

ORDINANCE NO. 40-15

**TO AMEND CERTAIN PORTIONS OF THE UNIFIED
ZONING ORDINANCE OF TIPPECANOE COUNTY, INDIANA,
DESIGNATING THE TIME WHEN THE SAME SHALL TAKE EFFECT.**

**BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF WEST LAFAYETTE,
INDIANA, THAT ORDINANCE NO. 32-97 IS HEREBY AMENDED AS FOLLOWS:**

Section 1: Ordinance No. 32-97 of the City of West Lafayette, Indiana, is hereby amended to rezone the following described real estate, to wit:

See attached

Section 2: Said real estate is hereby rezoned as follows:

FROM: R3
TO: R3W

Section 3: This ordinance shall be in full force and effect from and after its passage and signing by the Mayor.

INTRODUCED ON FIRST READING ON THE 9 DAY OF November, 2015.

MOTION TO ADOPT MADE BY COUNCILOR Burch, AND SECONDED BY COUNCILOR Thomas.

DULY ORDAINED, PASSED, AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF WEST LAFAYETTE, INDIANA, ON THE 9 DAY OF November, 2015, HAVING BEEN PASSED BY A VOTE OF 6 IN FAVOR AND 0 OPPOSED, THE ROLL CALL VOTE BEING:

	AYE	NAY	ABSENT	ABSTAIN
Bunder	✓			
Burch	✓			
DeBoer	✓			
Dietrich	✓			
Hunt	✓			
Keen			✓	
Thomas	✓			



Presiding Officer

Attest:


Judith C. Rhodes, Clerk-Treasurer

PRESENTED BY ME TO THE MAYOR OF THE CITY OF WEST LAFAYETTE, INDIANA ON
THE 15 DAY OF November, 2015, AT THE HOUR OF 9:00 A.M.


Judith C. Rhodes, Clerk-Treasurer

THIS ORDINANCE APPROVED AND SIGNED BY ME ON THE 16 DAY OF
November, 2015, AT THE HOUR OF 2:30 P.M.


John R. Dennis, Mayor

Attest:


Judith C. Rhodes, Clerk-Treasurer

Key number	Owner	Site Address	Legal description
79-06-13-478-002.000-029	Purdue Sigma Nu Assoc.	1301 Tower Dr. West Lafayette IN 47906	Tower Acres Part 3, Lot 1
79-06-13-478-003.000-029	Purdue University Phi Kappa Psi Association	1307 Tower Drive West Lafayette IN 47906	Tower Acres Part 3, Lot 2
79-06-13-478-004.000-029	Fairway Cooperative Association, Inc.	1320 David Ross Rd. West Lafayette IN 47906	Tower Acres Part 3, Lot 3
79-06-13-478-005.000-029	Purdue Alumni of Delta Upsilon, Inc.	1300 Stadium West Lafayette IN 47906	Tower Acres Part 3, Lot 4
79-06-13-326-002.000-029	Purdue Research Foundation	1261 McCormick Road West Lafayette IN 47906	Part Wabash 13 (SW) 23-5
79-06-13-326-003.000-029	Purdue Research Foundation	1261 McCormick Road West Lafayette IN 47906	Part Wabash 13 (SW) 23-5 (See attached legal description of above 2.)
79-06-2-330-001.000-029	Ryan Findley & Michelle Reinstatler	3551 Bethel Drive West Lafayette IN 47906	Brindon Apts, Ph 2 Pt 2 & Replat of Ph 2 Pt 1, Lot 1
79-06-02-330-002.000-029	Cathy Russell, etal	3597 Bethel Drive West Lafayette IN 47906	Brindon Apts, Ph 2 Pt 2 & Replat of Ph 2 Pt 1, Part Lot 13
79-06-02-330-003.000-029	State of Indiana	3597 Bethel Drive West Lafayette IN 47906	Brindon Apts, Ph 2 Pt 2 & Replat of Ph 2 Pt 1, Part Lot 13
79-06-11-200-008.000-029	Citation Homes, Inc.	10.7 acres on the north side of Cumberland, west of US 231	Part Wabash 11 (NW) 23-5 (See attached legal description.)

