

| 2002 COMMISSIONERS' ORDINANCES | NUMBER | DATE |
|--|------------|---------|
| ZA-264/WA 01-06 Herschel & Nancy Kutz from I-2 to C-4 1.5 acres Washington Twp. | 2002-01 | 1-7-02 |
| ZA-264/WA 01-08 Republic Development Co from R-A(R-1) to R-B(R-2) Washington Township | 2002-02 | 1-7-02 |
| Amendment to HC zoning Ordinance Chapter 2 - 2.02 Definitions (77) (2.) TZA 01-04 | 2002-03 | 1-22-02 |
| TZA-01-01 Amendment to HC zoning Ordinance 6.07 - Information Mfg. by Town | 2002-04 | 1-22-02 |
| Ordinance to Provide for the Collection of Bad Check Service Fees by County Office | 2002-05 | 2-19-02 |
| Ordinance Establishing an Arimate Processing Fee for the HC Sheriff's Office | 2002-06 | 3-11-02 |
| Ordinance amending HC Subdivision Control Ordinance by Amending Section 2.02 (121) Definitions - Subdivision | 2002-07 | 4-15-02 |
| Amendment to zoning Ordinance - Chapter 202 (257) Definitions - Subdivision | 2002-08 | 4-15-02 |
| ZA-277/ER 02-01 from R-A to AG-B Dale Bunch, Eee River Township | 2002-09 | 5-6-02 |
| ZA-279/CE 02-01 from RA to GB .77 acres Bradley & Carla Gregory, Centur Township | 2002-10 | 5-6-02 |
| ZA-280/LN 02-02 from RA to AG GB Bryan & Vickie Coleman Union Township | 2002-11 | 5-6-02 |
| Amendment to HC zoning ordinance by amending Chapter 58.03 (6) Fences, Walls, Hedges | 2002-12 | 5-20-02 |
| Amendment to zoning Ordinance Chapter 40 TZA 02-04 Sec 40.02 (E) Salvage Yards Chapter 32 Sec 32.04 | 2002-13 | 6-24-02 |
| TZA 02-05 Special Exceptions Use Permit Chapter 3, Sec 3.09 Expiration | 2002-14 | 6-24-02 |
| TZA 02-07 Improvement Location Permit Chapter 60, Sec 60.05 | 2002-15 | 6-24-02 |
| TZA 02-09 Prohibited Signs Chapter 99, Section 99.03(1) | 2002-16 | 6-24-02 |
| TZA 02-11 Remedies Chapter 2, Sec 2.02(89) | 2002-17 | 6-24-02 |
| TZA-02-12 Definitions Chapter 2, Section 2.02(243Q) | 2002-18 | 6-24-02 |
| TZA-02-13 Definitions Chapter 2, Sec 2.02(243R) | 2002-19 | 6-24-02 |
| TZA-02-14 Definitions Chapter 14, Sec 14.04(G) | 2002-20 | 6-24-02 |
| TZA-02-16 Special Exceptions Uses Permit Chapter 16, Section 16.04(H) | 2002-21 | 6-24-02 |
| TZA 02-18 Special Exception Uses Permit Chapter 58, Sec 58.05 | 2002-22 | 6-24-02 |
| TZA 02-19 Swimming Pools Chapter 60 Sec 60.02(A) | 2002-23 | 6-24-02 |
| TZA 02-20 Advertising Signs Chapter 60, Sec 60.08(E) minimum | 2002-24 | 6-24-02 |
| TZA-02-21 Advertising Signs for Sale Real Estate for | 2002-25 | 6-24-02 |
| Amendment to 2000-011 | 2000-011 A | |
| ZA 235/LN 00-03 ZA-235/LN 02-01 | | |

2002

| | | |
|--|---------|----------|
| Chapter 60, Sec 60.04 (F)(1)(e) | | |
| TZA 02-22 Exempt Signs Chapter 60, Section 60.04(N) | 2002-26 | 6-24-02 |
| TZA 02-23 Exempt Signs Chapter 60, Section 60.04(N) | 2002-27 | 6-24-02 |
| TZA 02-24 Off Premise Advertising Signs Ordinance amending the HC Planning & Bldg. Dept's Uniform Fee Schedule | 2002-28 | 6-24-02 |
| ZA-283 / BRO2-02 zoning amendment from OB to GB Darvy & Margaret Scott | 2002-29 | 7-22-02 |
| TZA 02-01 Amendment to zoning ordinance Chapter 28 Sec 28.04 (A) (B.5) | 2002-30 | 7-22-02 |
| TZA 02-06 Amendment to zoning ordinance Chapter 2 Definitions, Sec 202 (148) ^{Proposed} Vehicle | 2002-31 | 7-22-02 |
| ZA 284 / WA 02-03 Clarion | 2002-32 | 7-22-02 |
| ZA-281 / WA 02-02 Amendment changing from R-A (15,000) to RB Single Family 12,500 | 2002-33 | 8-12-02 |
| Vacate Alley in Reno Christine Berry | 2002-34 | 9-3-02 |
| Amendment to Subdivision Control Ordinance Chapter 3, Section 3.18 Minor Subdivision Procedure | 2002-35 | 9-16-02 |
| ZA-286 / WA 02-04 Clarion change from RA to GB .89 acres 100N + 1050 E | 2002-36 | 9-16-02 |
| ZA-285 / KE 02-02 Matthew Burkert from MI to RA | 2002-37 | 10-7-02 |
| ZA-287 / CE 02-03 Darvy & Nancy Maden from PDD & RSS | 2002-38 | 10-7-02 |
| Ordinance Vacating alley Town of Bellville Dale Herron & Thelma Hankerrin | 2002-39 | 10-7-02 |
| TZA 02-17 Amendment to HC zoning ordinance - Chapter 14 RA Single Family | 2002-40 | 10-7-02 |
| Amendment to P & B 2002 Uniform Fee Schedule | 2002-41 | 10-21-02 |
| Awards & Employee Recognition Dinner | 2002-42 | 10-21-02 |
| ZA-290 / BR 02-05 Omni Point Holdings 16.05 Development Standards (Harky Property) | 2002-43 | 11-12-02 |
| ZA-289 / BR 02-04 to amend to PUD from R-A Denied | 2002-44 | 11-18-02 |
| TZA 02-25 Amendment to ZO Chapter 16 RB Single Family Section 16.05(A) | 2002-45 | 12-2-02 |
| Ordinance for Weight Restrictions on Certain County Rds | 2002-46 | 12-2-02 |
| ZA-292 / LB 02-01 Thomas Prince | 2002-47 | 12-9-02 |
| | 2002-48 | 12-23-02 |
| | 2002-49 | |
| | 2002-50 | |
| | 2002-51 | |

ORDINANCE NO. 2002-01

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM **WI: WHOLESALE INDUSTRIAL DISTRICT**, TO **GB: GENERAL BUSINESS DISTRICT**. COMMONLY KNOWN AS **ZA-264/WA01-06: HERSCHEL & NANCY KIRK, WASHINGTON TOWNSHIP, PARCEL TOTALING 1.5 ACRES, LOCATED ON THE SOUTHEAST CORNER OF U.S. HIGHWAY 36 AND SHELTON DRIVE.**

SECTION 1. Be it ordained by the Board of Commissioners of the County of Hendricks, Indiana, that the Zoning Ordinance (2001-24) adopted on the 5th day of November on the year 2001, be amended so as to include in the GB: General Business District, the following described real estate located in the County of Hendricks, Indiana, namely: ZA-264/WA01-06: Herschel & Nancy Kirk, S7-T15-R2E, 1.5 acres, Washington Township, located on the southeast corner of U.S. Highway 36 and Shelton Drive.

SECTION 2. All building or uses permitted and placed upon the described real estate shall fully conform with all the provisions of the County of Hendricks Zoning Ordinance and shall have obtained the proper permits.

SECTION 3. As inducement for this Zoning Map Amendment, all terms and conditions found in "Exhibit A," attached hereto and made a part hereof, and the Hendricks County Board of Commissioners having relied on those stipulations and required certain conditions of its own, does hereby adopt "Exhibit A" as a part of this Ordinance.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage by the County Commissioners.

Approved by the Board of County Commissioners of Hendricks County, Indiana, the 7th day of January, 2002.

Board of Commissioners

Steven L. Ostermeier
Steven L. Ostermeier

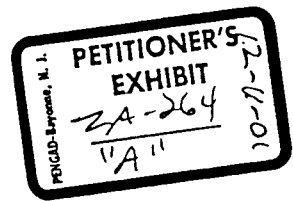
Linda Palmer
Linda Palmer

J. D. Clampitt
J. D. Clampitt

Attest:

Nancy Marsh
Nancy Marsh, Auditor

ZA-264/WA01-06
Herschel & Nancy Kirk



Written restrictions on building size for particular uses:

| | Use | Square Foot Limitation |
|----|-------------------------------------|------------------------|
| 1. | Retail Businesses | 19,500 sq. ft. |
| 2. | Offices, Professional and Business | 19,500 sq. ft. |
| 3. | Personal Services | 19,500 sq. ft. |
| 4. | Professional Services | 19,500 sq. ft. |
| 5. | Service Businesses | 19,500 sq. ft. |
| 6. | Financial Institutions | 5,400 sq. ft. |
| 7 | 4 Restaurants, Fast Food | 2,250 sq. ft. |

ORDINANCE NO. 2002-02

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM R-A: SINGLE FAMILY (15,000) RESIDENTIAL DISTRICT TO R-B: SINGLE FAMILY (12,500) RESIDENTIAL DISTRICT. COMMONLY KNOWN AS ZA-267/WA01-08: REPUBLIC DEVELOPMENT CO., WASHINGTON TOWNSHIP, PARCEL TOTALING 118.4 ACRES, LOCATED ON THE NORTH SIDE OF COUNTY ROAD 200 NORTH, 0.50 MILE EAST OF COUNTY ROAD 800 EAST.

SECTION 1. Be it ordained by the Board of Commissioners of the County of Hendricks, Indiana, that the Zoning Ordinance (2001-24) adopted on the 5th day of November on the year 2001, be amended so as to include in the R-B: Single Family (12,500) Residential District the following described real estate located in the County of Hendricks, Indiana, namely: ZA-267/WA01-08: Republic Development Co., S25-T16-R1E, 118.4 acres, Washington Township, located on the north side of County Road 200 North, 0.50 mile east of County Road 800 East.

SECTION 2. All building or uses permitted and placed upon the described real estate shall fully conform with all the provisions of the County of Hendricks Zoning Ordinance and shall have obtained the proper permits.

SECTION 3. As inducement for this Zoning Map Amendment, all terms and conditions found in "Exhibit A." attached hereto and made a part hereof, and the Hendricks County Board of Commissioners having relied on those stipulations and required certain conditions of its own, does hereby adopt Exhibit "A" as a part of this Ordinance.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage by the County Commissioners.

Approved by the Board of County Commissioners of Hendricks County, Indiana, the 7th day of January, 2002.

Board of Commissioners

Steven L. Ostermeier
Steven L. Ostermeier

Linda Palmer
Linda Palmer

J.D. Clampitt
J.D. Clampitt

Attest:

Nancy Marsh
Nancy Marsh, Auditor

EXHIBIT "A"
REVISED ZONING COMMITMENTS
REPUBLIC DEVELOPMENT PETITION
ZA-267/WA-01-08
Revised 12/4/01

RECEIVED
DEC 04 2001
HENDRICKS COUNTY
PLAN COMMISSION

Below is a revised list of development standards to be included with the application. The Petitioner hereby makes the following commitments:

1. Density will not exceed 2.3 units per acre.
2. Minimum sq. ft. of homes
 - 1 story - 1,400
 - 2 story - 1,800
3. Each home will have the following minimum landscaping installed at the time of home construction: Front yard sodded; side and rear yards sodded or seeded, minimum of two 2 ½" caliper deciduous or 6' tall evergreen trees planted in the front yard, minimum of 8 bushes or shrubs planted in the front yard.
4. All homes shall have dusk to dawn carriage lights or yard lights.
5. All homes shall have a minimum of a 2 car attached garage.
6. Brick shall be required on 50% of the front elevation (excluding doors, windows and garage doors) of at least 90% of the homes.
7. Common areas with water features, open space and/or recreational areas shall comprise a minimum of 7 ½% of the project acreage.
8. A homeowners' association shall be established for the maintenance of all common areas, common amenities, lakes and entry monumentation and landscaping.
9. No above ground pools or chain link fences shall be permitted.
10. All lots abutting County Road 200 North shall be a minimum 15,000 square feet and shall have a first story brick wrap.
11. All homes adjoining the two existing residences along the north side of 200 North shall have a first story brick wrap.
12. Screening shall be provided between the new development and the rear and eastern side property line of the westernmost residence abutting the

subdivision along the north side of County Road 200 North. The screening will be mounding approximately 4' in height and landscaping including but not limited to trees of at least 2 1/2" caliper at no greater than 30' on center.

13. Any common areas immediately adjacent to the existing 2 residences will be passive in nature and not include any community recreational facilities.
14. Stub streets to the east, west and north will be provided.
15. Divided entryways from 200N will be provided.
16. Sidewalks will be provided along CR200N.
17. Common recreational areas with amenities and/or trails will be provided.
18. Appropriate right-of-way and setbacks will be provided along 200N to allow widening for future county needs.
19. Mailboxes will be clustered in the cul-de-sacs, if permitted by the U.S. postal service.
20. A minimum five foot tree plot between the sidewalk and street will be provided whenever practical.
21. Utility easements will be put on the building side of the sidewalk wherever practical to allow for trees to be planted in the tree plot.
22. Maximum length of cul-de-sacs – 600'.
23. If a detention pond is used as credit for open space, a four to one bank slope will be used.
24. Any home rear-abutting County Road 200 North will include a mounding and landscaping buffer.

ORDINANCE NO. 2002-03

AN AMENDMENT TO THE HENDRICKS COUNTY ZONING ORDINANCE BY AMENDING
CHAPTER 2 – 2.02 DEFINITIONS (77.)(2.)

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana adopted the Hendricks County Zoning Ordinance on November 5, 2001 and which became effective November 5, 2001;

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Zoning Ordinance be amended as to Chapter 2 – 2.02 Definitions (77.)(2.);

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment (TZA01-04) and voted to forward a favorable recommendation to the County Commissioners;

WHEREAS, the County Commissioners have received and reviewed the Plan Commission's report, have considered the Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety and convenience of the people of Hendricks County; and

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HENDRICKS COUNTY, INDIANA AS FOLLOWS:

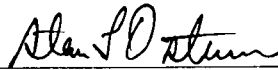
Chapter 2 – Definitions

Remove:

2.02 (77.)(2.) Installing a manufactured home on a site, preparing a site for a manufactured home, or installing a recreational vehicle on a site for more than one hundred eighty (180) days.

APPROVED by the Board of Commissioners of Hendricks County, Indiana this 22nd day of January, ~~2002~~ 2002.

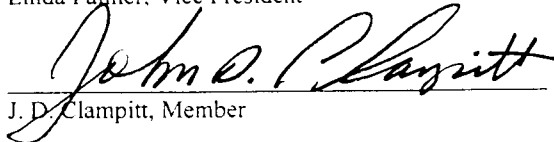
BOARD OF COMMISSIONERS



Steven Ostermeier, President

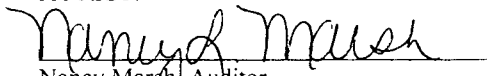


Linda Palmer, Vice President



J. D. Clampitt, Member

ATTEST:


Nancy Marsh, Auditor

ORDINANCE NO. 2002-04

**AN AMENDMENT TO THE HENDRICKS COUNTY ZONING ORDINANCE BY
AMENDING SECTION 6.07: INFORMATION MEETING BY TOWN**

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana adopted the Hendricks County Zoning Ordinance on November 5, 2001 and which became effective November 5, 2001;

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Zoning Ordinance be amended as to Section 6.07: Information Meeting by Town;

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment (TZA01-01) and voted to forward a favorable recommendation to the County Commissioners;

WHEREAS, the County Commissioners have received and reviewed the Plan Commission's report, have considered the Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety and convenience of the people of Hendricks County; and

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY
COMMISSIONERS OF HENDRICKS COUNTY, INDIANA AS FOLLOWS:**

Section 6.07 INFORMATION MEETING BY TOWN

A town legislative body or its designated body may conduct a meeting with an applicant or its representative within 30 days following the date the applicant has filed an application to be heard before the Hendricks County Area Plan Commission. Said application should effect any zoning district change or a development plan involving more than 50 acres and/or more than 200 units is to occur. The town must, by resolution, notify the Hendricks County Area Plan Commission of its intent to accept participation in the process as outlined in this section.

