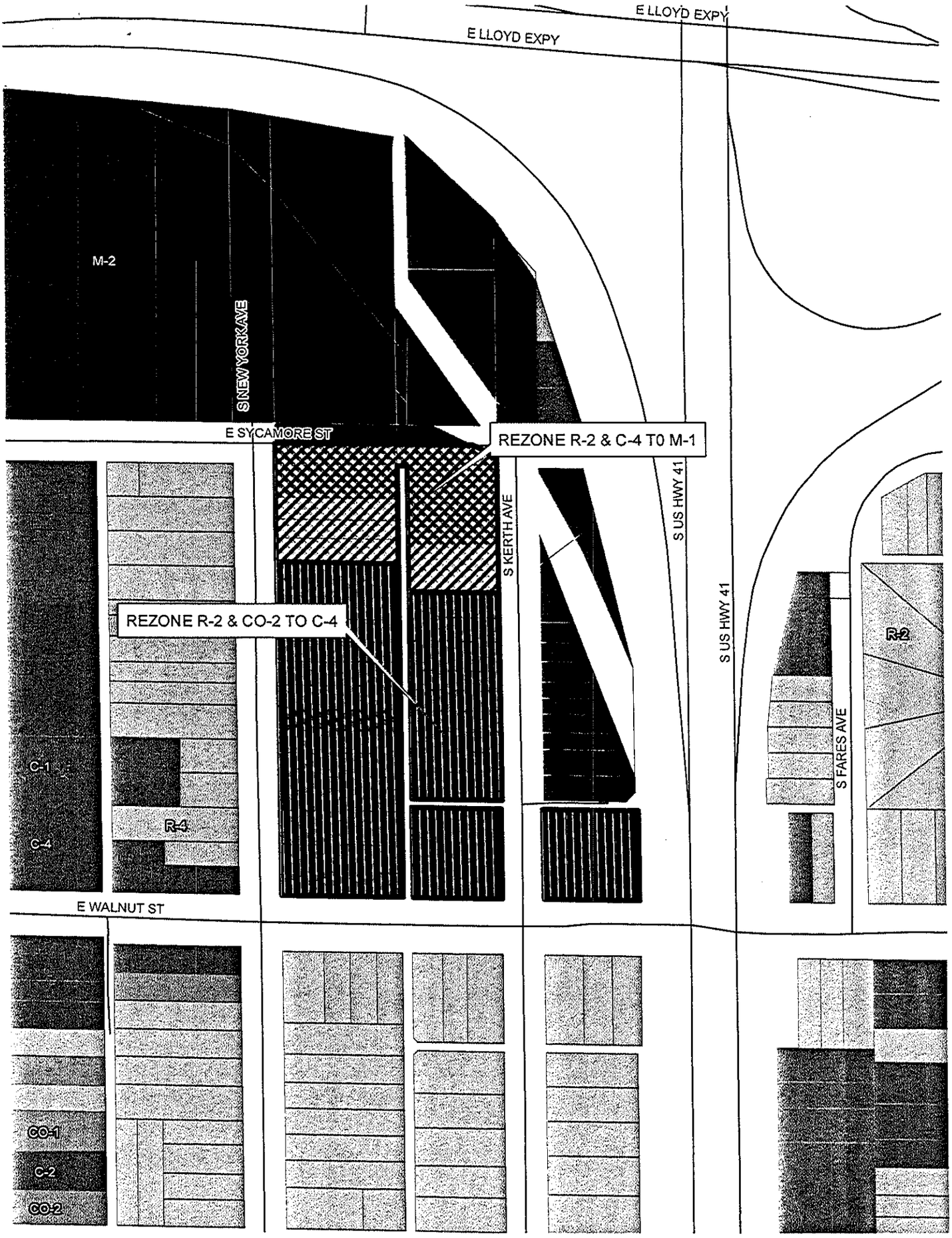
KDDK286307_2

DATE 6-12-2014 OWNER OF RECORD Deborah Cates
(when signed) PRINTED NAME: Deborah Cates

