



~~RESOLUTION~~  
AN ~~ORDINANCE~~ AUTHORIZING ZONING CHANGE WITHIN THE  
TOWN OF SELLERSBURG, INDIANA

WHEREAS, the Town of Sellersburg Plan Commission has received a Petition requesting a change of zoning for certain parcels of real property commonly known as the Linda J. Love and Jeanne A. Love property and the Bruce Benjamin and Brage Benjamin property located within the Town of Sellersburg, Indiana, which is more accurately identified and described by Exhibit A, attached hereto, and incorporated by reference herein; and,

WHEREAS, the Town of Sellersburg Plan Commission has reviewed the Petition requesting a change of zoning; and,

WHEREAS, the Town of Sellersburg Plan Commission determined that the Petition requesting a change of zoning complied with the requirements of Section 3.4.4 of the Zoning Ordinances of the Town of Sellersburg; and,

WHEREAS, the Town of Sellersburg Plan Commission has approved zoning change and recommended to the Sellersburg Town Council that said Petition for zoning change be approved; and,

WHEREAS, the Sellersburg Town Council has applied the standards and requirements as set out in Section 3.4.4(5) and has determined the requests for zoning change meets these standards and requirements; and,

WHEREAS, the Sellersburg Town Council has determined that the herein Ordinance will provide for the effective administration of Town Government; and,

WHEREAS, this matter was considered at a public meeting at which the public were invited to attend and participate.

IT IS, THEREFORE, NOW ORDAINED BY THE SELLERSBURG TOWN COUNCIL AS FOLLOWS:


THAT CERTAIN PARCELS OF REAL PROPERTY COMMONLY KNOWN AS THE LINDA J. LOVE AND JEANNE A. LOVE PROPERTY AND THE BRUCE BENJAMIN AND BRAGE BENJAMIN PROPERTY, WHICH ARE MORE PARTICULARLY DESCRIBED AND IDENTIFIED BY EXHIBIT "A" ATTACHED HERETO AND INCORPORATED HEREIN SHALL NOW BE REZONED AND THE CURRENT ZONING OF AGRICULTURE (A DISTRICT) OF THE DESCRIBED AREA SHALL BE CHANGED TO GENERAL BUSINESS (B-3) ZONING.

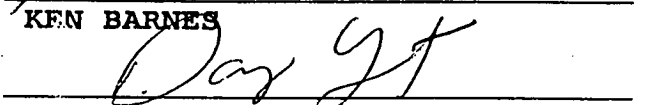
DATED: APRIL 24, 2000.


  
\_\_\_\_\_  
JAMES LAMASTER

  
\_\_\_\_\_  
LOUIS IMHOF

  
\_\_\_\_\_  
EDWARD DENTON

  
\_\_\_\_\_  
KEN BARNES

  
\_\_\_\_\_  
DANNY YOST

ATTEST   
\_\_\_\_\_  
DAVID KINDER  
CLERK-TREASURER

"EXHIBIT A"

Love property:

Part of Survey No. 108 of the Illinois Grant, Clark County, in the State of Indiana, described as follows, to-wit: Beginning at a point in the center line of State Highway No. 60 at the Southwest corner of Hecker's 5.0 acre tract, said point being South 26 deg. 21' East 410.3 feet from the west corner of the grantors' original 24.5 acre tract, as described in deed recorded in Deed Record No. 144, Page 21 in the Recorder's Office of Clark County, Indiana; thence South 26 deg. 21 min. East with the centerline of State Highway No. 60, a distance of 496.5 feet to a point, the grantors' southwest corner; thence North 86 deg. 21 min. East with the Grantors' South line 595.5 feet to a point in the centerline of State Highway No. 31-W; thence North 54 deg. 04 min. West 878.2 feet to a stake in Hecker's Southeast line; thence South 43 deg. 41 min. West with Hecker's southeast line 150.0 feet to the place of beginning, containing 4.63 acres, more or less, hereby conveyed subject to the right of way of all public highways.

EXCEPTING THEREFROM, however, a part of Survey No. 108 of the Illinois Grant, Clark County, Indiana, described as follows:

Commencing at the point where the centerline of State Highway No. 60 intersects the centerline of U. S. Highway 31-W; thence North 28 deg. 49 min. East 502.9 feet; thence North 23 deg. 14 min. East 168.0 feet to the true point of beginning in the center line of U. S. Highway 31-W, said point being the southeast corner of Charles and Bonnie Myers' (Grantors) 4.63 acre tract as described in Deed Record 156 page 44 in the office of the Recorder of Clark County, Indiana; thence North 54 deg. 04 min. West with Dr. Regan's South line 280.00 feet to a steel rod; thence South 23 deg. 14 min. West 200.03 feet to a steel rod in Mary Myer's North line; thence North 86 deg. 21 min. East with Mary Myer's North line 306.25 feet to the point of beginning, containing 0.63 acre, more or less, hereby conveyed subject to the right of way of U. S. Highway 31-W.