See the following chart to refer to the appropriate town for which an information meeting would be held.

| TOWN | TOWNSHIP |
|------------|------------|
| Avon | Washington |
| Brownsburg | Brown |
| Brownsburg | Lincoln |
| Danville | Center |
| Lizton | Union |
| Pittsboro | Middle |
| Plainfield | Guilford |

The town may determine whether it elects to conduct this meeting for each application that qualifies under this section. If a meeting is conducted comments and minutes of this meeting shall be forwarded to the Hendricks County Area Plan Commission and its staff.

This is not a public hearing. Pursuant to Indiana Code the public hearing will be conducted by the Hendricks County Area Plan Commission.

APPROVED by the Board of Commissioners of Hendricks County, Indiana
this 27th day of January, ~~2001~~ 2002.

BOARD OF COMMISSIONERS

Steven Ostermeier
Steven Ostermeier, President

Linda Palmer
Linda Palmer, Vice President

J. D. Clampitt
J. D. Clampitt, Member

ATTEST:

Nancy Marsh
Nancy Marsh, Auditor

AN ORDINANCE TO PROVIDE FOR THE COLLECTION OF
BAD CHECK SERVICE FEES BY COUNTY OFFICES

WHEREAS, checks which are issued to Hendricks County and its officials in connection with county business which are returned for insufficient funds, stop payment, or account closed create administrative costs which should not have to be paid by the taxpayers of Hendricks County; and,

NOW, THEREFORE BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY, INDIANA, AS FOLLOWS:

SECTION I. BAD CHECK SERVICE CHARGE.

Service Charge. Whenever any person, firm, corporation or partnership shall present a check to any county office or county official or employee in payment of any tax, fee, fine or other charge in connection with official county business and whenever such check shall be returned to the County after deposit because of insufficient funds, stop payment or account closed, such person, firm, corporation, or partnership shall pay a service charge of Twenty Dollars (\$20.00) to cover the additional administrative cost necessary to process such check. Such service charge shall be in addition to the amount necessary to cover the funds represented by such check.

SECTION II. REPEALER.

All ordinances or parts thereof in conflict with this ordinance shall be repealed to the extent of such conflict.

SECTION III. SEVERABILITY.

If any part of this Ordinance shall be held invalid, such part shall be deemed severable and the invalidity thereof shall not affect the remaining parts of the Ordinance.

SECTION IV. EFFECTIVE DATE.

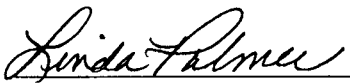
Effective date of this Ordinance shall be in full force and effect from and after its date of passing.

PASSED AND ADOPTED BY THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY, INDIANA, ON THE 19th DAY OF February, 2002.

BOARD OF COMMISSIONERS OF
HENDRICKS COUNTY, INDIANA



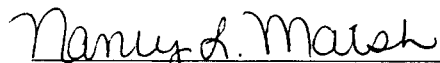
Steve Ostermier, President



Linda Palmer, Vice-President

John D. Clampitt, Member

ATTEST:


Nancy L. Marsh, Auditor

Nancy

ORDINANCE NO: 2002-06

AN ORDINANCE ESTABLISHING AN INMATE PROCESSING FEE FOR THE HENDRICKS COUNTY SHERIFF'S OFFICE

WHEREAS, The Hendricks County Sheriff's Office, ("Sheriff"), processes inmates into and out of the Hendricks County Jail and expends a great deal of time and resources to accomplish this task, and should properly be defrayed by a fee.

WHEREAS, The Hendricks County Board of Commissioners, ("Commissioners"), does not believe that the imposition of such a fee should be mandated in situations in which the person may be indigent, the Sheriff of Hendricks County shall have the authority to waive this fee.

NOW, THEREFORE BE IT HEREBY ORDAINED that effective MAY 1ST, 2002, the Sheriff shall assess a twenty-five dollar (\$25.00) processing fee each time a person is processed into the Hendricks County Jail.

NOW, THEREFORE BE IT HEREBY ORDAINED by the Commissioners of Hendricks County that the processing fee shall be collected before the inmate is released from jail or the fee shall be deducted from the inmate's jail commissary fund. These funds shall further be deposited into the Hendricks County General Fund.

This Ordinance shall be included in the Hendricks County, Indiana Code of Ordinance.

This Ordinance shall be in full force and effect from and after the date that it is adopted by a majority of the Board of Commissioners of Hendricks County and signed by its President.

Adopted this 11TH day of MARCH, 2002.

Alan S. Coleman

John O. Clayrist

Nancy R. Marsh
Attested: Nancy Marsh, Auditor
Hendricks County, Indiana

ORDINANCE NO. 2002-07

AN ORDINANCE AMENDING THE HENDRICKS COUNTY INDIANA SUBDIVISION CONTROL ORDINANCE BY AMENDING SECTION 2.02 (121.) DEFINITIONS - SUBDIVISION.

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana, adopted the Hendricks County Subdivision Control Ordinance on May 27, 1997;

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Subdivision Control Ordinance be amended by changing Section 2.02 (121.) DEFINITIONS - SUBDIVISION.

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment (TSA02-01) and voted to forward a favorable recommendation to the County Commissioners; and

WHEREAS, the County Commissioners have received and reviewed the Plan Commission's report, have considered the Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety and convenience of the people of Hendricks County.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HENDRICKS COUNTY, INDIANA AS FOLLOWS:


2.02 DEFINITIONS

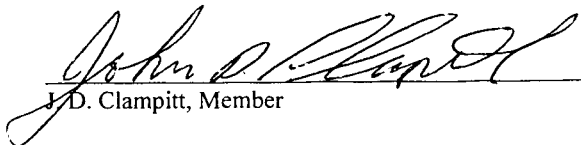
121. SUBDIVISION: The division of a parcel of land (recorded after April 21, 1997) into two (2) or more lots, parcels, sites, units, plats, or interests for the purpose of offer, sale, lease, or development, either on the installment plan or upon any and all other plans, terms, and conditions, including resubdivision. Subdivision includes the division of development of land opened for residential and non-residential uses, whether by deed, metes and bounds description, devise, intestacy, lease, map, plat, or other recorded instrument.

Approved by the Board of County Commissioners of Hendricks County, Indiana, this 15th day of April, 2002.

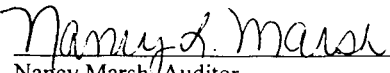
BOARD OF COMMISSIONERS


Steven Ostermeier, President


Linda Palmer, Vice President


J.D. Clampitt, Member

ATTEST:


Nancy Marsh, Auditor

9 Nancy

ORDINANCE NO. 2002-08

AN AMENDMENT TO THE HENDRICKS COUNTY ZONING ORDINANCE BY AMENDING
CHAPTER 2.02 (257.) DEFINITION - SUBDIVISION

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana adopted the Hendricks County Zoning Ordinance on November 5, 2001 and which became effective November 5, 2001;

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Zoning Ordinance be amended as to Chapter 2.02 (257.) Definition - Subdivision.

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment (TZA02-02) and voted to forward a favorable recommendation to the County Commissioners;

WHEREAS, the County Commissioners have received and reviewed the Plan Commission's report, have considered the Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety and convenience of the people of Hendricks County; and

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HENDRICKS COUNTY, INDIANA AS FOLLOWS:

2.02 DEFINITIONS

257. SUBDIVISION: The division of a parcel of land (recorded after April 21, 1997) into two (2) or more lots, parcels, sites, units, plats, or interests for the purpose of offer, sale, lease, or development, either on the installment plan or upon any and all other plans, terms, and conditions, including resubdivision. Subdivision includes the division of development of land opened for residential and nonresidential uses, whether by deed, metes and bounds description, devise, intestacy, lease, map, plat, or other recorded instrument.

APPROVED by the Board of Commissioners of Hendricks County, Indiana this 15th day of April, 2002.

BOARD OF COMMISSIONERS

Steven J. Ostermeier
Steven Ostermeier, President

Linda Palmer
Linda Palmer, Vice President

J. D. Clampitt
J. D. Clampitt, Member

ATTEST:

Nancy A. Marsh
Nancy Marsh, Auditor

ORDINANCE NO. 2002-09

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM R-A: SINGLE FAMILY (15,000) RESIDENTIAL DISTRICT, TO AG-B: AGRICULTURAL BUSINESS DISTRICT. COMMONLY KNOWN AS ZA-277/ER02-01: DALE A. BUNCH, EEL RIVER TOWNSHIP, PARCEL TOTALING 27.31 ACRES, LOCATED ON THE NORTH SIDE OF STATE ROAD 236, 0.40 MILE EAST OF COUNTY ROAD 550 WEST.

SECTION 1. Be it ordained by the Board of Commissioners of the County of Hendricks, Indiana, that the Zoning Ordinance (2001-24) adopted on the 5th day of November on the year 2001, be amended so as to include in the AG-B: Agricultural Business District, the following described real estate located in the County of Hendricks, Indiana, namely: ZA-280/UN02-02: Bryan & Vickie Coleman, S5-T16-R1W, 20.00 acres, Union Township, located on the north side of County Road 625 North, 0.50 mile west of State Road 39.

SECTION 2. All building or uses permitted and placed upon the described real estate shall fully conform with all the provisions of the County of Hendricks Zoning Ordinance and shall have obtained the proper permits.

SECTION 3. As inducement for this Zoning Map Amendment, all terms and conditions found in "Exhibit A," attached hereto and made a part hereof, and the Hendricks County Board of Commissioners having relied on those stipulations and required certain conditions of its own, does hereby adopt Exhibit "A" as a part of this Ordinance.

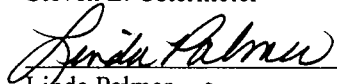
SECTION 4. This Ordinance shall be in full force and effect from and after its passage by the County Commissioners.

Approved by the Board of County Commissioners of Hendricks County, Indiana, the 6th day of May, 2002.

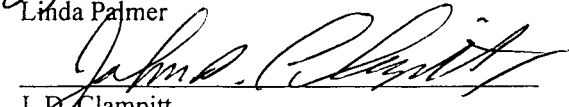
Board of Commissioners



Steven L. Ostermeier

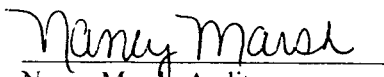


Linda Palmer



J. D. Clampitt

Attest:



Nancy Marsh, Auditor

ORDINANCE NO. 2002-10

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM RA: SINGLE FAMILY (15,000) RESIDENTIAL DISTRICT, TO GB: GENERAL BUSINESS DISTRICT. COMMONLY KNOWN AS ZA-279/CE02-01: BRADLEY G. & CARLA GREGORY, CENTER TOWNSHIP, PARCEL TOTALING .77 ACRES, LOCATED ON THE NORTH SIDE OF EAST MAIN STREET, 0.39 MILE EAST OF COUNTY ROAD 300 EAST.

SECTION 1. Be it ordained by the Board of Commissioners of the County of Hendricks, Indiana, that the Zoning Ordinance (2001-24) adopted on the 5th day of November on the year 2001, be amended so as to include in the GB: General Business District, the following described real estate located in the County of Hendricks, Indiana, namely: ZA-279/CE02-01: Bradley G. & Carla Gregory, S6-T15-R1E, .77 acres, Center Township, located on the north side of East Main Street, 0.39 mile east of County Road 300 East.

SECTION 2. All building or uses permitted and placed upon the described real estate shall fully conform with all the provisions of the County of Hendricks Zoning Ordinance and shall have obtained the proper permits.

SECTION 3. As inducement for this Zoning Map Amendment, all terms and conditions found in "Exhibit A," attached hereto and made a part hereof, and the Hendricks County Board of Commissioners having relied on those stipulations and required certain conditions of its own, does hereby adopt Exhibit "A" as a part of this Ordinance.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage by the County Commissioners.

Approved by the Board of County Commissioners of Hendricks County, Indiana, the 6th day of May, 2002.

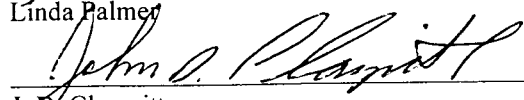
Board of Commissioners



Steven L. Ostermeier

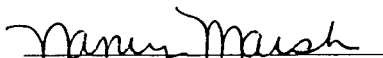


Linda Palmer



J. D. Clampitt

Attest:



Nancy Marsh, Auditor

ORDINANCE NO. 2002-11

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM RA: SINGLE FAMILY (15,000) RESIDENTIAL DISTRICT, TO AG-B: AGRICULTURAL BUSINESS DISTRICT. COMMONLY KNOWN AS ZA-280/UN02-02: BRYAN & VICKIE COLEMAN, UNION TOWNSHIP, PARCEL TOTALING 20.00 ACRES, LOCATED ON THE NORTH SIDE OF COUNTY ROAD 625 NORTH, 0.50 MILE WEST OF STATE ROAD 39.

SECTION 1. Be it ordained by the Board of Commissioners of the County of Hendricks, Indiana, that the Zoning Ordinance (2001-24) adopted on the 5th day of November on the year 2001, be amended so as to include in the AG-B: Agricultural Business District, the following described real estate located in the County of Hendricks, Indiana, namely: ZA-280/UN02-02: Bryan & Vickie Coleman, S5-T16-R1W, 20.00 acres, Union Township, located on the north side of County Road 625 North, 0.50 mile west of State Road 39.

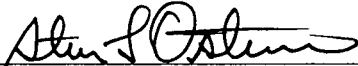
SECTION 2. All building or uses permitted and placed upon the described real estate shall fully conform with all the provisions of the County of Hendricks Zoning Ordinance and shall have obtained the proper permits.

SECTION 3. As inducement for this Zoning Map Amendment, all terms and conditions found in "Exhibit A," attached hereto and made a part hereof, and the Hendricks County Board of Commissioners having relied on those stipulations and required certain conditions of its own, does hereby adopt Exhibit "A" as a part of this Ordinance.

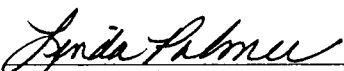
SECTION 4. This Ordinance shall be in full force and effect from and after its passage by the County Commissioners.

Approved by the Board of County Commissioners of Hendricks County, Indiana, the 6th day of May, 2002.

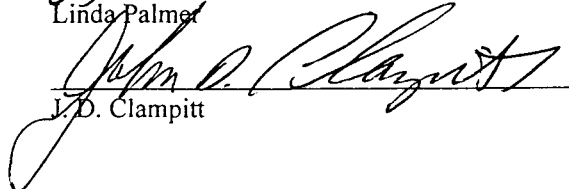
Board of Commissioners



Steven L. Ostermeier

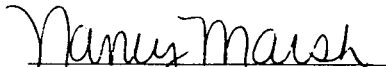


Linda Palmer



J.D. Clampitt

Attest:



Nancy Marsh, Auditor

ORDINANCE NO. 2002-12

AN AMENDMENT TO THE HENDRICKS COUNTY ZONING ORDINANCE BY AMENDING
CHAPTER 58.03 (G) FENCES, WALLS AND HEDGES

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana adopted the Hendricks County Zoning Ordinance on November 5, 2001 and which became effective November 5, 2001;

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Zoning Ordinance be amended as to Chapter 58.03 (G) Fences, Walls and Hedges;

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment (TZA02-03) and voted to forward a favorable recommendation to the County Commissioners;

WHEREAS, the County Commissioners have received and reviewed the Plan Commission's report, have considered the Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety and convenience of the people of Hendricks County; and

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY
COMMISSIONERS OF HENDRICKS COUNTY, INDIANA AS FOLLOWS:

58.03 (G) Fences, Walls & Hedges

Remove:

G. Permits


With the exception of privacy fences, no fence shall require a fence permit. Privacy fences shall provide a description as to the location and type of material to the Building Commissioner prior to issuance of a permit.

APPROVED by the Board of Commissioners of Hendricks County, Indiana this 20th day
of May, 2002.

