

DEFEATED

TERRE HAUTE – A LEVEL ABOVE

APPLICATION FOR REZONING PETITION – CITY OF TERRE HAUTE

COMMON ADDRESS OF LOTS TO BE REZONED:

2403 Prairieton Road, Terre Haute, IN 47802 – Parcel I.D. # - 84-06-33-151-007.000-002

Current Zoning: M-2 – Heavy Industrial

Requested Zoning: P-1 – Penitentiary

Proposed Use: The current parcel is approximately 64 Acres and Vigo County proposed to construct a new Vigo County Security Complex on approximately 20+/- acres of the site. The remainder would be capable of development for other community uses through further subdivision.

Name of Owner: Board of Commissioners of Vigo County

Address of Owner: 650 South 1st Street, Terre Haute, IN 47807

Phone Number of Owner: 812-462-3367

Attorney: Michael J. Wright

Address of Attorney: 650 South 1st Street, Terre Haute, IN 47807

Phone # of Attorney: 812-201-9562

For Information Contact: Attorney

Council Sponsor: Amy Auler

- COPY OF SITE PLAN MUST ACCOMPANY THIS APPLICATION

DEFEATED

FILED

NOV 8 2018

CITY CLERK

SPECIAL ORDINANCE FOR A REZONING
SPECIAL ORDINANCE NO. 36, 2018

An Ordinance Amending Chapter 10, Article 2 of the Municipal Code designated and “Comprehensive Zoning Ordinance for Terre Haute, Indiana.”

SECTION 1. BE IT ORDIANED BY THE COMMON COUNCIL of the City of Terre Haute, Vigo County, State of Indiana, that Chapter 10, Article 2 of the City Cod of Terre Haute, designated as the “Comprehensive Zoning Ordinance for Terre Haute” and Division 3, Section 10.121 thereof, District Maps, be, and the same is hereby amended to include as follows:

That the following described real estate situated in the City of Terre Haute, County of Vigo, Site of Indiana, to wit:

Lot Numbered One (1) in International Paper Three Lot Subdivision, being a Subdivision of a part of the Southwest Quarter and Southeast Quarter and the Northeast Quarter of Fractional Section 32 in Township 12 North, Range 9 West of the Second Principal Meridian, located in Harrison Township of Vigo County, Indiana as shown by instrument date October 29, 2009 and recorded December 7, 2009 as Instrument Number 2009016953, in records of the Recorder’s Office of Vigo County, Indiana.

Commonly known as: 2403 Prairieton Road, Terre Haute, IN 47802
Parcel I.D. #: 84-06-33-151-007.000-002

Be and the same is hereby established as a P-1, Penitentiary, together with all rights and privileges that may inure to said real estate and the owners thereof by virtue of the law in such cases provided, subject to all limitation and restrictions imposed thereon by deed or otherwise.

SECTION II, WHEREAS, an emergency exists for the immediate taking effect of this Ordinance, the same shall be in full force and effect from and after its passage by the Common Council of Terre Haute, and its approval by the Mayor and publication as required by law.

Presented by Council Member



Amy Auler, Council Member, District 1

Passed in Open Council this _____ day of _____, 201__.

Curtis DeBaun, IV, President

Attest: _____
Michelle Edwards, City Clerk

Presented to me the Mayor of the City of Terre Haute this _____ day of _____,
201__.

Michelle Edwards, City Clerk

Approved by me, the Mayor this _____ day of _____, 201__.

Duke Bennett, Mayor

ATTEST: _____
Michelle Edwards, City Clerk

This instrument was prepared by: Michael J. Wright, 650 S. 1st Street, Terre Haute, IN 47807.

I affirm under the penalties of perjury that I have taken reasonable care to redact each social security number in this document, unless required by law.



Michael J. Wright

PETITION TO REZONE REAL PROPERTY

TO: THE PRESIDENT AND MEMBERS OF THE COMMON COUNCIL OF THE CITY OF TERRE HAUTE, INDIANA:

And THE PRESIDENT AND MEMBERS OF THE AREA PLAN COMMISSION FOR VIGO COUNTY, INDIANA:

LADIES AND GENTLEMEN:

The Undersigned, Board of Commissioners of Vigo County, Petitioner, respectfully submits this Petition to rezone the following described real estate in the City of Terre Haute, County of Vigo, Indiana, to wit:

Lot Numbered One (1) in International Paper Three Lot Subdivision, being a Subdivision of a part of the Southwest Quarter and Southeast Quarter and the Northeast Quarter of Fractional Section 32 in Township 12 North, Range 9 West of the Second Principal Meridian, located in Harrison Township of Vigo County, Indiana as shown by instrument date October 29, 2009 and recorded December 7, 2009 as Instrument Number 2009016953, in records of the Recorder's Office of Vigo County, Indiana.

