

ORDINANCE NO. 2013-42

**AN ORDINANCE OF THE CITY OF HOBART, INDIANA
PROVIDING THAT THE ZONING ORDINANCE OF THE CITY OF HOBART,
LAKE COUNTY, INDIANA BE AMENDED BY CHANGING AN
ESTABLISHED B-3 ZONE TO R-2 ZONE CLASSIFICATION**

WHEREAS, THE HOBART CITY PLAN COMMISSION by a majority vote recommended that its **Petition No. 13-21** be adopted and that the Council rezone this property.

NOW THEREFORE, BE IT ORDAINED by the Common Council of the City of Hobart, Indiana:

SECTION 1. That, the City Zoning Ordinance No. 93-59 as amended and readopted as amended under Ordinance No. 2001-41 and entitled "Zoning Ordinance of the City of Hobart, Indiana", and particularly the zone maps which are made a part of said Ordinance No. 93-59, be and the same is hereby amended by making certain changes as follows:

By changing the following described real estate on the zone maps from its established zoning B-3 (Highway Oriented Business District) classification to R-2 (Single-Family Residential District) zoning classification:

Part of the SW ¼ of Section 28, Township 36 North, Range 7 West of the 2nd P.M. in Lake County, Indiana, described as follows: Commencing at the Southwest corner of said SW ¼; thence North 00°55'26" West, along the West line of said SW ¼, 177.01 feet to the Northerly right-of-way line of the Elgin, Joliet and Eastern Railroad; thence North 46°00'04" East, along said Northerly right-of-way line, 291.54 feet to the point of beginning; thence continuing along said Northerly right-of-way line North 46°00'04" East, 36.95 feet; thence North 89°33'48" West, parallel to the South line of said SW ¼, 240.01 feet to the West line of said SW ¼; thence South 00°55'26" East, along said West line 25.88 feet; thence South 89°33'48" East, parallel to said South line, 213.02 feet to the point of beginning, containing 0.134 acres, more or less.

SECTION 2. The City Council now finds that the above zone change will not be injurious to the public health, safety, morals and general welfare of the community and the use or value of the area adjacent to the property included in this Ordinance will not be affected in a substantially adverse manner and the need for the change in zoning herein arises from a condition peculiar to the property involved and the condition is not due to the general condition of the neighborhood. The Council further finds that the strict application of the terms of the zoning ordinance will constitute an unusual and unnecessary hardship if

applied to the property herein if this rezoning were not granted and this rezoning does not interfere substantially with the comprehensive plan.

SECTION 3. The Common Council of the City of Hobart finds the zone change will take effect upon the following conditions being fulfilled by the owner:

Mylars to be present for the Dec. 5th Plan Commission meeting for a 3-lot subdivision (Speer-Peck Subdivision).

All buildings or uses permitted and placed upon said described real estate shall fully conform to all the provisions of the Zoning Ordinance of the City of Hobart, Indiana and shall have obtained the proper permits.

SECTION 4. That the City Engineer and/or Zoning Administrator is hereby authorized and directed upon the enactment and approval of this Ordinance, to cause a change to be made on the zone maps, to make certain notations in ink thereof and to record the date of passage of this Ordinance.

SECTION 5. Since an emergency exists for the immediate taking effect of this Ordinance, the same shall be in fully force and effect from and after its passage by the Common Council of the City of Hobart; upon the approval of the Mayor of the City of Hobart Indiana; and as soon thereafter as otherwise provided for by law.

PASSED and ADOPTED by the Common Council of the City of Hobart, Indiana on this

4th day of December, 2013.



Brian K. Snedecor, Presiding Officer

ATTEST:



Deborah A. Longer, Clerk-Treasurer

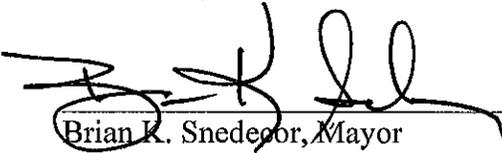
Presented by me to the Mayor of the City of Hobart, Indiana, for his approval and signature this

4th day of December, 2013 at 6:45 o'clock P.M.

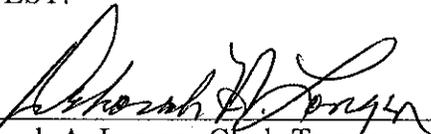


Deborah A. Longer, Clerk-Treasurer

APPROVED and SIGNED by me, the Mayor of the City of Hobart, this 4th day of
December, 2013.


Brian K. Snedcor, Mayor

ATTEST:


Deborah A. Longer, Clerk-Treasurer