Subject to any and all easements and/or restrictions of public record which may apply to the above described real estate.

"Exhibit A" (continued)

Benjamin property:

Being part of 108 and 110 of the Illinois Grant, to-wit: beginning at an original stone marker in the line between grants #108 and #109, such stone being S. 50 deg. 15' W. two-hundred eight and one-tenth (208.1) feet from the common corner of grants 109 and 110, thence S. 40 deg. 00' E. eight-hundred twenty-five (825.0) feet along the east line of George Lott's land and the west line of Ollie Miller's land (formerly William McKinney land) to an original stone marker in said line, (Lott's southeast corner and Utrecht's line), thence S. 40 deg. 00' E. along this line extended five-hundred ninety-seven (597.0) feet to the true point of beginning.

1. Thence N. 30 deg. 56' 23" E. along a fence (Herschell Hecker's south line) three-hundred seventeen and forty-three hundredths (317.43) feet to a fence corner.
2. Thence S. 40 deg. 36' 24" E. three-hundred seventy-seven and thirty-eight hundredths (377.38) feet to the center line of New Albany-Charlestown State Road (now U. S. Highway No. 31-W).
3. Thence S. 9 deg. 26' 32" W. along the centerline of said Highway U. S. 31-W, three-hundred ninety-six and forty-eight hundredths (396.48) feet to a point (corner of William McKinney and Gray's land now Edward Mathew's land).
4. Thence N. 40 deg. 16' 48" W. along a fence (Edward Mathew's east line also known as the Utrecht's line) four-hundred fifty-one and eighty-eight hundredths (451.88) feet to a point.
5. Thence N. 76 deg. 52' 20" W. along Edward Mathew's line eighteen and forty-seven hundredths (18.47) feet to a point.
6. Thence N. 40 deg. 16' 38" W. along Edward Mathew's east line sixty-one and twelve-hundredths (61.12) feet to a point.
7. Thence N. 30 deg. 56' 23" east along a fence (Herschell Hecker's south line) eleven and forty-one hundredths (11.41) feet to the place of beginning, containing 3.17 acres, less a strip 30 feet wide across the south side of this property for right-of-way of U. S. Highway 31-W, containing 0.27 acres, leaving a total acreage of 2.9 acres for tax purposes.

RESOLUTION NUMBER 2000- 02

A RESOLUTION OF SELLERSBURG TOWN COUNCIL  
DESIGNATING THAT THE TOWN OF SELLERSBURG CLERK TREASURER IS  
NOT A FULL TIME EMPLOYEE WITH THE TOWN OF SELLERSBURG

WHEREAS, the Town Council for the Town of Sellersburg has been notified by the Indiana Public Employment Retirement Fund that the Town Counsel needs to designate that the Town of Sellersburg Clerk-Treasurer is not a full time employee with the Town of Sellersburg; and

WHEREAS, the position of Clerk Treasurer is an elected position and therefore not an employee of the Town of Sellersburg, and

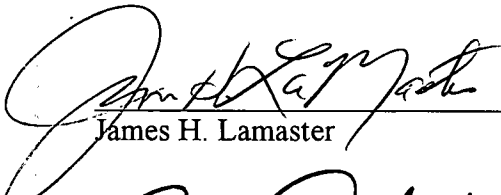
WHEREAS, the Town Council for the Town of Sellersburg has determined that this clarification is necessary for the efficient and effective administration of Town government;

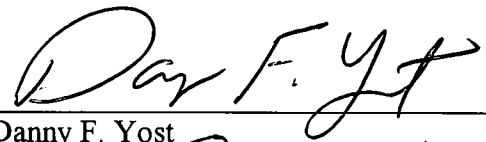
WHEREAS, this matter was considered at an open meeting to which the public were invited to attend and participate.

BE IT NOW THEREFORE RESOLVED, by the Town Council for the Town of Sellersburg that the position of Clerk /Treasurer is an elected position for the Town of Sellersburg and shall not be designated as a full time employee for the Town of Sellersburg, Indiana.

BE IT FURTHER ORDAINED by the Town Council for the Town of Sellersburg and the Town of Sellersburg Clerk/Treasurer is an elected official for all purposes under the Indiana Public Employment Retirement Fund.

So resolved this 9<sup>th</sup> day of October, 2000.