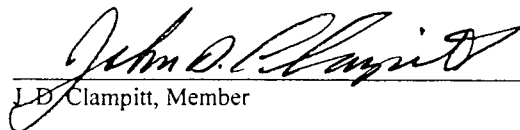
BOARD OF COMMISSIONERS



Steven Ostermeier, President



Linda Palmer, Vice President



J.D. Clampitt, Member

ATTEST:



Nancy Marsh, Auditor

ORDINANCE NO. 2002-13

AN AMENDMENT TO THE HENDRICKS COUNTY ZONING ORDINANCE BY AMENDING
CHAPTER 40 – 40.02 (E.)

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana adopted the Hendricks County Zoning Ordinance on November 5, 2001 and which became effective November 5, 2001;

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Zoning Ordinance be amended as to Chapter 40 – 40.02 (E.);

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment (TZA02-04) and voted to forward a favorable recommendation to the County Commissioners;

WHEREAS, the County Commissioners have received and reviewed the Plan Commission's report, have considered the Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety and convenience of the people of Hendricks County; and

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HENDRICKS COUNTY, INDIANA AS FOLLOWS:

REMOVE:

40.02 PRINCIPAL USES PERMITTED

E. Salvage Yards

APPROVED by the Board of Commissioners of Hendricks County, Indiana this 24th day of June, 2002.

BOARD OF COMMISSIONERS

Steven J. Ostermeier
Steven Ostermeier, President

Linda Palmer
Linda Palmer, Vice President

J. D. Clampitt, Member

ATTEST:

Nancy Marsh
Nancy Marsh, Auditor

ORDINANCE NO. 2002-14

AN AMENDMENT TO THE HENDRICKS COUNTY ZONING ORDINANCE BY AMENDING
CHAPTER 32 -32.04 SPECIAL EXCEPTION USES PERMITTED

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana adopted the Hendricks County Zoning Ordinance on November 5, 2001 and which became effective November 5, 2001;

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Zoning Ordinance be amended as to Chapter 32 -32.04 EXCEPTION USES PERMITTED);

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment (TZA02-05) and voted to forward a favorable recommendation to the County Commissioners;

WHEREAS, the County Commissioners have received and reviewed the Plan Commission's report, have considered the Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety and convenience of the people of Hendricks County; and

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HENDRICKS COUNTY, INDIANA AS FOLLOWS:


INCLUDE:

32.04 SPECIAL EXCEPTION USES PERMITTED

C. Recycling Facility

APPROVED by the Board of Commissioners of Hendricks County, Indiana this 24th day of June, 2002.

BOARD OF COMMISSIONERS



Steven Ostermeier, President



Linda Palmer, Vice President

J. D. Clampitt, Member

ATTEST:



Nancy Marsh, Auditor

ORDINANCE NO. 2002-15

AN AMENDMENT TO THE HENDRICKS COUNTY ZONING ORDINANCE BY AMENDING
CHAPTER 3 – 3.09 Expiration of Improvement Location Permit

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana adopted the Hendricks County Zoning Ordinance on November 5, 2001 and which became effective November 5, 2001;

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Zoning Ordinance be amended as to Chapter 3 – 3.09 Expiration of Improvement Location Permit;

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment (TZA02-07) and voted to forward a favorable recommendation to the County Commissioners;

WHEREAS, the County Commissioners have received and reviewed the Plan Commission's report, have considered the Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety and convenience of the people of Hendricks County; and

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HENDRICKS COUNTY, INDIANA AS FOLLOWS:


3.09 EXPIRATION OF IMPROVEMENT LOCATION PERMIT

Shall be amended to read:

If the work described in any Improvement Location Permit has not been completed within two (2) years from the date of issuance, the permit shall expire. If the first required inspection has not been approved for the work described in any Improvement Location Permit within one (1) year from the date of issuance, the permit shall expire. One (1) extension, for either the start or completion time frame, may be granted by the Building Commissioner for good cause shown by the applicant. The extension shall not exceed six (6) months in time.

APPROVED by the Board of Commissioners of Hendricks County, Indiana this 24th day of June, 2002

BOARD OF COMMISSIONERS


Steven Ostermeier, President


Linda Palmer, Vice President

J. D. Clampitt, Member

ATTEST:


Nancy Marsh, Auditor

ORDINANCE NO. 2002-16

AN AMENDMENT TO THE HENDRICKS COUNTY ZONING ORDINANCE BY AMENDING
CHAPTER 60 – 60.05 PROHIBITED SIGNS

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana adopted the Hendricks County Zoning Ordinance on November 5, 2001 and which became effective November 5, 2001;

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Zoning Ordinance be amended as to Chapter 60 – 60.05 Prohibited Signs;

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment (TZA02-09) and voted to forward a favorable recommendation to the County Commissioners;

WHEREAS, the County Commissioners have received and reviewed the Plan Commission's report, have considered the Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety and convenience of the people of Hendricks County; and

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HENDRICKS COUNTY, INDIANA AS FOLLOWS:

60.05 PROHIBITED SIGNS

Add:

L. Roof sign(s)

APPROVED by the Board of Commissioners of Hendricks County, Indiana this 24th day of June, 2002.

BOARD OF COMMISSIONERS


Steven Ostermeier, President


Linda Palmer, Vice President

J. D. Clampitt, Member

ATTEST:


Nancy Marsh, Auditor

ORDINANCE NO 2002-17

AN AMENDMENT TO THE HENDRICKS COUNTY ZONING ORDINANCE BY AMENDING
CHAPTER 99 – 99.03 B (1) REMEDIES

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana adopted the Hendricks County Zoning Ordinance on November 5, 2001 and which became effective November 5, 2001;

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Zoning Ordinance be amended as to Chapter 99 – 99.03 B (1) Remedies;

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment (TZA02-11) and voted to forward a favorable recommendation to the County Commissioners;

WHEREAS, the County Commissioners have received and reviewed the Plan Commission's report, have considered the Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety and convenience of the people of Hendricks County; and

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HENDRICKS COUNTY, INDIANA AS FOLLOWS:

99.03 B (1) REMEDIES

Amended to read:

B (1). The statement is made for the purpose of misleading any member of the Plan Commission, Board of Zoning Appeals, Board of Commissioners or any County Official into performing any duty or making any determination required under this Ordinance.

APPROVED by the Board of Commissioners of Hendricks County, Indiana this 24th day of June, 2002.

BOARD OF COMMISSIONERS



Steven Ostermeier, President



Linda Palmer, Vice President

J. D. Clampitt, Member

ATTEST:



Nancy Marsh, Auditor

ORDINANCE NO. 2002-18

AN AMENDMENT TO THE HENDRICKS COUNTY ZONING ORDINANCE BY AMENDING
CHAPTER 2 – 2.02 (89.)

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana adopted the Hendricks County Zoning Ordinance on November 5, 2001 and which became effective November 5, 2001;

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Zoning Ordinance be amended as to Chapter 2 – 2.02 (89.);

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment (TZA02-12) and voted to forward a favorable recommendation to the County Commissioners;

WHEREAS, the County Commissioners have received and reviewed the Plan Commission's report, have considered the Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety and convenience of the people of Hendricks County; and

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HENDRICKS COUNTY, INDIANA AS FOLLOWS:

89. DWELLING, SINGLE FAMILY: A building containing one dwelling unit and that is not attached to any other dwelling by any means and is surrounded by open space or yards. This definition includes Manufactured Homes that are approved by the Indiana Residential Code (IRC).

APPROVED by the Board of Commissioners of Hendricks County, Indiana this 24th day of June, 2002.

BOARD OF COMMISSIONERS

Steven Ostermeier

Steven Ostermeier, President

Linda Palmer

Linda Palmer, Vice President

J. D. Clampitt, Member

ATTEST:

Nancy Marsh

Nancy Marsh, Auditor

ORDINANCE NO. 2002-19

AN AMENDMENT TO THE HENDRICKS COUNTY ZONING ORDINANCE BY AMENDING
CHAPTER 2 – 2.02 (243.) (Q.)

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana adopted the Hendricks County Zoning Ordinance on November 5, 2001 and which became effective November 5, 2001;

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Zoning Ordinance be amended as to Chapter 2 – 2.02 (243.) (Q.);

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment (TZA02-13) and voted to forward a favorable recommendation to the County Commissioners;

WHEREAS, the County Commissioners have received and reviewed the Plan Commission's report, have considered the Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety and convenience of the people of Hendricks County; and

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY
COMMISSIONERS OF HENDRICKS COUNTY, INDIANA AS FOLLOWS:

243. SIGN:

Q. Freestanding Sign: Any sign supported by structures or supports that are placed on, or anchored in, the ground and that are independent from any building or other structure. This definition includes restaurant menu board signs.

APPROVED by the Board of Commissioners of Hendricks County, Indiana this 24th day
of June, 2002.

BOARD OF COMMISSIONERS

Steven Ostermeier
Steven Ostermeier, President

Linda Palmer
Linda Palmer, Vice President

J. D. Clampitt, Member

ATTEST:

Nancy Marsh
Nancy Marsh, Auditor

ORDINANCE NO. 2002-20

AN AMENDMENT TO THE HENDRICKS COUNTY ZONING ORDINANCE BY AMENDING
CHAPTER 2 – 2.02 (243.) (U-1.)

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana adopted the Hendricks County Zoning Ordinance on November 5, 2001 and which became effective November 5, 2001;

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Zoning Ordinance be amended as to Chapter 2 – 2.02 (243.) (U-1.);

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment (TZA02-14) and voted to forward a favorable recommendation to the County Commissioners;

WHEREAS, the County Commissioners have received and reviewed the Plan Commission's report, have considered the Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety and convenience of the people of Hendricks County; and

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HENDRICKS COUNTY, INDIANA AS FOLLOWS:

243. SIGN:

U-1. Menu Board Sign: A permanently mounted and/or installed sign displaying the bill of fare for a drive-through restaurant. See "Freestanding Sign."

APPROVED by the Board of Commissioners of Hendricks County, Indiana this 24th day of June, 2002.

BOARD OF COMMISSIONERS

Steven J. Ostermeier
Steven Ostermeier, President

Linda Palmer
Linda Palmer, Vice President

J. D. Clampitt, Member

ATTEST:

Nancy Marsh
Nancy Marsh, Auditor

ORDINANCE NO. 2002-21

AN AMENDMENT TO THE HENDRICKS COUNTY ZONING ORDINANCE BY AMENDING
CHAPTER 14 – 14.04 (H.)

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana adopted the Hendricks County Zoning Ordinance on November 5, 2001 and which became effective November 5, 2001;

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Zoning Ordinance be amended as to Chapter 14 – 14.04 (H.);

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment (TZA02-16) and voted to forward a favorable recommendation to the County Commissioners;

WHEREAS, the County Commissioners have received and reviewed the Plan Commission's report, have considered the Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety and convenience of the people of Hendricks County; and

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HENDRICKS COUNTY, INDIANA AS FOLLOWS:

14.04 SPECIAL EXCEPTION USES PERMITTED

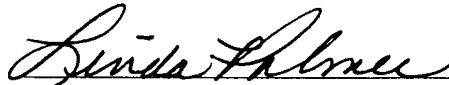
H. Dwelling, Mobile Home & Dwelling, Manufactured Housing (single unit);

APPROVED by the Board of Commissioners of Hendricks County, Indiana this 24th day of June, 2002.

BOARD OF COMMISSIONERS



Steven Ostermeier, President



Linda Palmer, Vice President

J. D. Clampitt, Member

ATTEST:


Nancy Marsh, Auditor

ORDINANCE NO. 2002-22

AN AMENDMENT TO THE HENDRICKS COUNTY ZONING ORDINANCE BY AMENDING
CHAPTER 16 – 16.04 (H.)

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana adopted the Hendricks County Zoning Ordinance on November 5, 2001 and which became effective November 5, 2001;

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Zoning Ordinance be amended as to Chapter 16 – 16.04 (H.);

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment (TZA02-18) and voted to forward a favorable recommendation to the County Commissioners;

WHEREAS, the County Commissioners have received and reviewed the Plan Commission's report, have considered the Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety and convenience of the people of Hendricks County; and

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY
COMMISSIONERS OF HENDRICKS COUNTY, INDIANA AS FOLLOWS:

16.04 SPECIAL EXCEPTION USES PERMITTED

H. Dwelling, Mobile Home & Dwelling, Manufactured Housing (single unit);

APPROVED by the Board of Commissioners of Hendricks County, Indiana this 24th day
of June, 2002.

BOARD OF COMMISSIONERS

Steven Ostermeier
Steven Ostermeier, President

Linda Palmer
Linda Palmer, Vice President

J. D. Clampitt, Member

ATTEST:

Nancy Marsh
Nancy Marsh, Auditor

ORDINANCE NO. 2002-23

AN AMENDMENT TO THE HENDRICKS COUNTY ZONING ORDINANCE BY AMENDING
CHAPTER 58 – 58.05

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana adopted the Hendricks County Zoning Ordinance on November 5, 2001 and which became effective November 5, 2001;

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Zoning Ordinance be amended as to Chapter 58 – (58.05);

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment (TZA02-19) and voted to forward a favorable recommendation to the County Commissioners;

WHEREAS, the County Commissioners have received and reviewed the Plan Commission's report, have considered the Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety and convenience of the people of Hendricks County; and

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HENDRICKS COUNTY, INDIANA AS FOLLOWS:

58.05 SWIMMING POOLS

A. Private Swimming Pools

No private swimming pool, exclusive of portable swimming pools with a diameter less than twelve (12) feet or with an area of less than one hundred (100) square feet, shall be permitted in any commercial or residential district, except as an accessory use and unless it complies with the following conditions and requirements:

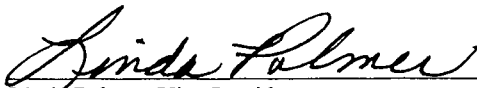
1. Indiana Swimming Pool Code (675 IAC 20) Application for an Improvement Location Permit

APPROVED by the Board of Commissioners of Hendricks County, Indiana this 24th day of June, 2002.

BOARD OF COMMISSIONERS



Steven Ostermeier, President



Linda Palmer, Vice President

J. D. Clampitt, Member

ATTEST:



Nancy Marsh, Auditor

ORDINANCE NO. 2002-24

AN AMENDMENT TO THE HENDRICKS COUNTY ZONING ORDINANCE BY AMENDING
CHAPTER 60 – 60.08 (A.)

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana adopted the Hendricks County Zoning Ordinance on November 5, 2001 and which became effective November 5, 2001;

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Zoning Ordinance be amended as to Chapter 60 – 60.08 (A.);

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment (TZA02-20) and voted to forward a favorable recommendation to the County Commissioners;

WHEREAS, the County Commissioners have received and reviewed the Plan Commission's report, have considered the Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety and convenience of the people of Hendricks County; and

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HENDRICKS COUNTY, INDIANA AS FOLLOWS:

60.08 OFF-PREMISE ADVERTISING SIGNS

A. Districts Allowed

Off-premise advertising signs shall be permitted only in the "MI" Major Industrial Districts, provided however, that off-premise advertising signs shall not be permitted within six hundred sixty (660) feet of any right-of-way as designated by the Hendricks County Thoroughfare Plan or the actual right-of-way, whichever is greater.

APPROVED by the Board of Commissioners of Hendricks County, Indiana this 24th day of June, 2002.

BOARD OF COMMISSIONERS

Steven I. Ostermeier
Steven Ostermeier, President

Linda Palmer
Linda Palmer, Vice President

J. D. Clampitt, Member

ATTEST:

Nancy Marsh
Nancy Marsh, Auditor

ORDINANCE NO. 2002-25

AN AMENDMENT TO THE HENDRICKS COUNTY ZONING ORDINANCE BY AMENDING
CHAPTER 60 – 60.08 (E.)

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana adopted the Hendricks County Zoning Ordinance on November 5, 2001 and which became effective November 5, 2001;

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Zoning Ordinance be amended as to Chapter 60 – 60.08 (E.);

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment (TZA02-21) and voted to forward a favorable recommendation to the County Commissioners;

WHEREAS, the County Commissioners have received and reviewed the Plan Commission's report, have considered the Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety and convenience of the people of Hendricks County; and


NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HENDRICKS COUNTY, INDIANA AS FOLLOWS:

60.08 OFF-PREMISE ADVERTISING SIGNS

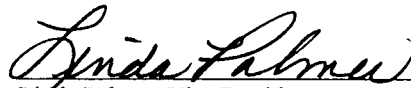
E. Minimum Side and Rear Yard Setback for Off-Premise Advertising Signs

APPROVED by the Board of Commissioners of Hendricks County, Indiana this 24th day of June, 2002.