Commonly known as: 2403 Prairieton Road, Terre Haute, IN 47802

Your petitioner is informed and believes that in accordance with Chapter 10 Article 2 of the Municipal Code designated as "Comprehensive Zoning Ordinance for Terre Haute, Indiana," the above described real estate is now zoned as M-2 – Heavy Industry.

Your petitioner would respectfully state that the real estate is now an abandoned industrial site. Your petitioner intends to use the real estate as the location for a new Vigo County Security Complex, which will include an approximate 480 bed secure detention facility. The current footprint of the security complex will be approximately 20 acres and the remainder of the property will be put towards a community use through further subdivision, see additional site plan. The desire is to construct a single level facility to reduce the staff-intensive design that Vigo County deals with currently in the jail. This requires building out rather than up and thus requires a bigger parcel.

Your petitioner would request that the real estate described herein shall be zoned as a Penitentiary – P. Your petitioner would allege that the granting of this petition would not alter the general characteristics of this neighborhood.

Your petitioner would respectfully show the proposed change would not be detrimental to the public welfare or injurious to the property or improvements in the neighborhood.

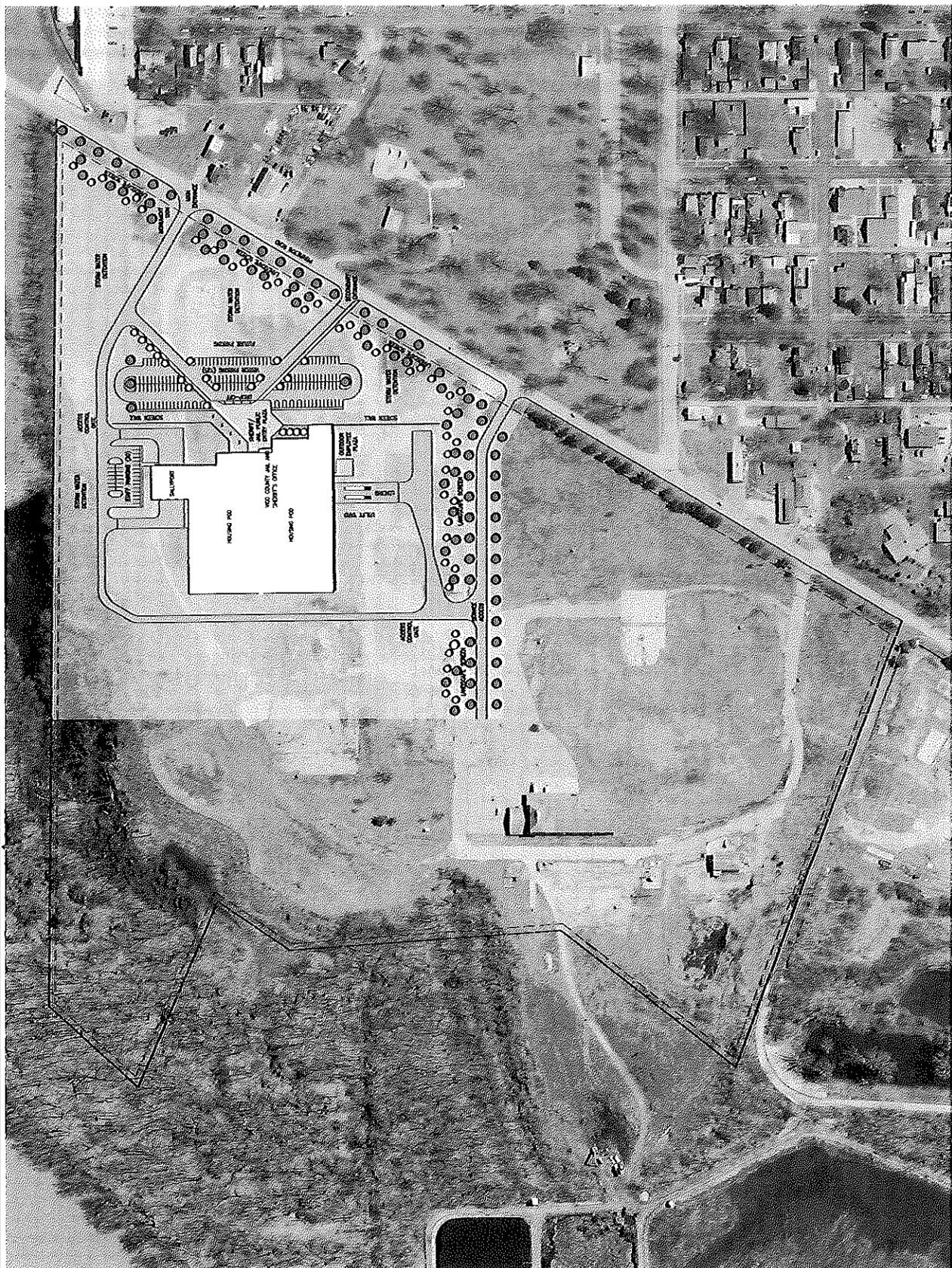
WHEREFORE, your petitioner respectfully requests that the Area Plan Commission for Vigo County and the Common Council of the City of Terre Haute, Indiana favorably consider the passage of a Special Ordinance amending the Comprehensive Zoning Ordinance of the City of Terre Haute, Indiana being Chapter 10, Article 2 of the Municipal Code designated as "Comprehensive Zoning Ordinance for the City of Terre Haute, Indiana," and declaring the above-described real estate to be part of Penitentiary – P, zoning classification of the City of Terre Haute, Indiana, and be entitled to the rights and benefits that may accrue to the real estate and the owners thereof by virtue of the new designation subject to all limitations imposed by deed or otherwise.