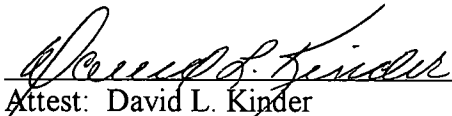
  
James H. Lamaster

  
Danny F. Yost

  
Louis R. Imhof, Jr.

  
Edward D. Denton

  
Kenneth E. Barnes, Sr.

  
Attest: David L. Kinder  
Clark-Treasurer

RESOLUTION NO. 2000-003

WHEREAS, the Town Council for the Town of Sellersburg has been advised by the Town of Sellersburg Clerk Treasurer for the need to transfer various funds from various accounts prior to December 31, 2000; and

WHEREAS, the Town Council for the Town of Sellersburg has determined that said resolution is necessary for the efficient and effective administration of Town government; and

WHEREAS, this matter was considered at a meeting to which the public were invited to attend and participate and where proper and legal notice was given in regard to the special meeting;

BE IT THEREFORE NOW resolved by the Town Council for the Town of Sellersburg that the transfer of funds shall be made as follows:

General Fund

<u>Transfer Amount</u>	<u>From Account</u>	<u>To Account</u>
\$2295.00	CT 115, Part Time Clerk	CT 112 Chief Deputy Clerk
\$1750.00	CT 115, Part Time Clerk	CT 113 Deputy Clerk
\$737.00	CT 392, Instructions/Seminars	CT 394 Misc. Services
\$404.72	TC 112, Town Manager	TC 111 Department Head Sal
\$2430.00	TC 395, Judgments and Settlements	TC 392 Instructions & Seminars
\$2560.00	PD 126, Police Retirement	PD 225 Police Gasoline
\$275.00	PD 126, Police Retirement	PD 231 Tires and Tubes
\$2915.00	PD 126, Police Retirement	PD 323 Telephones and Pagers
\$9000.00	SS 381, Garbage	SS 115 Street Salary
\$276.00	AC 393, Misc. Services	AC 392 Instructions & Seminars

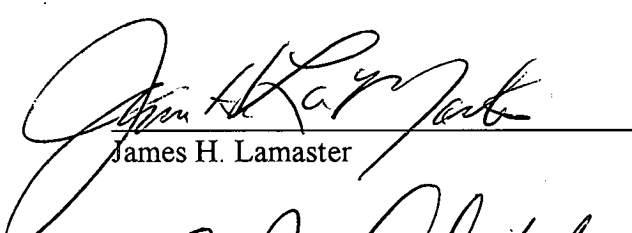
LRS Fund

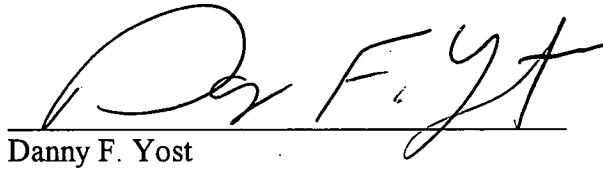
\$15324.00	LRS 441, Equipment	LRS 434 Construction
\$60744.00	LRS 397 Paving	LRS 398 Drainage
\$25000.00	LRS 401, Land Acquisitions	LRS 398 Drainage
\$4676.00	LRS 441, Equipment	LRS 398 Drainage
\$5340.00	LRS 313, Engineering/Const.	LRS 398 Drainage

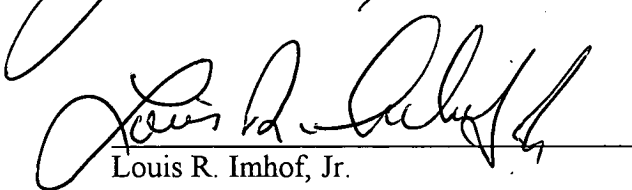
Parks and Recreation Fund

\$75.00	PR 367, Repairs and Maint.	PR 310 Chemical Test
\$69.00	PR 367, Repairs and Maint.	PR 313 Preparing for Opening
\$38.00	PR 367, Repairs and Maint.	PR 325 Telephone
\$529.00	PR 367, Repairs and Maint.	PR 362 Repairs and Maint.
\$215.00	PR 367, Repairs and Maint.	PR 394 Misc. Services
\$700.00	PR 367, Repairs and Maint.	PR 434 Landscaping

SO RESOLVED THIS 28th DAY OF DECEMBER, 2000.

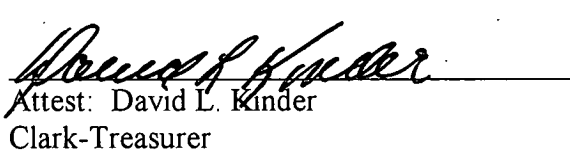
  
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