BOARD OF COMMISSIONERS



Steven Ostermeier, President



Linda Palmer, Vice President

J. D. Clampitt, Member

ATTEST:


Nancy Marsh, Auditor

ORDINANCE NO. 2002-26

AN AMENDMENT TO THE HENDRICKS COUNTY ZONING ORDINANCE BY AMENDING
CHAPTER 60 – (60.04) (F) (1) (e)

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana adopted the Hendricks County Zoning Ordinance on November 5, 2001 and which became effective November 5, 2001;

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Zoning Ordinance be amended as to Chapter 60 – (60.04) (F) (1) (e);

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment (TZA02-22) and voted to forward a favorable recommendation to the County Commissioners;

WHEREAS, the County Commissioners have received and reviewed the Plan Commission's report, have considered the Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety and convenience of the people of Hendricks County; and

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY
COMMISSIONERS OF HENDRICKS COUNTY, INDIANA AS FOLLOWS:

60.04 EXEMPT SIGNS

F. Libraries, schools and religious uses.

- e. The identification sign shall refer only to the services conducted on the premises. Not more than 1/2 of the sign surface area of the identification sign shall be changeable copy.

APPROVED by the Board of Commissioners of Hendricks County, Indiana this 24th day
of June, 2002.

BOARD OF COMMISSIONERS

Steven S. Ostermeier
Steven Ostermeier, President

Linda Palmer
Linda Palmer, Vice President

J. D. Clampitt, Member

ATTEST:

Nancy Marsh
Nancy Marsh, Auditor

ORDINANCE NO. 2002-27

AN AMENDMENT TO THE HENDRICKS COUNTY ZONING ORDINANCE BY AMENDING
CHAPTER 60 – (60.04) (N.)

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana adopted the Hendricks County Zoning Ordinance on November 5, 2001 and which became effective November 5, 2001;

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Zoning Ordinance be amended as to Chapter 60 – (60.04) (N.);

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment (TZA02-23) and voted to forward a favorable recommendation to the County Commissioners;

WHEREAS, the County Commissioners have received and reviewed the Plan Commission's report, have considered the Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety and convenience of the people of Hendricks County; and

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HENDRICKS COUNTY, INDIANA AS FOLLOWS:

60.04 EXEMPT SIGNS

- N. Social or charitable organizations permanent on-premise or off-premise directional sign indicating only the names or locations of churches, charitable organizations or community service organizations, provided that such signs:

APPROVED by the Board of Commissioners of Hendricks County, Indiana this 24th day of June, 2002.

BOARD OF COMMISSIONERS


Steven Ostermeier, President


Linda Palmer, Vice President

J. D. Clampitt, Member

ATTEST:


Nancy Marsh, Auditor

ORDINANCE NO 2002-28

AN AMENDMENT TO THE HENDRICKS COUNTY ZONING ORDINANCE BY AMENDING
CHAPTER 60 – (60.08) (E.) (1.)

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana adopted the Hendricks County Zoning Ordinance on November 5, 2001 and which became effective November 5, 2001;

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Zoning Ordinance be amended as to Chapter 60 – (60.08) (E.) (1.);

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment (TZA02-24) and voted to forward a favorable recommendation to the County Commissioners;

WHEREAS, the County Commissioners have received and reviewed the Plan Commission's report, have considered the Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety and convenience of the people of Hendricks County; and

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HENDRICKS COUNTY, INDIANA AS FOLLOWS:

60.08 OFF-PREMISE ADVERTISING SIGNS

E. Minimum Side and Rear Yard Setback for Off-Premise Advertising Signs

REMOVE:

1. Front Yard Setback – The minimum front yard setback for an off-premise advertising sign shall be sixty (60) feet from the right-of-way of the Hendricks County Thoroughfare Plan.

APPROVED by the Board of Commissioners of Hendricks County, Indiana this 24th day of June, 2002.

BOARD OF COMMISSIONERS



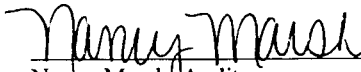
Steven Ostermeier, President



Linda Palmer, Vice President

J. D. Clampitt, Member

ATTEST:



Nancy Marsh, Auditor

ORDINANCE NO. 2002-29

AN ORDINANCE AMENDING THE HENDRICKS COUNTY PLANNING AND BUILDING DEPARTMENT'S UNIFORM FEE SCHEDULE

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana established a Planning and Building Department Uniform Fee Schedule separate from the Hendricks County Zoning Ordinance and the Hendricks County Subdivision Control Ordinance on the 19th day of February, 1991 which included the setting and collecting of all planning, zoning and building permit fees; and

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Hendricks County Planning and Building Department's Uniform Fee Schedule be amended; and

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment and voted to forward a favorable recommendation to the County Commissioners; and

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana has received and reviewed the Area Plan Commission's report, has considered the Area Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety and convenience of the people of Hendricks County; and

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HENDRICKS COUNTY, INDIANA by authority of Section 36-7-4-411 of the Indiana Code that there is hereby established an amendment to the Planning and Building Department's Uniform Fee Schedule as follows:

HENDRICKS COUNTY UNIFORM FEE SCHEDULE

Applications and petitions filed pursuant to the provisions of this ordinance shall be accompanied by the filing fees hereinafter specified, and shall be paid to Hendricks County and collected by the Department of Planning and Building.

SECTION I.
PLANNING ADMINISTRATION FEES

I. SUBDIVISION

| | |
|-------------------------------|------------------------|
| A. Minor Subdivision | \$400.00 |
| B. Major Subdivision | |
| 1. Primary (Preliminary) Plat | \$600.00 + \$15.00/Lot |
| 2. Secondary (Final) Plat | \$600.00 + \$10.00/Lot |

| | |
|--|-------------------------|
| C. Revision - Change to an Approved Plat, Not Recorded | \$400.00 |
| D. Amendment/Replat - Change to a Recorded Plat | \$500.00 |
| E. Extension of Time for Plat Recording | \$200.00 |
| F. Vacation of a Recorded Plat | \$300.00 + \$10.00/Lot |
| II. <u>ZONING AMENDMENT</u> | |
| A. Change in Zoning Map Classification | \$500.00 + \$25.00/acre |
| III. <u>SHOPPING CENTER</u> | |
| A. Preliminary Development Plan | \$600.00 + \$15.00/acre |
| B. Final Development Plan | \$600.00 + \$10.00/acre |
| C. Amendment to the Approved Final Development Plan | \$300.00 + \$10.00/acre |
| IV. <u>PLANNED UNIT DEVELOPMENT</u> | |
| A. Preliminary Development Plan | \$600.00 + \$15.00/acre |
| B. Final Development Plan | \$600.00 + \$10.00/acre |
| C. Amendment to an Approved Planned Unit Development | \$400.00 + \$10.00/acre |
| V. <u>SITE PLAN REVIEW</u> | |
| A. Preliminary Site Plan | \$600.00 + \$15.00/acre |
| B. Final Site Plan | \$400.00 + \$10.00/acre |
| VI. <u>PLAN COMMISSION AND ADMINISTRATIVE COMMITTEE WAIVERS AND EXCEPTIONS</u> | |
| A. Waiver | \$500.00/per request |
| B. Exception (This is not a public hearing) | \$200.00/per request |
| VII. <u>NOTIFICATION FOR PUBLIC HEARING</u> | |
| A. Newspaper Legal Ads (This fee will be in addition to any public hearing fee) | \$ 50.00 |

**SECTION 2
ZONING ADMINISTRATION FEES**

I. APPEALS

A. Administrative Appeal \$300.00
(THIS FEE WILL BE REFUNDED WITH A SUCCESSFUL APPEAL. THE REFUND DOES NOT INCLUDE THE LEGAL ADVERTISING FEE OF \$50.00)

II. VARIANCE

A. Development Standard Variance

- 1. Residential: \$200.00/per variance request
- 2. Commercial/ Industrial: \$350.00/per variance request for each legally addressed structure and/or tenant

III. SPECIAL EXCEPTIONS

- A. Residential \$300.00
- B. Commercial/Industrial \$600.00 + \$25.00/acre

IV. NOTIFICATION FOR PUBLIC HEARING

- A. Newspaper Legal Ads \$ 50.00
(This fee will be in addition to any public hearing fee)

**SECTION 3
BUILDING ADMINISTRATION FEES**

I. RESIDENTIAL

A. Principal

- 1. Single Family Dwelling \$250.00 Application fee

Footing/Foundation Rough In Permanent Power Occupancy
(These fees are due at time of issuance)

| | | | |
|--|--|--|--|
| \$50.00 + .01/sq ft >2,000 sq ft usable space | \$75.00 + .03/sq ft >2,000 sq ft usable space | \$25.00 + .01/sq ft >2,000 sq ft usable space | \$60.00 + .02/sq ft >2,000 sq ft usable space |
|--|--|--|--|

2. Two Family Dwelling \$375.00 Application fee

| Footing/Foundation | Rough In (These fees are due at time of issuance) | Permanent Power | Occupancy |
|--|---|--|--|
| \$75.00 + .01/sq ft >2,500 sq ft usable space | \$100.00 + .03/sq ft >2,500 sq ft usable space | \$25.00 + .01/sq ft >2,500 sq ft usable space | \$80.00 + .02/sq ft >2,500 sq ft usable space |

B. Accessory Structures

1. Garage, Storage, or other Structure on a Permanent Foundation.

| <u>Square Feet</u> | <u>Application Fee</u> |
|---------------------------|-----------------------------------|
| Less than 120 Square Feet | No Charge (NO PERMIT REQUIRED) |
| 120 to 240 Square Feet | \$100.00 |
| 241 Square Feet and over | \$150.00 |

2. Swimming Pool (Inground) \$150.00

3. Swimming Pool (Above Ground), Hot Tubs, and Spas \$ 75.00

C. Additions

1. Principal

a. One(1) to Three (3) Additional Rooms \$100.00 Application fee
+ ***Required inspections

b. More Than Three (3) Rooms Fee Same as Single Family Dwelling

2. Accessory \$100.00 Application fee
+ ***Required inspections

D. Remodeling

- | | |
|------------------------------------|---|
| 1. Principal (No Additional Rooms) | \$100.00 Application fee + ***Required inspections |
| 2. Accessory (No Additional Rooms) | \$100.00 Application fee + ***Required inspections |

E. Roofing

- | | |
|-------------------------|----------|
| 1. One Additional Layer | \$75.00 |
| 2. Complete Removal | \$200.00 |

F. Relocation

- | | |
|--------------|--|
| 1. Principal | Fee Same as Single Family Principal (Square Footage Fee Excluded) |
| 2. Accessory | Fee Same as Single Family Accessory (Square Footage Fee Excluded) |

G. Demolition

- | | |
|--------------|------------------------|
| 1. Principal | \$100.00 per structure |
| 2. Accessory | \$ 50.00 per structure |

H. Temporary Mobile Home/Manufactured Home (Single Unit)

\$50.00 + ***Required inspections

***** See Inspection Fees for Residential Uses**

II. COMMERCIAL/INDUSTRIAL/MULTIFAMILY

- | | |
|--------------|----------------------------|
| A. Principal | \$1000.00 Application fee. |
|--------------|----------------------------|

| | | | |
|---------------------------|---|------------------------|------------------|
| Footing/Foundation | Rough In | Permanent Power | Occupancy |
| | (These fees are due at time of issuance) | | |

\$100+ .02/sq ft \$200 + .04/sq ft \$50 + .01/sq ft \$150 + .03/sq ft

B. Accessory \$300.00 Application fee

(Storage or other structure on a permanent foundation) + ***Required inspections

C. Additions

1. Principal Fee Same As Principal
Commercial/Industrial/Multifamily

2. Accessory Fee Same As Accessory
Commercial/Industrial/Multifamily

D. Remodeling

1. Principal (No Additional Sq. Ft.) \$500.00 Application fee
+ ***Required inspections

2. Accessory (No Additional Sq. Ft.) \$300.00 Application fee
+ ***Required inspections

E. Swimming Pool \$500.00 Application fee
+ 0.15/ Cubic Volume
+***Required inspections

F. Roofing \$750.00 + .05/sq ft
>50,000 sq ft

G. Demolition

1. Principal \$200.00 per structure

2. Accessory \$100.00 per structure

H. Relocation

1. Principal Fee Same as Principal
Commercial/Industrial/Multifamily
(Square Footage Fee Excluded)

2. Accessory

Fee Same as Accessory
Commercial/Industrial/Multifamily
(Square Footage Fee Excluded)

***** See Inspection Fees for Commercial/Industrial/Multifamily Uses**

III. AGRICULTURAL

- A. All accessory structures located on 20+ acres that are used for agricultural purposes are exempt from permits and fees, with the exception of electrical services, which would require a building permit as per the residential accessory permit fees;
- B. All accessory structures greater than 120 square feet located on less than 20 acres require a building permit as per the residential accessory permit fees; and
- C. All accessory structures located on 20+ acres that are used for personal/residential storage require a building permit as per the residential accessory permit fees; and

IV. OTHER BUILDING ADMINISTRATION FEES

A. Wireless Telecommunication Structure

- 1. New Structure \$1,000.00 per structure
- 2. Co-Location \$300.00 per structure

B. Signs

- 1. Temporary or Portable Sign \$ 50.00
- 2. All Other Signs

Square Feet

| | |
|---------------|-----------|
| 0 to 100 | \$ 200.00 |
| 101 to 300 | \$ 350.00 |
| 301 to 1000 | \$ 750.00 |
| 1001 and over | \$ 950.00 |

C. Contractor Listing Fee \$ 250.00 Annually

D. Re-Inspection Fee **
(Payable prior to the inspection being done)

| | |
|---|---|
| 1. First Re-Inspect | \$ 50.00 |
| 2. Second Re-Inspect | \$ 100.00 |
| 3. Third Re-Inspect | \$ 200.00 |
| E. Late Inspection Fee *** (Payable prior to the inspection being done) | \$ 350.00 |
| F. Stop Work Orders | |
| 1. Permit Re-Instatement Fee | Minimum \$500.00 or Two (2) Times The Filing Fee Whichever is Greater |
| 2. Continued Construction After Stop Work Order | \$1000.00 1 st Day And Up To \$500.00 For Each Additional Day. |
| G. Illegal Structures (Structures not being used for the use it was built for) | \$1000.00 1 st Day And Up To \$500.00 For Each Additional Day. |
| H. Duplicate Permit/Certificate of Occupancy | \$ 20.00 |

**** Re-inspection fees are assessed when an additional inspection is required, which deviates from the normal sequence of inspections.**

***** Late inspection fees are assessed when there is no notification of inspection prior continuing with construction.**

V. MISCELLANEOUS PROVISIONS

- A. Any fee that is imposed by this ordinance that is not a fee required by a Federal or State statute or rule, may be waived or reduced by the Hendricks County Commissioners upon a finding that a waiver or reduction request would promote the public interest;
1. All fee waiver or reduction requests shall be made in writing and submitted to the Hendricks County Planning and Building Department; and
 2. Each request shall be approved, approved with amendment or denied by the Hendricks County Commissioners during a public meeting of the Commissioners.
- B. Applications and petitions shall be accompanied with the proper fee payment. Checks or money orders must be made payable to the Hendricks County Planning and Building Department;

- C. Until the applicable fees have been paid in full, no application shall be processed by the Building Department; and
- D. All permit fees are tripled if construction is started before securing a building permit.

SECTION 4

MISCELLANEOUS FEES


| | |
|---|-------------------|
| A. Subdivision Control Ordinance | \$ 30.00 |
| B. Zoning Ordinance | \$ 40.00 |
| C. 1998 Comprehensive Development Plan | \$ 40.00 |
| D. Plan Commission/ BZA Rules of Procedure | \$ 10.00 |
| E. Contractor Listing Ordinance | \$ 7.00 |
| F. Hendricks County Highway Map | \$ 6.00 |
| G. Hendricks County Zoning Map | \$ 6.00 |
| H. Township by Township | \$ 10.00 |
| I. Annual Report | \$ 15.00 |
| J. Land Use Plan | \$ 5.00 |
| K. Copies | \$.10 |
| L. Returned Check Fee | \$ 25.00 |
| M. Subdivision Inspection Fee | \$ 65.00 Per Hour |
| N. Commitment Amendment | \$800.00 |

ALL PERMITS ARE NONTRANSFERABLE

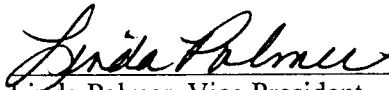
This Ordinance shall be in full force and effect from and after its passage and approval and publication according to law.