ATTACHMENT TO PETITION FOR REZONING
NEW ODYSSEY INVESTMENTS, LLC

Legal Descriptions for Parcels to be Rezoned

200 S. New York Ave.	AUBURN 40FT L 1 BL 4 & SOUTHERN 30 FT OF VAC SYCAMORE ST	C-4 to M-1
202 S. New York Ave.	AUBURN 10FT L 1 & 22FT L 2 BL 4	R-2 to M-1
208 S. New York Ave.	AUBURN 28FT L 2 BL 4	R-2 to M-1
210 S. New York Ave.	AUBURN 35FT L 3 BL 4	R-2 to M-1
212 S. New York Ave.	AUBURN S 15FT L 3 & N 10FT L 4 BL 4	R-2 to C-4
214 S. New York Ave.	AUBURN PT L4 BL4	R-2 to C-4
216 S. New York Ave.	AUBURN PT L4 L5 BL4	R-2 to C-4
218 S. New York Ave.	AUBURN S 32 1/2FT L 5 BL 4	R-2 to C-4
220 S. New York Ave.	AUBURN N 30FT L 6 BL 4	R-2 to C-4
222 S. New York Ave.	AUBURN S 20FT L 6 & ADJ N 15FT L 7 BL 4	R-2 to C-4
224 S. New York Ave.	AUBURN PT L7 BL4	R-2 to C-4
300 S. New York Ave.	AUBURN PT L8 BL4	C-4 to C-4
302 S. New York Ave.	AUBURN PT L8 PT L9 BL4	R-2 to C-4
306 S. New York Ave.	AUBURN PT L 9 BL 4	R-2 to C-4
308 S. New York Ave.	AUBURN L 10 BL 4	R-2 to C-4
312 S. New York Ave.	AUBURN L11 BL4	R-2 to C-4
316 S. New York Ave.	AUBURN PT L12 BL4	R-2 to C-4
211 S. Kerth Ave.	AUBURN N L 1 THRU 5 & 1.8FT L 6 BL 15 & SOUTHERN 30 FT OF VAC SYCAMORE ST	C-4 to M-1 & R-2 to M-1
213 S. Kerth Ave.	AUBURN PT L6 BL15	R-2 to C-4
215 S. Kerth Ave.	AUBURN PT L6 &PT L7 BL15	R-2 to C-4
217 S. Kerth Ave.	AUBURN PT L7 & PT L8 BL15	R-2 to C-4
219 S. Kerth Ave.	AUBURN 7.1FT L 8 & 27 1/2FT L 9 BL 15	R-2 to C-4
301 S. Kerth Ave.	AUBURN 10 FT LOT 9 & 20 FT LOT 10 BLK 15	R-2 to C-4
305 S. Kerth Ave.	AUBURN PT L 10 & PT L 11 BL 15	R-2 to C-4
307 S. Kerth Ave.	AUBURN PT L11 & PT L12 BL15	R-2 to C-4
309 S. Kerth Ave.	AUBURN 30FT L12 BL15	R-2 to C-4
311 S. Kerth Ave.	AUBURN PT L12 L13 BL15	R-2 to C-4
1100 E. Walnut St.	AUBURN PT L12 BL4	CO-2 to C-4
1116 E. Walnut St.	AUBURN L18 & 7.75FT L17 BL15	R-2 to C-4
1118 E. Walnut St.	AUBURN 11 ½FT L16 & ADJ 18 ½FT L17 BL15	R-2 to C-4
1120 E. Walnut St.	AUBURN 19 1/2 FT L15 & PT L16 BL15	R-2 to C-4
1122 E. Walnut St.	AUBURN PT L15 & PT L14 BL15	R-2 to C-4
1150 E. Walnut St.	AUBURN L 18 & ADJ 6.55 FT L17 BL16	R-2 to C-4
1152 E. Walnut St.	AUBURN PT L17 & PT L16 BL16	R-2 to C-4
1154 E. Walnut St.	AUBURN PT L15 & PT L16 BL16	R-2 to C-4
1156 E. Walnut St.	AUBURN L14 & PT L15 BL16	R-2 to C-4


E LLOYD EXPY
E LLOYD EXPY
M-2
S NEW YORK AVE
E SYCAMORE ST
REZONE R-2 & C-4 T0 M-1
S KERTH AVE
S US HWY 41
S US HWY 41
REZONE R-2 & CO-2 TO C-4
C-1
C-4
R-4
R-2
S FARES AVE
E WALNUT ST
CO-1
C-2
CO-2