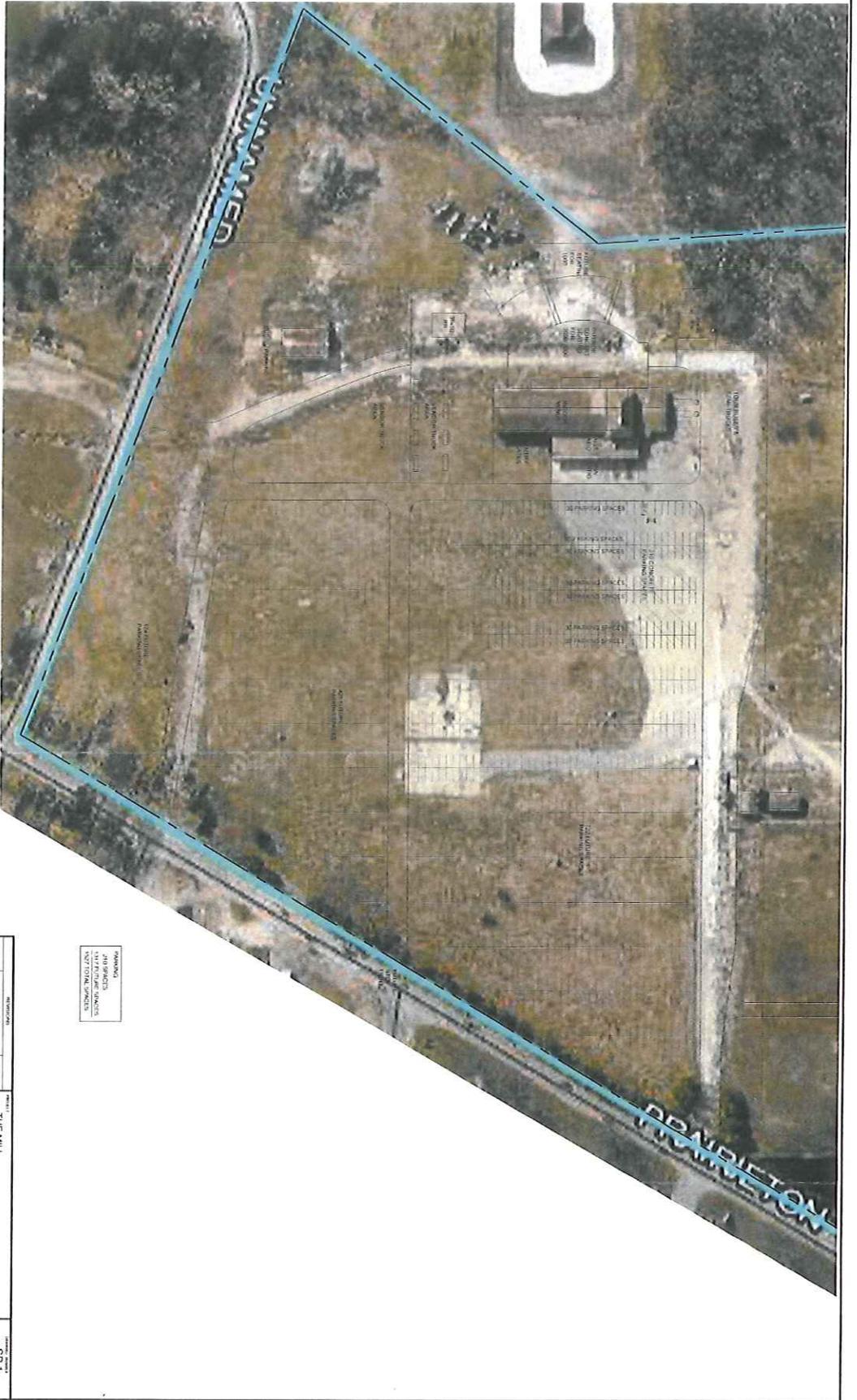
IN WITNESS WHEREOF, This Petition has been duly executed this 8th Day of November, 2018.