APPROVED, by the Board of Commissioners of Hendricks County, Indiana, this 22nd day of July, 2002.

BOARD OF COMMISSIONERS



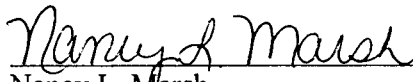
Steven L. Ostermeier, President



Linda Palmer, Vice President

John D. Clampitt, Member

ATTEST:



Nancy L. Marsh
Auditor

ORDINANCE NO. 2002-30

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM OB: OFFICE BUSINESS DISTRICT TO GB: GENERAL BUSINESS DISTRICT. COMMONLY KNOWN AS ZA-283/BR02-02: MARGARET & LARRY SCOTT, BROWN TOWNSHIP, PARCEL TOTALING 3.11 ACRES, LOCATED ON THE SOUTHWEST CORNER OF COUNTY ROAD 700 NORTH AND STATE ROAD 267.

SECTION 1. Be it ordained by the Board of Commissioners of the County of Hendricks, Indiana, that the Zoning Ordinance (2001-24) adopted on the 5th day of November on the year 2001, be amended so as to include in the OB: Office Business District, the following described real estate located in the County of Hendricks, Indiana, namely: ZA-283/BR02-02: Margaret & Larry Scott, S2-T16N-R1E, 3.11 acres, Brown Township, located on the southwest corner of County Road 700 North and State Road 267.

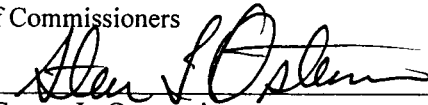
SECTION 2. All building or uses permitted and placed upon the described real estate shall fully conform with all the provisions of the County of Hendricks Zoning Ordinance and shall have obtained the proper permits.

SECTION 3. As inducement for this Zoning Map Amendment, the Petitioner made the following self-imposed stipulation: Access to south drive will be obtained or a right turn in and right turn out only.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage by the County Commissioners.

Approved by the Board of County Commissioners of Hendricks County, Indiana, the 22nd day of July, 2002.

Board of Commissioners



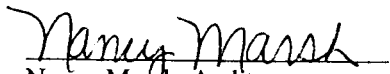
Steven L. Ostermeier



Linda Palmer

J. D. Clampitt

Attest:



Nancy Marsh, Auditor

ORDINANCE NO. 2002-31

**AN AMENDMENT TO THE HENDRICKS COUNTY ZONING ORDINANCE BY AMENDING
CHAPTER 28 – 28.04**

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana adopted the Hendricks County Zoning Ordinance on November 5, 2001 and which became effective November 5, 2001;

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Zoning Ordinance be amended as to Chapter 28 – 28.04);

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment (TZA02-01) and voted to forward a favorable recommendation to the County Commissioners;

WHEREAS, the County Commissioners have received and reviewed the Plan Commission's report, have considered the Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety and convenience of the people of Hendricks County; and

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HENDRICKS COUNTY, INDIANA AS FOLLOWS:

28.04 SPECIAL EXCEPTION USES PERMITTED

Special exception uses shall be permitted as follows:

- A. Automobile Filling Stations;
- B. Automobile, Recreational Vehicles, Motorcycle, Truck, Trailer and Farm Implement Sales, New or Used;
 - 1. Dealership Outdoor Display Area
 - i. Dealership Outdoor Display Areas Development Standards shall be as regulated by Section 58.11

58.11 DEALERSHIP OUTDOOR DISPLAY AREAS DEVELOPMENT STANDARDS

The Plan Commission may reduce the following standards by up to 10% during the Development Plan Review process if adequately justified.

The landscape and mounding materials should be arranged to provide the maximum amount of screening possible to adjacent properties within every one-hundred (100) linear feet of the Outdoor Display Area perimeter.

Outdoor Display Area Special Development Standards

| | |
|----------------------------|---|
| Surface Type | <ul style="list-style-type: none"> All outdoor display areas, regardless of size, shall be hard surfaced. Pavement type and thickness shall be approved by the County Engineer prior to the approval of Plan Commission, taking into consideration soil conditions and traffic loading. Pavers may also be used if approved by the Plan Commission. Pavers shall include durable materials, suitable for parking such as cobblestones, brick, concrete formed blocks or cut stone, the system of which is specifically installed and designed for vehicular loads |
| Perimeter Landscaping | <ul style="list-style-type: none"> Any combination of materials selected from the <i>Landscape Materials Categories</i> listed in Section 50.05 (F.) (3.) which equals or exceeds a <i>Unit Value</i> of 2.5 for each one-hundred (100) linear feet, along any exterior roadway, provided that at least 50% of the <i>Unit Value</i> shall be derived from Deciduous Shade Trees (Overstory) or Deciduous Ornamental Trees (Understory). Any combination of materials selected from the <i>Landscape Materials Categories</i> listed in Section 50.05 (F.) (3.) which equals or exceeds a <i>Unit Value</i> of 6 for each one-hundred (100) linear feet, along any property that is zoned or used as residential, provided that at least 50% of the <i>Unit Value</i> shall be derived from Evergreen Trees and Shrubs or Earthen Mounds. |
| Minimum Front Yard Setback | <ul style="list-style-type: none"> 25 feet |
| Minimum Side Yard Setback | <ul style="list-style-type: none"> 10 feet |
| Minimum Rear Yard Setback | <ul style="list-style-type: none"> 15 feet |

2.02 DEFINITIONS

DEALERSHIP OUTDOOR DISPLAY AREA: An area of designated size for the placement of automobiles, recreational vehicles, motorcycles, trucks, trailers and farm implements, new or used for sale outside of the building or structure. This does not include areas to be designated for customer & employee parking or service areas.

48.05 MINIMUM NUMBER OF PARKING SPACES

Type of Use

Parking Spaces Required

Commercial Uses

Automobile, Recreational Vehicles,
Motorcycle, Truck, Trailer, and
Farm Implement Sales
(Customer & Employee Parking)


One (1) space for each four hundred (400) square
feet of net floor area of sales, shop or garage.

APPROVED by the Board of Commissioners of Hendricks County, Indiana this 22nd day
of July, 2002.

BOARD OF COMMISSIONERS



Steven Ostermeier, President



Linda Palmer, Vice President

J. D. Clampitt, Member

ATTEST:



Nancy Marsh, Auditor

ORDINANCE NO. 2002-32

AN AMENDMENT TO THE HENDRICKS COUNTY ZONING ORDINANCE BY AMENDING
CHAPTER 2 – 2.02 (148.) DEFINITIONS

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana adopted the Hendricks County Zoning Ordinance on November 5, 2001 and which became effective November 5, 2001;

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Zoning Ordinance be amended as to Chapter 2-2.02 (148.) DEFINITIONS);

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment (TZA02-06) and voted to forward a favorable recommendation to the County Commissioners;

WHEREAS, the County Commissioners have received and reviewed the Plan Commission's report, have considered the Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety and convenience of the people of Hendricks County; and

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HENDRICKS COUNTY, INDIANA AS FOLLOWS:


2.02 DEFINITIONS


148. INOPERABLE MOTOR VEHICLE:

ADD THE FOLLOW TO THE EXISTING DEFINITIONS: Also a vehicle which does not carry a current year state registration or license tag.

APPROVED by the Board of Commissioners of Hendricks County, Indiana this 23rd day of July, 2002.

BOARD OF COMMISSIONERS


Steven Ostermeier, President


Linda Palmer, Vice President

J. D. Clampitt, Member

ATTEST:


Nancy Marsch, Auditor

ORDINANCE NO. 2002-33

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM RA: SINGLE FAMILY (15,000) RESIDENTIAL DISTRICT, TO GB: GENERAL BUSINESS DISTRICT. COMMONLY KNOWN AS ZA-284/WA02-03: ARBORWOOD POINTE, LLC, WASHINGTON TOWNSHIP, PARCEL TOTALING 27.0 ACRES, LOCATED ON THE NORTH SIDE OF COUNTY ROAD 100 NORTH AND ON THE WEST SIDE OF COUNTY ROAD 1050 EAST.

SECTION 1. Be it ordained by the Board of Commissioners of the County of Hendricks, Indiana, that the Zoning Ordinance (2001-24) adopted on the 5th day of November on the year 2001, be amended so as to include in the GB: General Business District, the following described real estate located in the County of Hendricks, Indiana, namely: ZA-284/WA02-03: Arborwood Pointe, LLC, S32-T16N-R2E, 27.0 acres, Washington Township, located on the north side of County Road 100 North, and on the west side of County Road 1050 East.

SECTION 2. All building or uses permitted and placed upon the described real estate shall fully conform with all the provisions of the County of Hendricks Zoning Ordinance and shall have obtained the proper permits.

SECTION 3. As inducement for this Zoning Map Amendment, all terms and conditions found in "Exhibit A," attached hereto and made a part hereof, and the Hendricks County Board of Commissioners having relied on those stipulations and required certain conditions of its own, does hereby adopt Exhibit "A" as a part of this Ordinance.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage by the County Commissioners.

Approved by the Board of County Commissioners of Hendricks County, Indiana, the 12th day of August, 2002.

Board of Commissioners

Steven L. Ostermeier

Linda Palmer
Linda Palmer

J. D. Clampitt
J. D. Clampitt

Attest:

Nancy Marsh
Nancy Marsh, Auditor

EXHIBIT "A"

ZONING COMMITMENTS
ARBORWOOD POINTE, LLC
ZA-284/WA02-03

The following are written commitments to be included with the above-referenced application for rezoning filed by Arborwood Pointe, LLC ("Arborwood"):

1. Arborwood commits to pay the costs of engineering and installation of a future traffic signal at the intersection of County Road 100 North and the future North-South Corridor.
2. Arborwood commits to a two hundred (200) foot buffer along the eastern property line of the subject property (along County Road 1050 East) whereby no structure shall be built that requires a building permit.
3. Arborwood commits that the access to the future North-South Corridor that is to be utilized by the Clarian hospital, shall also be utilized by any future development on Clarian's real estate located immediately north of that access (Parcel #12-2-32-62E-300-001).
4. Arborwood commits to limit the uses on the subject real estate to hospital and health related services.

Respectfully submitted,

COMER LAW OFFICE

By: John J. Moore
John J. Moore, Attorney for Arborwood Pointe, LLC

ORDINANCE NO. 2002-34

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM R-A: SINGLE FAMILY (15,000) RESIDENTIAL DISTRICT, TO R-B: SINGLE FAMILY (12,500) RESIDENTIAL DISTRICT. COMMONLY KNOWN AS ZA-281/WA02-02: URBahn'S COMPANIES, INC., WASHINGTON TOWNSHIP, PARCEL TOTALING 138.65 ACRES, LOCATED ON THE SOUTH SIDE OF COUNTY ROAD 200 NORTH, APPROXIMATELY 0.25 MILE EAST OF COUNTY ROAD 800 EAST.

SECTION 1. Be it ordained by the Board of Commissioners of the County of Hendricks, Indiana, that the Zoning Ordinance (2001-24) adopted on the 5th day of November on the year 2001, be amended so as to include in the R-B: Single Family (12,500) Residential District, the following described real estate located in the County of Hendricks, Indiana, namely: ZA-281/WA02-02: Urbahn's Companies, Inc., S36-T16N-R1E, 138.65 acres, Washington Township, located on the south side of County Road 200 North, approximately 0.25 mile east of County Road 800 East.

SECTION 2. All building or uses permitted and placed upon the described real estate shall fully conform with all the provisions of the County of Hendricks Zoning Ordinance and shall have obtained the proper permits.

SECTION 3. As inducement for this Zoning Map Amendment, all terms and conditions found in "Exhibit A," attached hereto and made a part hereof, and the Hendricks County Board of Commissioners having relied on those stipulations and required certain conditions of its own, does hereby adopt Exhibit "A" as a part of this Ordinance.

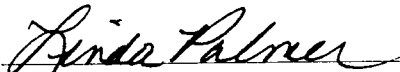
SECTION 4. This Ordinance shall be in full force and effect from and after its passage by the County Commissioners.

Approved by the Board of County Commissioners of Hendricks County, Indiana, the 3rd day of September, 2002.

Board of Commissioners



Steven L. Ostermeier




Linda Palmer



J. D. Clampitt

Attest:



Nancy Marsh, Auditor

ORDINANCE NO. 2002-35

ORDINANCE VACATING PUBLIC ALLEYWAYS

BE IT ORDAINED by the County of Hendricks, Indiana, that:

WHEREAS, Christine Berry, has filed a Petition to Vacate certain Alleyways and/or Rights-of-Way with the Clerk of the Board of Commissioners of Hendricks County, Indiana, pursuant to statute; and

WHEREAS, notice has been given by certified mail, return receipt requested, to each owner of the land that abuts the property proposed to be vacated; and

WHEREAS, notice of publication has been given as prescribed by I.C. 5-3-1, and the proof of publication having been filed with the Clerk of the Board of Commissioners of Hendricks County, Indiana; and

WHEREAS, the Board of Commissioners of Hendricks County, Indiana, having held a public hearing on such "Petition to Vacate Alleyways" on Monday, August 26, 2002, at 6:30 p.m. and Monday, September 16, 2002 at 9:30 a.m.; and

WHEREAS, after reviewing all of the pertinent facts relative to the request of the "Petition to Vacate Right-of-Ways" and all interested persons having had an opportunity to be heard at the public hearing, the Commissioners did move to approve said petition;

NOW, THEREFORE, by the powers vested in the Board of Commissioners of Hendricks County, Indiana, pursuant to I.C. 36-7-3-12, is hereby ordered and ordained that the relief requested in said "Petition to Vacate Right-of-Ways" is now granted.

IT IS, THEREFORE, ORDERED AND ORDAINED that the following alleyway and/or right-of-way heretofore platted be, and the same are hereby vacated as follows, to-wit:

To Christine Berry and her successors:

Those platted alleyways in the original Town of Reno situated between and/or abutting Lots fourteen (14), fifteen (15), sixteen (16), seventeen (17), and eighteen (18) as recorded in Plat Book 1, page 240, in the Office of the Recorder of Hendricks County, Indiana.

ALSO, the North half of South Street in the original Town of Reno abutting lots sixteen (16) and seventeen (17), in the original Town of Reno as per plat thereof recorded in Plat Book 1, page 240, in the Office of the Recorder of Hendricks County, Indiana.

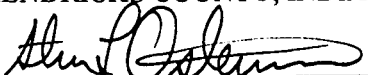
To Brian M. Stephenson and his issues:

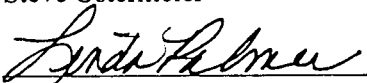
The South half of South Street abutting said Lots 16 and 17 in the Original Town of Reno, and the balance of the South Street right-of-way abutting lots 19 and 20 in the Original Town of Reno as per plat thereof recorded in Plat Book 1, Page 240, in the Office of the Recorder of Hendricks County, Indiana.

IT IS FURTHER ORDAINED AND ORDERED that the Clerk of the Board of Commissioners of Hendricks County, Indiana, shall furnish a copy of this Ordinance to the County Recorder for recording, and to the County Auditor, all pursuant to the provisions of I.C. 36-7-3-12.

THIS ORDINANCE ADOPTED THIS 16th DAY OF September, 2002.

BOARD OF COMMISSIONERS OF
HENDRICKS COUNTY, INDIANA


Steve Ostermeier


Linda Palmer


J.D. Clampitt

ATTESTED BY:

Nancy L. Marsh

CLERK OF THE BOARD OF
COMMISSIONERS OF HENDRICKS COUNTY

This instrument prepared by Ben Comer, Attorney-at-law, P.O. Box 207, Danville, IN 46122; 317-745-4300.

LEGAL DESCRIPTION

Those platted alleyways in the original town of Reno situated between and/or abutting Lots fourteen (14), fifteen (15), sixteen (16), seventeen (17) and eighteen (18) as recorded in Plat Book 1, page 240, in the office of the Recorder of Hendricks County, Indiana.