1261 McCormick Rd.

EXHIBIT A

[Key Number 134-0700-0141] 79-06-13-326-002.000-029

The North half of the East half of the East half of the South west quarter of Section Thirteen (13), in Township Twenty-three (23) North, Range Five (5) West, containing twenty (20) acres, more or less;

EXCEPTING all that part of the above described tract that lies South and West of the center line of the highway running Northwest and Southeast through said twenty (20) acres tract, containing in said excepted tract one-half (1/2) acre:

ALSO EXCEPTING: Beginning at the Northeast corner of the Southwest quarter of Section Thirteen (13), running thence West along the North line of said Southwest quarter to the Northwest corner of the East half of the East half of the said Southwest quarter a distance of six hundred fifty-five (655) feet; thence South along the West line of the said East half of the East half of said Southwest quarter to the center of a public highway known as the Old State Road, a distance of eight hundred seventy-nine and 94/100 (879.94) feet; thence Southeastward along the center line of said Old State Road a distance of one hundred thirty-three (133) feet; thence East and parallel to the North line of said Southwest quarter to the East line of said Southwest quarter a distance of six hundred six (606) feet; thence North along the east line of said Southwest quarter a distance of one thousand (1000) feet to the place of beginning, containing fifteen (15) acres more or less. Said tract consists of 4.5 acres, more or less, in Wabash Township, Tippecanoe County, Indiana.

AND

[Key Number 134-07000-0185] 79-06-13-326-003.000-029

Part of the East half of the East half of the Southwest Quarter of Section 13, Township 23 North, Range 5 West, described as follows:

Beginning at a point on the centerline of a public highway known as the Old State Road a distance of one hundred thirty-three (133) feet southeastward from the intersection of said centerline with the west line of the East half of the East half of said quarter section; thence east and parallel to the north line of said quarter section a distance of six hundred six (606) feet; thence north on the east line of said quarter section a distance of sixty (60) feet; thence west and parallel to the north line of said quarter section to the center line of said Old State Road; thence southeast on the said centerline to the place of beginning, subject to the right of way of the proposed state highway to be built to replace said Old State Road.

Located in Wabash Township, Tippecanoe County, Indiana.

2-26-27

Revised to add the
following 10.7 acres:

79-06-11-200-008.000-029
LEGAL DESCRIPTION

Part of the real estate in the estate of Elizabeth C. Swanson (deceased) recorded in Deed Record 9502387 in the Office of the Tippecanoe County Recorder and being part of Section 11, Township 23 North, Range 5 West, Wabash Township, Tippecanoe County, Indiana, more particularly described as follows:

Commencing at the Southwest Corner of the Northwest Quarter of Section 11, being marked by a Berntsen Monument; thence North $88^{\circ}43'04''$ East along the South Line of said Northwest Quarter 1308.05 feet to a 15" square concrete fence post, being the Southwest Corner of the Southeast Quarter of said Northwest Quarter; thence North $00^{\circ}09'40''$ West along the West Line of the Southeast Quarter of said Northwest Quarter 54.80 feet to the Point of Beginning of this description; thence continuing North $00^{\circ}09'40''$ West along said West Line 604.90 feet to a 5/8 inch diameter rebar with a plastic cap stamped "RWG 880043"; thence North $88^{\circ}39'17''$ East a distance of 1294.97 feet to the north line of the real estate conveyed to Tippecanoe County, Indiana, as per Warranty Deed recorded as Document Number 201111003214 in said Recorder's Office; thence along said real estate the following four (4) courses:

- (1) South $58^{\circ}38'00''$ West 643.60 feet;
- (2) South $50^{\circ}06'09''$ West 101.12 feet;
- (3) South $58^{\circ}38'00''$ West 59.06 feet to a tangent curve to the right, having a radius of 1445.00 feet and a central angle of $25^{\circ}56'07''$;
- (4) southwesterly an arc distance of 654.09 feet to the Point of Beginning, containing 10.701 acres, more or less.

Subject to all easements, rights-of-way, restrictions, and covenants of record.