By: 
Brad Anderson, Vigo County Commissioner

PETITIONER: Board of Commissioners of Vigo County, 650 S. 1st Street, Terre Haute, IN 47807.

This Instrument was prepared by: Michael J. Wright, Attorney-at-Law, 650 S. 1st Street, Terre Haute, IN 47807





REMARKS:
 1. ALL SPACES
 2. ALL SPACES
 3. ALL SPACES

SITE PLAN
 1" = 100'
 N

NO.	REVISIONS	DATE

THE MILL
 TERRE HAUTE, INDIANA

SANDERS and Associates, Inc.
 1111 W. 10th Street, Terre Haute, IN 47601
 Phone: (812) 231-1111
 Fax: (812) 231-1112
 Email: info@sandersandassociates.com

DATE: 08/14/2014
 SHEET: 1 OF 1
 PROJECT: THE MILL
 DRAWN BY: J. SANDERS
 CHECKED BY: J. SANDERS
 SCALE: 1" = 100'
 STATUS: PRELIMINARY

Real Property Maintenance Report
(INFORMATION NOT INTENDED FOR LEGAL PURPOSES)

VIGO

2017 Pay 2018

Owner: VIGO COUNTY FOR THE USE & BENEFIT OF ITS DEPARTMENT OF RED
 Owner Party: VIGO COUNTY FOR THE USE & BENEFIT OF ITS DEPARTMENT OF
 Address: 630 WABASH AV TERRE HAUTE, IN 47807 USA

Location Address: 2403 PRAIRIETON RD TERRE HAUTE, IN 47802

QDSec: 9 QSec: 64.72 Sec: 33 Township: 12
 Range: 9 Acres: 64.72 Block: Plat:
 Sub Sec: 1 Lot: 1 Sub Lot: Sub Division:

Location Description: NO LOCATION DESCRIPTION

Brief legal Description: INTERNATIONAL PAPER THREE LOT SUB
 Not intended for legal purposes 33-12-9 LOT 1 64.72 AC

Assessments:				
Homestead Land	0	Homestead Improv	0	0
NonHomestead Land	0	NonHomestead Improv	0	0
Commercial Apt Land	0	Commercial Apt Improv	0	0
Long Term Care Land	0	Long Term Care Improv	0	0
Agricultural Land	22700	Mobile Home Land	0	0
Non-res Land	302,300	Non-res Improv	510,400	0
		Total Assessed:	835,400	
		Net Assessed:	835,400	

Surplus Payment: 0.00 Over Payment: 0.00
 Advance Payment: 0.00

Charges:

Tax SevUnit	Charge Type	Total Charge	Balance Due
		0.00	0.00
		0.00	0.00

Deductions:

Deduction Type	Deduction Amount	Over Written Flag
	0	

Property Number: 84-06-33-151-007.000-002
 Property Type: Real
 Map Number: 118-06-32-400-001
 Tax Set: 002-TERRE HAUTE CITYHARRISON TOWN
 Property Class: 620 Exempt - County
 Zoning Type:
 Use Type:
 Bankruptcy Code:
 Tax Sale: Redeemed
 Neighborhood:
 No. Of Households: 0
 TIF District:
 Base AV: 0
 Base Res AV: 0
 Incremental AV: 0