ALSO, that portion of South Street in the original Town of Reno situated south of and abutting lots sixteen (16) and seventeen (17), in the original Town of Reno as per plat thereof recorded in Plat Book 1, page 240, in the office of the Recorder of Hendricks County, Indiana.

ORDINANCE NO. 2002-36

AN ORDINANCE AMENDING THE HENDRICKS COUNTY INDIANA SUBDIVISION CONTROL ORDINANCE BY AMENDING SECTION 3.18 MINOR SUBDIVISION PROCEDURE.

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana, adopted the Hendricks County Subdivision Control Ordinance on May 27, 1997;

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Subdivision Control Ordinance be amended by changing Section 3.18 MINOR SUBDIVISION PROCEDURE;

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment (TSA02-02) and voted to forward a favorable recommendation to the County Commissioners; and

WHEREAS, the County Commissioners have received and reviewed the Plan Commission's report, have considered the Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety and convenience of the people of Hendricks County.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HENDRICKS COUNTY, INDIANA AS FOLLOWS:

3.18 MINOR SUBDIVISION PROCEDURE

A minor subdivision by definition is intended to allow the subdivision of a buildable tract of land with a reduction of approval time and filing procedure. It is not the intent of the minor subdivision procedure to circumvent uniform development plans for a total parcel of land. Therefore, this procedure may only be used for a total of three (3) new building sites, provided that there are no improved public rights-of-way required and that the minor subdivision meets all the applicable requirements of the Subdivision Control; Storm Drainage, Erosion, and Sediment Control; and Zoning Ordinances. Further subdivision of a minor plat must proceed through the full major subdivision procedure. If the staff finds this procedure is being abused, the applicant must obtain approval from the Plan Commission prior to using this procedure.

The approval procedure for a minor subdivision as described in this section shall be the same as other subdivisions as described in Sections 3.01 thru 3.17, with the exception that primary and secondary approval shall be combined by the Plat Review Committee into one (1) hearing.

Approved by the Board of County Commissioners of Hendricks County, Indiana, this 16th day of September, 2002.

BOARD OF COMMISSIONERS

Steven Ostermeier, President

Linda Palmer
Linda Palmer, Vice President

John D. Clampitt
J.D. Clampitt, Member

ATTEST:

Nancy Marsh
Nancy Marsh, Auditor

ORDINANCE NO. 2002-37

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM R-A: SINGLE FAMILY (15,000) RESIDENTIAL DISTRICT, TO GB: GENERAL BUSINESS DISTRICT. COMMONLY KNOWN AS ZA-286/WA02-04: CLARIAN HEALTH PARTNERS, INC., WASHINGTON TOWNSHIP, PARCEL TOTALING 0.89 ACRES, LOCATED ON THE NORTHWEST CORNER OF THE INTERSECTION OF COUNTY ROAD 100 NORTH AND COUNTY ROAD 1050 EAST.

SECTION 1. Be it ordained by the Board of Commissioners of the County of Hendricks, Indiana, that the Zoning Ordinance (2001-24) adopted on the 5th day of November on the year 2001, be amended so as to include in the GB: General Business District, the following described real estate located in the County of Hendricks, Indiana, namely: ZA-286/WA02-04: Clarian Health Partners, Inc., S32-T16N-R2E, 0.89 acres, Washington Township, located on the northwest corner of the intersection of County Road 100 North and County Road 1050 East.

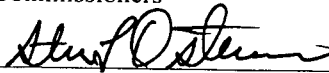
SECTION 2. All building or uses permitted and placed upon the described real estate shall fully conform with all the provisions of the County of Hendricks Zoning Ordinance and shall have obtained the proper permits.

SECTION 3. As inducement for this Zoning Map Amendment, all terms found in the conditions for approval of ZA-284/WA02-03: *Arborwood Pointe LLC* set out in the "Findings of Fact," attached hereto and made a part hereof, and the Hendricks County Board of Commissioners having relied on those stipulations and required certain conditions of its own, does hereby adopt said Findings of Fact as a part of this Ordinance.

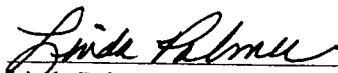
SECTION 3. This Ordinance shall be in full force and effect from and after its passage by the County Commissioners.

Approved by the Board of County Commissioners of Hendricks County, Indiana, the 7th day of October, 2002.

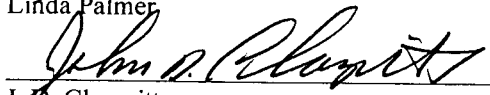
Board of Commissioners



Steven L. Ostermeier



Linda Palmer



J. D. Clampitt

Attest:



Nancy Marsh, Auditor

ORDINANCE NO. 2002-38

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM **MI: MAJOR INDUSTRIAL DISTRICT**, TO **R-A: SINGLE FAMILY (15,000) RESIDENTIAL DISTRICT**. COMMONLY KNOWN AS **ZA-285/CE02-02: MATTHEW A. BURKERT, CENTER TOWNSHIP**, PARCEL TOTALING **5.0 ACRES**, LOCATED ON THE **SOUTH SIDE OF COUNTY ROAD 75 SOUTH**, APPROXIMATELY **0.10 MILE WEST OF COUNTY ROAD 200 WEST**.

SECTION 1. Be it ordained by the Board of Commissioners of the County of Hendricks, Indiana, that the Zoning Ordinance (2001-24) adopted on the 5th day of November on the year 2001, be amended so as to include in the R-A: Single Family (15,000) Residential District, the following described real estate located in the County of Hendricks, Indiana, namely: ZA-285/CE02-02: Matthew A. Burkert, S11-T15N-R1W, 5.0 acres, Center Township, located on the south side of County Road 75 South, approximately 0.10 mile west of County Road 200 ~~West~~
East

SECTION 2. All building or uses permitted and placed upon the described real estate shall fully conform with all the provisions of the County of Hendricks Zoning Ordinance and shall have obtained the proper permits.

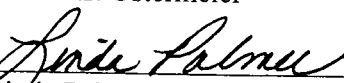
SECTION 3. This Ordinance shall be in full force and effect from and after its passage by the County Commissioners.

Approved by the Board of County Commissioners of Hendricks County, Indiana, the 7th day of October, 2002.

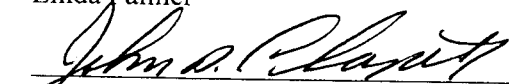
Board of Commissioners



Steven L. Ostermeier

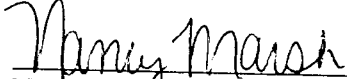


Linda Palmer



J.D. Clampitt

Attest:



Nancy Marsh, Auditor

ORDINANCE NO. 2002-39

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM **RDD: RESEARCH & DEVELOPMENT DISTRICT**, TO **RSS: REGIONAL SUPPORT SERVICES DISTRICT**. COMMONLY KNOWN AS **ZA-287/CE02-03: LARRY & NANCY MARTIN, CENTER TOWNSHIP**, PARCEL TOTALING 1.48 ACRES, LOCATED ON THE **SOUTH SIDE OF EAST MAIN STREET (OLD U.S. HIGHWAY 36)**, APPROXIMATELY 0.50 MILE EAST OF COUNTY ROAD 200 EAST.

SECTION 1. Be it ordained by the Board of Commissioners of the County of Hendricks, Indiana, that the Zoning Ordinance (2001-24) adopted on the 5th day of November on the year 2001, be amended so as to include in the RSS: Regional Support Services District, the following described real estate located in the County of Hendricks, Indiana, namely: **ZA-287/CE02-03: Larry & Nancy Martin, S1-T15N-R1W**, 1.48 acres, Center Township, located on the south side of East Main Street (Old U.S. Highway 36), approximately 0.50 mile east of County Road 200 East.

SECTION 2. All building or uses permitted and placed upon the described real estate shall fully conform with all the provisions of the County of Hendricks Zoning Ordinance and shall have obtained the proper permits.


SECTION 3. This Ordinance shall be in full force and effect from and after its passage by the County Commissioners.

Approved by the Board of County Commissioners of Hendricks County, Indiana, the 7th day of October, 2002.

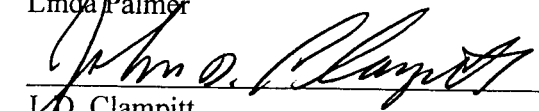
Board of Commissioners



Steven L. Ostermeier

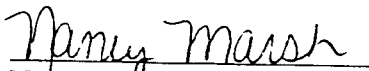


Linda Palmer



J.D. Clampitt

Attest:



Nancy Marsh, Auditor

STATE OF INDIANA)
) SS
COUNTY OF HENDRICKS)

Hendricks County Board of Commissioners
Hendricks County, Indiana

2002-40

ORDINANCE VACATING ALLEY

Be it ordained by the Hendricks County Board of Commissioners, Hendricks County, Indiana, that:

Whereas,

Dannis Dale Herrin and Onvetta Jean Herrin, tenants by the entireties, are the owners, per Deed Record 48, Page 880 also known as Instrument Number 98-6190, of the following described real estate in Hendricks County, Indiana, to-wit:

Lot Number Three (3) in Block Seven (7) in the Original Town of Belleville, Hendricks County, Indiana, as per plat thereof recorded December 18, 1829 in Plat Book 1, Page 57 also in Deed Record 1, Page 399, in the Office of the Recorder of Hendricks County, Indiana.

Marshall D. Crawford and Mary J. Crawford, husband and wife, are the owners, per Deed Record 244, Page 85, of the following described real estate in Hendricks County, Indiana, to-wit:

The North half of Lots Four (4), Five (5) and Six (6) in Block Numbered Seven (7) in the Original Town of Belleville, Indiana.

Judy Kaye Wildman, is the owner, per Deed Record 278, Page 179, of the following described real estate in Hendricks County, Indiana, to-wit:

The South half of Lots Four (4), Five (5) and Six (6) in Block Numbered Seven (7) in the Original Town of Belleville, Indiana.

and have petitioned the Hendricks County Board of Commissioners for the vacation of a portion of a certain alley more particularly depicted in Exhibit "A" and,

WHEREAS, the Hendricks County Board of Commissioners has considered said vacation at a public meeting and by a vote of its members, have made recommendation that the vacation of the above described alley does not adversely affect the master plan of the Town of Belleville and/or Hendricks County, Indiana, and have favorably recommended the vacation of said alley; and

NOW, THEREFORE, by the powers vested in the Hendricks County Board of Commissioners, Hendricks County, Indiana, it is hereby ordered and ordained that the alley hereinabove described is vacated, subject to the petitioners assuming and being responsible for paying all costs incurred in preparation and filing of all changes in the ordinance which are satisfactory to the Hendricks County Board of Commissioners.

IT BEING FURTHER ORDERED, that one-half of that portion of the vacated alley immediately adjacent to each petitioner's particular property be vested as fee simple title in and to each individual petitioner.

SAID ORDINANCE VACATING ALLEY is hereby PASSED AND ADOPTED this 7th day of October, 2002.

HENDRICKS COUNTY BOARD OF COMMISSIONERS

by: *Steve S. Osterman*
David A. Palmer
John A. Plazas

PLEASE CAUSE A COPY OF THIS ORDINANCE TO BE RECORDED IN THE OFFICE OF THE AUDITOR OF HENDRICKS COUNTY AND THE OFFICE OF THE RECORDER OF HENDRICKS COUNTY, INDIANA.

ORDINANCE NO. 2002-41

**AN AMENDMENT TO THE HENDRICKS COUNTY ZONING ORDINANCE BY AMENDING
CHAPTER 14 – 14.05 (A) Property Development Standards**

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana adopted the Hendricks County Zoning Ordinance on November 5, 2001 and which became effective November 5, 2001;

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Zoning Ordinance be amended as to Chapter 14 – 14.05 (A);

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment TZA-02-17 and voted to forward a favorable recommendation to the County Commissioners;

WHEREAS, the County Commissioners have received and reviewed the Plan Commission's report, have considered the Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety, and convenience of the people of Hendricks County; and

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY
COMMISSIONERS OF HENDRICKS COUNTY, INDIANA AS FOLLOWS:**

14.05 DEVELOPMENT STANDARDS

A. Property Development Standards

1. Minimum Lot Area

- a. 15,000 square feet per unit with public sewer and public water for detached single family dwellings;
- b. 15,000 square feet per duplex with public sewer and public water for two family dwellings;
- c. 15,000 square feet per unit with public sewer and without public water for detached single family dwellings;
- d. 15,000 square feet per duplex with public sewer and without public water for two family dwellings;
- e. 50,000 square feet with public water and without public sewer for detached single family dwellings. Lots shall have two approved locations for septic sites. The second site shall require an easement;
- f. 65,340 square feet without public sewer and without public water for detached single family dwellings. Lots shall have two approved locations for septic sites. The second site shall require an easement;
- g. 65,340 square feet for all other uses.


2. Minimum Lot Width

- a. 120 feet for detached single family dwellings with public sewer and public water;
- b. 120 feet for detached single family dwellings with public sewer and without public water;
- c. 135 feet for detached single family dwellings without public sewer and with public water;

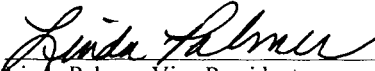
- d. 150 feet for detached single family dwellings without public sewer and without public water;
- e. 150 feet for all other uses.

APPROVED by the Board of Commissioners of Hendricks County, Indiana this 21st day of October, 2002.


BOARD OF COMMISSIONERS



Steven Ostermeier, President



Linda Palmer, Vice President



J.D. Clampitt, Member

ATTEST:



Nancy Marsh, Auditor

AN ORDINANCE AMENDING THE HENDRICKS COUNTY PLANNING AND BUILDING DEPARTMENT'S UNIFORM FEE SCHEDULE

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana established a Planning and Building Department Uniform Fee Schedule separate from the Hendricks County Zoning Ordinance and the Hendricks County Subdivision Control Ordinance on the 19th day of February, 1991 which included the setting and collecting of all planning, zoning and building permit fees; and

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Hendricks County Planning and Building Department's Uniform Fee Schedule be amended; and

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment and voted to forward a favorable recommendation to the County Commissioners; and

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana has received and reviewed the Area Plan Commission's report, has considered the Area Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety and convenience of the people of Hendricks County; and

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HENDRICKS COUNTY, INDIANA by authority of Section 36-7-4-411 of the Indiana Code that there is hereby established an amendment to the Planning and Building Department's Uniform Fee Schedule as follows:

SECTION I.
PLANNING ADMINISTRATION FEES

V. DEVELOPMENT PLAN REVIEW

- | | |
|------------------------------------|-------------------------|
| A. Preliminary Development Plan | \$600.00 + \$15.00/acre |
| B. Final Development Plan | \$400.00 + \$10.00/acre |
| C. Amendment to a Development Plan | \$500.00 |

SECTION 3
BUILDING ADMINISTRATION FEES

I. RESIDENTIAL

I. Electrical

A. Principal and Accessory

1. Single Family Dwelling

\$25.00 application fee
Permanent Power
(This fee is due at time of issuance)
\$25.00 ~~4.01/sq ft~~
~~2,000 sq ft usable space~~

2. Two Family Dwelling

\$25.00 application fee
Permanent Power
(This fee is due at time of issuance)
\$25.00 ~~4.01/sq ft~~
~~2,500 sq ft usable space~~

II. COMMERCIAL/INDUSTRIAL/MULTIFAMILY

I. Electrical


A. Principal and Accessory

\$50.00 application fee
Permanent Power
(This fee is due at time of issuance)
\$50.00 + .01/sq ft

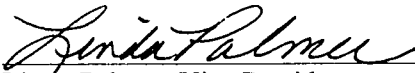
This Ordinance shall be in full force and effect from and after its passage and approval and publication according to law.

21st APPROVED, by the Board of Commissioners of Hendricks County, Indiana, this day of October, 2002.

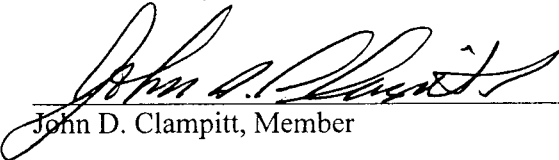
BOARD OF COMMISSIONERS



Steven L. Ostermeier, President

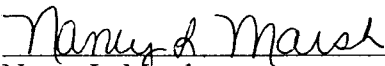


Linda Palmer, Vice President



John D. Clampitt, Member

ATTEST:



Nancy L. Marsh
Auditor

EMPLOYEE RECOGNITION

WHEREAS, the Hendricks County Board of Commissioners want to acknowledge and express their sincere appreciation to the many dedicated employees of Hendricks County; and

WHEREAS, the Hendricks County Board of Commissioners wish to acknowledge employees for their years of dedicated service to Hendricks County and to present plaques to said employees, at the County's expense; and

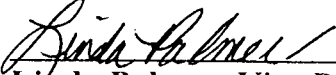
WHEREAS, the Hendricks County Board of Commissioners wish to express their appreciation and to provide a luncheon during the holiday season for said employees, at the County's expense.

THEREFORE, the Hendricks County Board of Commissioners pass this ordinance providing for the payment of the employee service plaques and to provide a dedicated holiday luncheon for Hendricks County employees on Tuesday, the twenty-fourth day of December 2002.


Passed by the Hendricks County Board of Commissioners this
12TH day of November, 2002.



Steven L. Ostermeier, President



Linda Palmer, Vice President



John D. Clampitt, Member

ORDINANCE NO. 2002-44

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM R-A: SINGLE FAMILY (15,000) RESIDENTIAL DISTRICT, TO AG-B: AGRICULTURAL BUSINESS DISTRICT. COMMONLY KNOWN AS ZA-290/BR02-05: OMNIPOINT HOLDINGS, INC., BROWN TOWNSHIP, PARCEL TOTALING 1.00 ACRES, LOCATED ON THE SOUTH SIDE OF MALONEY ROAD, APPROXIMATELY 0.25 MILE EAST OF COUNTY ROAD 925 EAST.


SECTION 1. Be it ordained by the Board of Commissioners of the County of Hendricks, Indiana, that the Zoning Ordinance (2001-24) adopted on the 5th day of November on the year 2001, be amended so as to include in the AG-B: Agricultural Business District, the following described real estate located in the County of Hendricks, Indiana, namely: ZA-290/BR02-05: Omnipoint Holdings, Inc., S30-T17N-R2E, 1.00 acre, Brown Township, located on the south side of Maloney Road, approximately 0.25 mile east of County Road 925 East.

SECTION 2. All building or uses permitted and placed upon the described real estate shall fully conform with all the provisions of the County of Hendricks Zoning Ordinance and shall have obtained the proper permits.

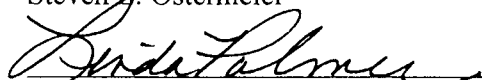
SECTION 3. This Ordinance shall be in full force and effect from and after its passage by the County Commissioners.

Approved by the Board of County Commissioners of Hendricks County, Indiana, the 18th day of November, 2002.


Board of Commissioners



Steven L. Ostermeier

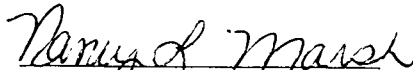


Linda Palmer



J.D. Clampitt

Attest:



Nancy Marsh, Auditor

2002-45

THE REQUEST TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM R-A: SINGLE FAMILY (15,000) RESIDENTIAL DISTRICT, TO PUD: PLANNED UNIT DEVELOPMENT DISTRICT, COMMONLY KNOWN AS, ZA-289/BR02-04: THE LEWIS GROUP, INC., BROWN TOWNSHIP, PARCEL TOTALING 380.00 ACRES, LOCATED ON THE NORTHEAST CORNER OF COUNTY ROAD 950 EAST AND COUNTY ROAD 950 NORTH, ON THE SOUTH SIDE OF COUNTY ROAD 1000 NORTH BETWEEN COUNTY ROAD 1000 EAST AND COUNTY ROAD 1075 EAST, 0.25 MILE WEST OF COUNTY ROAD 1075 EAST. ALSO ON THE NORTH SIDE OF COUNTY ROAD 1000 NORTH AND ON THE EAST SIDE OF COUNTY ROAD 1000 EAST TO THE BOONE COUNTY LINE, WAS

DENIED by the Board of County Commissioners of Hendricks County, Indiana, the 2nd day of December, 2002.

Board of Commissioners



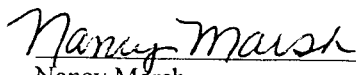
Steven Ostermeier



Linda Palmer

(abstained)
John D. Clampitt

Attest:



Nancy Marsh
Auditor

ORDINANCE NO. 2002-46

AN AMENDMENT TO THE HENDRICKS COUNTY ZONING ORDINANCE BY AMENDING
CHAPTER 16 -16.05 (A) Property Development Standards

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana adopted the Hendricks County Zoning Ordinance on November 5, 2001 and which became effective November 5, 2001;

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Zoning Ordinance be amended as to Chapter 16 - 16.05 (A);

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment (TZA02-25) and voted to forward a favorable recommendation to the County Commissioners;

WHEREAS, the County Commissioners have received and reviewed the Plan Commission's report, have considered the Plan Commission's recommendations, and find that the adoption of the recommended amendment would promote the health, safety, and convenience of the people of Hendricks County; and

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HENDRICKS COUNTY, INDIANA AS FOLLOWS:

16.05 DEVELOPMENT STANDARDS

A. Property Development Standards

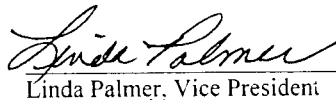
1. Minimum Lot Area

- a. 12,500 square feet per unit with public sewer and public water for detached single family dwellings;
- b. 15,000 square feet per duplex with public sewer and public water for two family dwellings;
- c. 12,500 square feet per unit with public sewer and without public water for detached single family dwellings;
- d. 15,000 square feet per duplex with public sewer and without public water for two family dwellings;
- e. 43,560 square feet for all other uses.

APPROVED by the Board of Commissioners of Hendricks County, Indiana this 20 day of December, 2002.

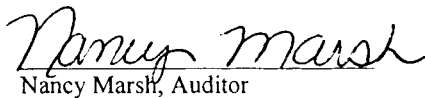
BOARD OF COMMISSIONERS


Steven Ostermeier, President


Linda Palmer, Vice President


J.D. Clampitt, Member

ATTEST:


Nancy Marsh, Auditor

ORDINANCE NO. 2002-48

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM R-A: SINGLE FAMILY (15,000) RESIDENTIAL DISTRICT, TO MI: MAJOR INDUSTRIAL DISTRICT. COMMONLY KNOWN AS ZA-292/LB02-01: THOMAS & PATRICIA PRINCE, LIBERTY TOWNSHIP, PARCEL TOTALING 0.009 ACRES, LOCATED ON THE EAST SIDE OF COUNTY ROAD "0," APPROXIMATELY 0.28 MILE SOUTH OF COUNTY ROAD 1000 SOUTH.

SECTION 1. Be it ordained by the Board of Commissioners of the County of Hendricks, Indiana, that the Zoning Ordinance (2001-24) adopted on the 5th day of November on the year 2001, be amended so as to include in the MI: Major Industrial District, the following described real estate located in the County of Hendricks, Indiana, namely: ZA-292.LB02-01: Thomas & Patricia Prince, S34-T14N-R1W, 0.009 acres, Liberty Township, located on the east side of County Road "0," approximately 0.28 mile south of County Road 1000 South.

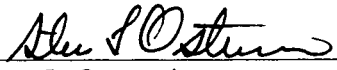
SECTION 2. All building or uses permitted and placed upon the described real estate shall fully conform with all the provisions of the County of Hendricks Zoning Ordinance and shall have obtained the proper permits.

SECTION 3. As inducement for this Zoning Map Amendment, all terms found in the conditions for approval of ZA-227/LB99-01: *Thomas Prince* set out in the "Letter of Intent" and the "Area Plan Commission Staff Letter" dated December 3, 2002 attached hereto and made a part hereof, and the Hendricks County Board of Commissioners having relied on those stipulations and required certain conditions of its own, does hereby adopt said documents as a part of this Ordinance.

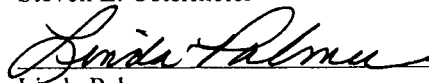
SECTION 4. This Ordinance shall be in full force and effect from and after its passage by the County Commissioners.

Approved by the Board of County Commissioners of Hendricks County, Indiana, the 23rd day of December, 2002.

Board of Commissioners



Steven L. Ostermeier

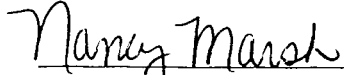


Linda Palmer



J.D. Clampitt

Attest:



Nancy Marsh, Auditor

| 2002 COUNCIL ORDINANCES | NUMBER | DATE |
|---|---------|-----------------|
| <i>adopting Excise Duties &</i> | 2002-01 | <i>5-8-02</i> |
| <i>Wheel Tax</i> | 2002-02 | <i>12-19-02</i> |
| <i>ordinance allowing Tax and Capital</i> | 2002-03 | |
| <i>Warrants</i> | 2002-04 | |
| | 2002-05 | |
| | 2002-06 | |
| | 2002-07 | |
| | 2002-08 | |
| | 2002-09 | |
| | 2002-10 | |
| | 2002-11 | |
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| | 2002-24 | |
| | 2002-25 | |
| | 2002-26 | |
| | 2002-27 | |
| | 2002-28 | |
| | 2002-29 | |
| | 2002-30 | |
| | 2002-31 | |

Amended 6/4/02

ORDINANCE NO. 2002-01 AMENDED
EXCISE SURTAX & WHEEL TAX

WHEREAS, PL 10 – Acts 1980 Section (IC 6-3.5-4) authorizes the County Council to impose, by ordinance, a local annual Excise Surtax of (not less than 2% or more than 10% or a flat fee of not less than \$7.50 or more than \$25.00) on each motor vehicle subject to the annual excise tax registered in the county and,

WHEREAS, PL 10 – Acts 1980, Section 5 (IC 6-3.5-5) authorizes the County Council to impose by ordinance, a local option annual Wheel Tax of (not less than \$5.00 or not more than \$40.00) on each of 6 (six) classifications of motor vehicles not subject to the excise tax, registered in the County, and

WHEREAS, PL 10 – Acts 1980, Section 4 and 5 (IC 6-3.5-4&5) requires that the local option Excise Surtax and local option Wheel Tax be imposed concurrently, and

WHEREAS, Hendricks County and the Cities and Towns in Hendricks County have experienced a severe shortfall in Gasoline Tax Funds needed to support the safe, all-weather operation of the road and street system in Hendricks County,

NOW THEREFORE BE IT ORDAINED BY THE COUNTY COUNCIL OF HENDRICKS COUNTY, INDIANA THAT.

1. Beginning January 1, 2003, and until further amended by ordinance, all passenger cars, trucks of less than 11,000 pounds G.W., and motorcycles registered in Hendricks County, that are now subject to an excise tax shall also be subject to an annual excise surtax of \$20.00 to be paid with the registration of said motor vehicle.
2. Beginning January 1, 2003 and until further amended by ordinance, all of the following six classes of motor vehicles, registered in Hendricks County shall be subject to an annual Wheel Tax as set out in the following schedule, to be paid with the registration of said vehicles.

MOTOR VEHICLE CLASSIFICATION

ANNUAL WHEEL TAX

| | |
|----------------------------------|---------|
| (A) Buses | \$20.00 |
| (B) Recreation Vehicles | \$20.00 |
| (C) Semi-Trailers | \$20.00 |
| (D) Tractors | \$20.00 |
| (E) Trailers | \$20.00 |
| (F) Trucks | \$20.00 |
| (G) Recovery Vehicles (16,000) | \$20.00 |
| (H) Recovery Vehicles (16,000 +) | \$20.00 |

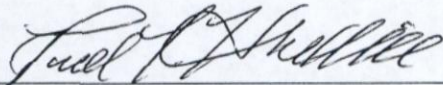
Ordinance 2002-01 Amended
Excise Surtax and Wheel Tax
June 4, 2002

As provided by PL 10 – Acts 1980, (IC 6-3.5-5-4), the following motor vehicles are exempt from the annual Wheel Tax:

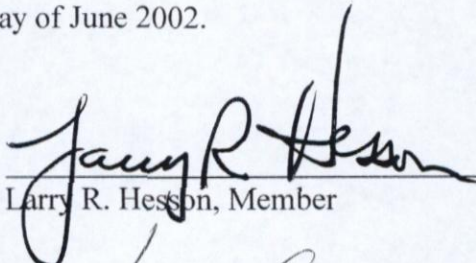
1. Vehicles owned by the state, a state agency or a political subdivision.
2. Buses owned and operated by a religious or non-profit youth organization and used to haul persons to religious service or for the benefit of their members.
2. Vehicles subject to the annual excise surtax imposed under IC 6-3.5-5-4.

Beginning January 1, 2003, all of the Excise Surtax and Wheel Tax collected on motor vehicles registered in Hendricks County shall be distributed, as provided in PL 10 – Acts 1980, to the County, City and Town Units of Hendricks County by the County Auditor and shall be used only to construct, reconstruct, repair, or maintain streets, roads and bridges under their jurisdiction.

Adopted by the Hendricks County Council this 4th day of June 2002.



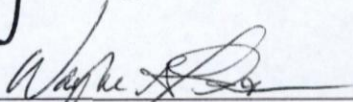
Paul T. Hardin, President



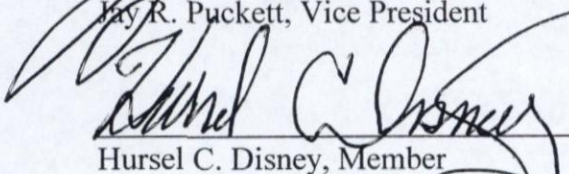
Larry R. Hesson, Member



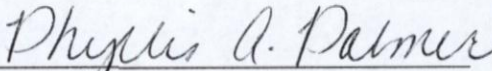
Jay R. Puckett, Vice President



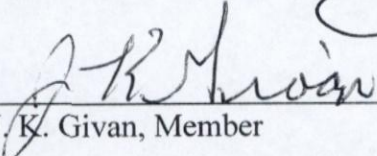
Wayne Johnson, Member



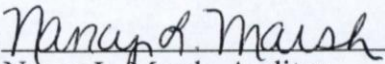
Hursel C. Disney, Member



Phyllis A. Palmer, Member



J. K. Givan, Member

Attest: 

Nancy L. Marsh, Auditor

ORDINANCE

2002-02

AN ORDINANCE authorizing the County of Hendricks, Indiana, to make temporary loans to meet current running expenses for the use of the General Fund, the Health Fund, the Jail Lease Fund and the Administration Lease Fund of the Issuer, in anticipation of and not in excess of current taxes levied in the year 2002, and collectable in the year 2003 (including property tax replacement revenues); authorizing the issuance of temporary loan tax anticipation warrants to evidence such loans and the sale of such warrants to the Indiana Bond Bank; and appropriating and pledging the taxes to be received in such funds to the punctual payment of such warrants including the interest thereon.