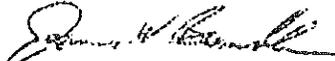
Under Appeal Value:
 PTRC Homestead AV: 00.0000
 PTRCRental AV: 00.0000
 PTRC All AV: 00.0000
 PTRC 1% AV: 00.0000
 PTRC 2% AV: 00.0000
 PTRC 3% AV: 00.0000
 PTRC Residential AV: 00.0000
 CB Homestead: 01.0000
 CB Ras LTC Ag: 02.0000
 CB Non HS and Pers: 03.0000
 CB Over 65: 102.0000

DULY ENTERED FOR TAXATION
Subject to final acceptance for transfer

EXEMPT FROM DISCLOSURE FEE

APR 12, 2017

2017003479 00 \$20.00
04/12/2017 02:22:14P 3 PGS
Stacey Joy Fueston
VIGO County Recorder IN
Recorded as Presented


VIGO COUNTY AUDITOR



QUIT CLAIM DEED

THIS INDENTURE WITNESSETH, that County of Vigo for the use and benefit of its Department of Redevelopment, (hereinafter called GRANTOR), for and in consideration of the payment to it of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, hereby **QUIT CLAIMS AND CONVEYS unto County of Vigo for the use and benefit of its Board of Commissioners** (hereinafter called GRANTEE), the following-described real estate in Vigo County, Indiana, to-wit:

Lot Numbered One (1) in International Paper Three Lot Subdivision, being a Subdivision of a part of the Southwest Quarter and the Southeast Quarter and the Northeast Quarter of Fractional Section 32 in Township 12 North, Range 9 West of the Second Principal Meridian, located in Harrison Township of Vigo County, Indiana as shown by instrument dated October 29, 2009 and recorded December 7, 2009 as Instrument Number 2009016953, in records of the Recorder's Office of Vigo County, Indiana.
Subject to real estate taxes, if any.

Tax Parcel ID Number: 84-06-33-151-007.000-002

As a further consideration of the payment of the above sum, the person executing this deed on behalf of Grantor represents and certifies, for the purpose of inducing Grantee to accept this Deed, that he/she is the duly elected President of Grantor and has been fully empowered by the Grantor to execute and deliver this deed; that Grantor has full capacity to convey the real estate conveyed by this instrument and that all necessary action for the making of such conveyance has been taken.

IN WITNESS WHEREOF, Vigo County, Department of Redevelopment, has caused this deed to be executed in its name and on its behalf by its duly authorized President, this 11th day of April, 2017.

Vigo County, Department of Redevelopment

By 
Mary Caye Pfister, President

Exhibit A

2

STATE OF Indiana)
) SS:
COUNTY OF Vigo)

I, Claudia Tanos, a Notary Public in and for said county and state, do hereby certify that Mary Caye Pfister, personally known to me to be the same person whose name is subscribed to the foregoing instrument as such President, and to be such President, appeared before me this day in person and, being first duly sworn, said and acknowledged that she is such President and that she signed and delivered said deed as a free and voluntary act of said Vigo County, Department of Redevelopment, by its Redevelopment Commission, and as her own free and voluntary act as such President and by authority of the Grantor for the use and purposes therein set forth.

Given under my hand and notarial seal this 11th day of April, 2017.

Claudia Tanos
Notary Public

Claudia Tanos
(Printed Name)

My Commission Expires: My County of Residence:

June 9, 2021 - Vigo County

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law.

[Signature]
Jeffrey A. Lind, #14290-06

AFFIDAVIT OF:

COMES NOW affiant Brad Anderson, Vigo County Commissioner

and affirms under penalty of law that affiant is a representative of the owner of record of the property located 2403 Prairieton Road, Terre Haute, IN 47802 for which a rezoning is requested and hereto a copy of the deed is attached evidencing such ownership.

I affirm under penalty for perjury, that the foregoing representations are true.

SIGNATURE: Brad Anderson
Brad Anderson, Commissioner

STATE OF INDIANA)
SS: (COUNTY OF VIGO)

Personally appeared before me, a Notary Public in and for

said County and State, Brad Anderson, Commissioner Vigo County

who acknowledges the execution of the above and foregoing, after being duly sworn upon his

oath and after having read this Affidavit.

WITNESS my hand and notarial seal, this 7th day of April, 2017.

Notary Public:

Tammy Lynn York Allen
[Typed name]

My Commission Expires: September 26, 2024

My County Of Residence: Vigo