WHEREAS, the County Council (the "Fiscal Body") of the County of Hendricks, Indiana (the "Issuer") has determined that there will be an insufficient amount of money in the General Fund, the Health Fund, the Jail Lease Fund and the Administration Lease Fund of the Issuer (the "Funds") to meet the *current running* expenses of the Issuer payable from such Funds during the fiscal year ending on the last day of December 2003, and prior to the respective June 2003 (that is, the first) and December 2003 (that is, the second and final) settlements and distribution of taxes levied for such Funds (including property tax replacement revenues); and

WHEREAS, the Fiscal Body now finds that an emergency exists for the borrowing of money to pay current running expenses and that temporary loans for the Funds for such purposes should be made and that temporary loan tax anticipation warrants evidencing such loans should be issued and sold, subject to the terms and conditions set forth herein and in accordance with the provisions of Indiana law; and

WHEREAS, the Fiscal Body has determined to participate in the 2003 Advance Funding Program (the "Program") established by the Indiana Bond Bank (the "Bond Bank") whereby the Bond Bank will purchase the temporary loan tax anticipation warrants and/or temporary interim warrants of the Issuer; and

WHEREAS, in order to participate in the Program, the Fiscal Body may be required to issue and sell its temporary loan tax anticipation warrants to the Bond Bank prior to the final certification of the annual budget levy and tax rates for such Funds for fiscal year 2003 by the Indiana Department of Local Government Finance; and

WHEREAS, the levy (including property tax replacement revenues) proposed for collection for the Funds in 2003 is estimated to produce in the aggregate, with respect to such Funds, an amount equal to or in excess of the principal of and interest on the temporary loans for such Funds; and

WHEREAS, a necessity exists for the making of temporary loans evidenced by temporary loan tax anticipation warrants for the Funds in anticipation of the receipt of current revenues for

such Funds levied for the year 2002 and in the course of collection in 2003 (including property tax replacement revenues) and the Fiscal Body desires to authorize the making of temporary loans to procure the amounts necessary, in combination with other available amounts, to meet such current running expenses for such Funds and to pay necessary costs incurred in connection with the issuance and sale of temporary loan tax anticipation warrants to evidence such temporary loans; and

WHEREAS, the Issuer has not previously issued temporary loan tax anticipation warrants payable from 2003 tax revenue with respect to the Funds; and

WHEREAS, the Fiscal Body seeks to authorize the issuance of such temporary loan tax anticipation warrants and/or temporary interim warrants with respect to the Funds and the sale of such warrants to the Bond Bank pursuant to the provisions of Indiana Code 5-1.5, subject to and dependent upon the terms and conditions hereinafter set forth.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNTY COUNCIL OF THE COUNTY OF HENDRICKS, INDIANA AS FOLLOWS:

Section 1. It is hereby found and declared that an emergency exists for the borrowing of money and therefore the Issuer is hereby authorized to make temporary loans to meet current running expenses for the use and benefit of each of the Funds of the Issuer in anticipation of estimated current tax revenues levied for the year 2002 and in the course of collection for such Funds in 2003 (including property tax replacement revenues), which loans shall be evidenced by temporary loan tax anticipation warrants of the Issuer (the "Warrants") issued pursuant to the provisions of *Indiana Code 36-2-6-18* as in effect on the date of their respective issuance. A separate Warrant or Warrants shall be issued for each Fund and each maturity date and all Warrants shall be dated as of the date of delivery thereof to the Bond Bank. Subject to the provisions of *Indiana Code 36-2-6-18* as in effect on the date of their respective issuance, the Issuer is authorized to issue Warrants maturing and payable on or before December 31, 2003, in aggregate amounts not to exceed the following for the respective identified funds:

General Fund: \$7,999,835;

Health Fund: \$418,823;

Jail Lease Fund: \$743,490;

Administration Lease Fund: \$1,097,380.

The Warrants shall bear interest prior to maturity at a rate or rates per annum not to exceed a maximum of 6.5%. The exact rate or rates are to be determined under the terms of a warrant purchase agreement between the Bond Bank and the Issuer to be entered into prior to the sale of the Warrants to the Bond Bank (together with any supplements thereto, referred to as the "Warrant Purchase Agreement"), in accordance with the provisions of *Indiana Code 5-1.5*. Interest shall be calculated on the basis of a 360-day year comprised of twelve 30-day months.

The Warrants shall be deemed to be issued in denominations of One Dollar (\$1) or integral multiples thereof not exceeding the aggregate principal amount of the Warrants.

Notwithstanding any provision in this Ordinance (or in the form of Warrant Purchase Agreement available to the Issuer as of the date of the adoption of this Ordinance and incorporated by reference into this Ordinance), conforming changes may be made by the Issuer's officers to the form of any Warrant and the Warrant Purchase Agreement prior to the issuance of Warrants to provide the due date of the Warrants, which may be June 30, 2003, December 31, 2003, or a date fixed by reference to the Issuer's receipt of its settlement of the funds in anticipation of which any Warrant is issued, or any combination thereof.

The Issuer is authorized to make payments of principal and interest on the Warrants by paying the amount due from funds that are available for immediate transfer or investment on or before 12:00 noon (Indianapolis time) on the due date to BNY Trust Company of Missouri (or if BNY Trust Company of Missouri is not selected or determined by the Bond Bank at the time of the issuance of the Notes to serve as the Trustee, then to such other corporate trustee as may be specified as the Trustee in the Note Indenture), the Bond Bank's Trustee (the "Trustee") under the Note Indenture to be dated as of January 30, 2003. Subject to Section 11 hereof, the Warrants may not be prepaid prior to the due date without the express written consent of the Bond Bank. In the event that the principal of and interest on this Warrant are not paid in full to the Bond Bank at the principal corporate trust office of the Trustee in immediately available funds on or before 12:00 noon (Indianapolis time) on the Due Date (as defined in the Warrant Purchase Agreement and in each warrant), the Borrower shall pay to the Bond Bank its allocable portion of all fees and expenses of the Bond Bank (including a charge in an amount equal to the Reinvestment Rate (as defined in the Warrant Purchase Agreement) that would accrue on the amount due and owing (the unpaid principal and accrued interest to such date) from the Due Date until paid) resulting therefrom. In addition, the Issuer shall be responsible for payment to the Bond Bank of its allocable portion of all fees and expenses attributable to a request for payment under the Credit Facility Agreement (as defined in the Warrant Purchase Agreement) resulting from a failure by the Issuer to pay in full the principal of and interest on the Warrants on their due date.

Section 2. With respect to each Fund and each maturity, the officers of the Issuer are authorized to deliver a principal amount of the Warrants up to or less than the maximum amount established for any such Fund and maturity date in Section 1 hereof in order to comply with all applicable laws and any requirements of the Bond Bank. The Warrants will be delivered on or about January 30, 2003, or otherwise as appropriate and in accordance with the terms of the Warrant Purchase Agreement. In the event that the Issuer anticipates incurring cash flow deficits after the issuance and sale of the Warrants to the Bond Bank, the Issuer is hereby authorized to issue and sell additional warrants to the Bond Bank as appropriate and in accordance with the terms of the Warrant Purchase Agreement (as supplemented from time to time) and consistent with the two preceding sentences.

In the event that the Issuer anticipates incurring cash flow deficits prior to the issuance and sale of the Warrants to the Bond Bank, the Issuer is hereby authorized to issue and sell

temporary interim warrants to the Bond Bank. The issuance and sale of the temporary interim warrants shall be on substantially the same terms as the issuance and sale of the Warrants to the Bond Bank, all as set forth in the Warrant Purchase Agreement. In the event that temporary interim warrants are issued, all or a portion of the proceeds of the Warrants may be used to repay the temporary interim warrants. Provisions of this Ordinance relating to the issuance of Warrants shall also relate to the issuance of temporary interim warrants to the extent applicable. The aggregate amount of any such temporary interim warrants shall not count against the amount limitation recited in Section 1 hereof and applicable to the Warrants.

Section 3. The principal of and interest on the Warrants shall be payable from tax revenues to be received in the respective Fund upon which such Warrant is issued. There is hereby appropriated and pledged to the payment of the Warrants issued with respect to each Fund, including interest and all necessary costs incurred in connection with the issuance and sale of the Warrants, a sufficient amount of the taxes, levied for 2002, and payable in 2003 (including property tax replacement revenues), for such Fund and in anticipation of which the Warrants are issued, for the punctual payment of the principal of and interest on the Warrants evidencing such temporary loans, together with such issuance costs, if any. The principal amount of all Warrants maturing on any date shall be based on the 2003 annual budget levy for the Fund (including property tax replacement revenues) as estimated or certified by the Indiana Department of Local Government Finance. For purposes of this Ordinance, fifty percent (50%) of the annual budget levy (including property tax replacement revenues) shall be deemed to equal the amount of taxes estimated by the County Auditor to be collected for and distributed to such Fund at each of the June 2003 (that is, the first) and December 2003 (that is, the second and final) settlement and distribution of such revenues.

Section 4. The Warrants issued hereunder with respect to the Fund shall be executed in the name of the Issuer by the manual or facsimile signature of the Board of County Commissioners of the County of Hendricks, Indiana, and attested by the Auditor of the County of Hendricks, Indiana, or such other officers of the Issuer as may be permitted by law, provided at least one of such signatures is manually affixed. All Warrants shall be payable in lawful money of the United States of America at the principal corporate trust office of the Trustee. Further, the Warrants shall not be delivered and no payment shall be made therefor prior to the first day of January 2003.

Section 5. The Warrants with respect to each Fund shall be issued in substantially the following form (with all blanks, changes, additions and deletions, including the appropriate amounts, dates and other information to be properly completed prior to the execution and delivery thereof, as conclusively evidenced by the signatures of the officers of the Issuer affixed thereon):

UNITED STATES OF AMERICA

STATE OF INDIANA

COUNTY OF HENDRICKS

COUNTY OF HENDRICKS, INDIANA
TEMPORARY LOAN TAX ANTICIPATION WARRANT

Warrant Fund: _____ Fund
Dated Date: _____, 2003
Due Date: _____
Principal Sum: \$ _____
Interest Rate: ___ percent per annum
Authorization Date: Ordinance No. ____, adopted _____

FOR VALUE RECEIVED, on or before the Due Date set forth above (the "Due Date"), the County of Hendricks, Indiana (the "Borrower"), shall pay to the Indiana Bond Bank (the "Bond Bank") the Principal Sum set forth above pursuant to a certain Warrant Purchase Agreement between the Bond Bank and the Borrower, dated as of December 1, 2002 (the "Agreement").

In addition, the Borrower on the Due Date hereof shall pay to the Bond Bank interest at the per annum Interest Rate set forth above pursuant to the Agreement, with such interest to be computed on the basis of a 360-day year comprised of twelve 30-day months. This Warrant shall be deemed to be issued in a minimum denomination of One Dollar (\$1) or integral multiples thereof, which in the aggregate shall not exceed the principal amount of the Warrants. In the event that the principal of and interest on this Warrant are not paid in full to the Bond Bank at the principal corporate trust office of the Trustee (as defined in the Agreement) in immediately available funds on or before 12:00 noon (Indianapolis time) on the Due Date, the Borrower shall pay to the Bond Bank its allocable portion of all fees and expenses of the Bond Bank (including a charge in an amount equal to the Reinvestment Rate (as defined in the Agreement) that would accrue on the amount due and owing (the unpaid principal and accrued interest to such date) from the Due Date until paid) resulting therefrom.

All payments of principal and interest to be made by the Borrower to the Bond Bank shall be made by paying the amount due in funds that are available for immediate transfer or investment on or before 12:00 noon (Indianapolis time) on the payment date to the Trustee in St. Louis, Missouri (or to such other place of payment as may be specified in notice given by the Trustee or Bond Bank). This Warrant may not be prepaid prior to the Due Date except as permitted by the Agreement.

This Warrant evidences a temporary loan to provide funds to meet current expenses of the Warrant Fund set forth above (the "Fund") and has been authorized by an ordinance passed and adopted by the County Council of the County of Hendricks, Indiana as referenced above, in accordance with Indiana Code 36-2-6-18 and all other acts amendatory thereof or supplemental thereto.

This Warrant is issued in anticipation of the tax levy which has been made for the Fund in the year 2002, which tax levy is now in the course of collection (including property tax replacement revenues). There has been irrevocably appropriated and pledged to the payment in full of the principal of and interest on this Warrant a sufficient amount of the revenues to be derived from the Fund tax levy (including property tax replacement revenues). The principal

amount of all Warrants maturing on the Due Date and payable from the Fund does not exceed forty percent (40%) of the 2003 annual budget levy for the Fund (including property tax replacement revenues) as estimated or certified by the Indiana Department of Local Government Finance.

It is further hereby certified, recited, and declared that all acts, conditions, and things required by law precedent to the issuance and execution of this Warrant have been properly done, have happened, and have been performed in the manner required by the constitution and statutes of the State of Indiana relating thereto; that the Fund tax levy (including property tax replacement revenues) from which (together with other amounts in the Fund) this Warrant is payable is a valid and legal levy; and that the Borrower will reserve a sufficient amount of the proceeds of the Fund tax levy (including property tax replacement revenues) currently in the course of collection for the timely payment of the principal of and interest on this Warrant in accordance with its terms.

IN WITNESS WHEREOF, the County of Hendricks, Indiana, has caused this Warrant to be executed in its corporate name by the Board of County Commissioners of the County of Hendricks, Indiana, and attested by the Auditor of the County of Hendricks, Indiana, all as of the Dated Date set forth above.

COUNTY OF HENDRICKS, INDIANA
BY ITS BOARD OF COUNTY COMMISSIONERS

By: _____
Commissioner

By: _____
Commissioner

By: _____
Commissioner

ATTEST:

Auditor
County of Hendricks, Indiana

Section 6. The fiscal officer of the Issuer (the "Fiscal Officer") is hereby authorized and directed to have the Warrants prepared, and each of the executive officers of the Issuer, or such other officers as may be permitted by law, are hereby authorized and directed to execute the Warrants in the manner and substantially the form provided in this Ordinance, as conclusively evidenced by their execution thereof.

Section 7. The Fiscal Officer, on behalf of the Issuer, is authorized to sell to the Bond Bank the Warrants. The Warrant Purchase Agreement shall set forth the definitive terms and conditions for such sale. Warrants sold to the Bond Bank shall be accompanied by all documentation required by the Bond Bank pursuant to the provisions of Indiana Code 5-1.5 and the Warrant Purchase Agreement, including without limitation, an approving opinion of Bingham McHale LLP, specially designated bond counsel for the Warrants on the engagement terms set forth in such firm's letter to the Issuer; certification and guarantee of signatures; and certification as to no litigation pending as of the date of delivery of the Warrants to the Bond Bank challenging the validity or issuance of the Warrants. The entry by the Issuer into the Warrant Purchase Agreement and the execution of the Warrant Purchase Agreement, on behalf of the Issuer by any of the executive officers of the Issuer, or such other officers as may be permitted by law, in accordance with this Ordinance, are hereby authorized and approved.

Section 8. The proper officers of the Issuer are hereby authorized to deliver the Warrants to the Bond Bank, upon receipt from the Bond Bank of the payment or otherwise as appropriate and in accordance with the terms of the Warrant Purchase Agreement.

Section 9. Each of the executive officers of the Issuer (including, without limitation, the Fiscal Officer), or such other officers as may be permitted by law are hereby authorized and directed to make such filings and requests, deliver such certifications, execute and deliver such documents and instruments, and otherwise take such actions as are necessary or appropriate to carry out the terms and conditions of this Ordinance and the actions authorized hereby and thereby.

Section 10. The Issuer hereby covenants that the Issuer and its officers shall not take any action or fail to take any action with respect to the proceeds of any of the Warrants or any investment earnings thereon which would result in constituting any of the Warrants as "arbitrage bonds" under the Internal Revenue Code of 1986, as amended, and any and all final or proposed regulations or rulings applicable thereto, or which would otherwise cause the interest on any of the Warrants to cease to be excludable from gross income for purposes of federal income taxation; and the Fiscal Officer and all other appropriate officers are hereby authorized and directed to take any and all actions and to make and deliver any and all reports, filings, and certifications as may be necessary or appropriate to evidence, establish, or ensure such continuing exclusion of the interest on the Warrants.

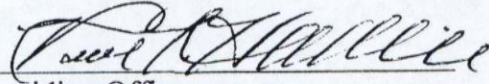
Section 11. Notwithstanding any other provision of this Ordinance to the contrary, by the entry into the Warrant Purchase Agreement through the execution of the Warrant Purchase Agreement, on behalf of the Issuer by any of the executive officers of the Issuer, or such other officers as may be permitted by law, the Issuer may elect to receive payment from the Bond Bank on account of the Warrants in installments in accordance with the terms of the Warrant Purchase Agreement. Under such circumstance, notwithstanding any other provision of this Ordinance to the contrary, the Warrant Purchase Agreement and the form of the Warrants may provide that: (a) principal shall be advanced under the Warrants and the Warrant Purchase Agreement in the manner and at the times set forth therein, as conclusively evidenced by the records of the Bond Bank and

the Trustee; (b) interest shall accrue on the amount from time to time outstanding under the Warrants as evidenced by the records of the Bond Bank and the Trustee; and (c) the Issuer may, at its option, prepay all or a portion of the principal of and interest on the Warrants in the manner and at the times set forth in the Warrants and the Warrant Purchase Agreement.

Section 12. This Ordinance shall be in full force and effect from and after the time it has been adopted by the Fiscal Body. All resolutions and ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

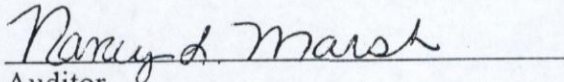
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ADOPTED AND APPROVED BY the County Council of the County of Hendricks,
Indiana, this 19th day of December, 2002.



Presiding Officer
County Council

ATTEST:



Auditor
County of Hendricks, Indiana