

ORDINANCE NO. 1999-1

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM R-1: LOW DENSITY, SINGLE FAMILY RESIDENTIAL DISTRICT, TO I-2: LIGHT INDUSTRIAL DISTRICT. COMMONLY KNOWN AS ZA-209/WA98-16: PEGGY VERHONIK, WASHINGTON TOWNSHIP, PARCEL TOTALING 3.0 ACRES, LOCATED ON THE WEST SIDE OF COUNTY ROAD 1050 EAST, 0.13 MILE NORTH OF COUNTY ROAD 200 SOUTH.

**SECTION 1.** Be it ordained by the Board of Commissioners of the County of Hendricks, Indiana, that the Zoning Ordinance (1991-17) adopted on the 18th day of November on the year 1991, be amended so as to include in the I-2: Light Industrial District, the following described real estate located in the County of Hendricks, Indiana, namely: ZA-209/WA98-16: Peggy Verhonik, S17-T15-R2E, 3.0 acres, Washington Township, located on the west side of County Road 1050 East, 0.13 mile north of County Road 200 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.** 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 19 day of January, 1999

Board of Commissioners

John D. Clappitt

John D. Clappitt

Hursel C. Disney

Hursel C. Disney

John A. Daum

John A. Daum

Attest:

Debbie Simpson

Debbie Simpson

Auditor

ORDINANCE NO. 1999-2

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM **R-1: LOW DENSITY, SINGLE FAMILY RESIDENTIAL DISTRICT**, TO **C-4: HIGHWAY COMMERCIAL DISTRICT**. COMMONLY KNOWN AS **ZA-210/MA98-02: FONDA DOANE, MARION TOWNSHIP**, PARCEL TOTALING 8.7 ACRES, LOCATED ON THE NORTH SIDE OF U.S. HIGHWAY 36, 0.25 MILE WEST OF STATE ROAD 75..

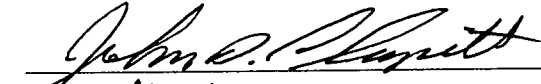

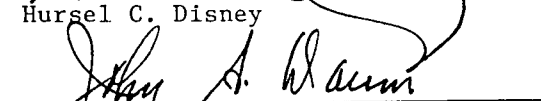
**SECTION 1.** Be it ordained by the Board of Commissioners of the County of Hendricks, Indiana, that the Zoning Ordinance (1991-17) adopted on the 18th day of November on the year 1991, be amended so as to include in the C-4: Highway Commercial District, the following described real estate located in the County of Hendricks, Indiana, namely: ZA-210/MA98-02: Fonda Doane, S5-T15N-R2W, 8.7 acres, Marion Township, located on the north side of U.S. Highway 36, 0.25 mile west of State Road 75..

**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 19 day of January, 1999

Board of Commissioners

  
John D. Clappitt  
  
Hursel C. Disney  
  
John A. Daum

Attest:

  
Debbie Simpson  
Auditor

Attach to Endowment 1999-2

DOAN C-4 EXCLUSIVE LIST OF USES

Deane

**TRAILER SALES, STORAGE**

Tire Sales  
Mobile Home Storage  
Lawn Mower Sales  
Farm and Garden Supply  
Building Materials  
Greenhouse  
Hardware  
Lumber  
Contractor  
Fertilizer  
Landscaping  
Veterinarian  
Farm Implement  
Parts and Service on any of the above



LEGAL DESCRIPTION

8.7 Acres

A part of the South half of the Southeast quarter of Section 5, Township 15 North, Range 2 West of the second Principal Meridian in Hendricks County, Indiana being more particularly described as follows, to-wit:

Commencing at the Northeast corner of the South half of the Southeast quarter of said Section 5; thence 89 degrees 17 minutes 46 seconds West (assumed bearing) along the North line of said half-quarter section 1493.88 feet; thence South 00 degrees 38 minutes 24 seconds West, 247.50 feet; thence South 89 degrees 17 minutes 46 seconds East, 171.60 feet; thence South 00 degrees 14 minutes 29 seconds West, 531.99 feet; thence North 89 degrees 16 minutes 32 seconds West, 482.06 feet to the POINT OF BEGINNING of this description; thence South 00 degrees 14 minutes 29 seconds West, 596.40 feet to the South line of said half-quarter section; thence North 89 degrees 16 minutes 32 seconds West along the South line of said half-section, 451.80 feet; thence North 00 degrees 28 minutes 19 seconds West, 330.98 feet; thence North 89 degrees 16 minutes 32 seconds west parallel with the South line of said half-quarter section, 340.92 feet; thence South 00 degrees 43 minutes 28 seconds West, 330.91 feet to a point on the South line of said half-quarter section; thence North 89 degrees 16 minutes 32 seconds West, 30.26 feet to the Southwest corner of said half-quarter section; thence North 00 degrees 42 minutes 14 seconds East along the West line of said half-quarter section, 596.36 feet; thence South 89 degrees 16 minutes 32 seconds East, 825.07 feet to the POINT OF BEGINNING of this description. Said property contains 8.7 acres, more or less, being subject to all legal highways, rights-of-way, covenants, easements, and restrictions of record.

ORDINANCE NO. 1999-4

AN ORDINANCE GRANTING A FRANCHISE TO COMCAST CABLEVISION OF INDIANAPOLIS, L.P., TO CONSTRUCT, OPERATE AND MAINTAIN A CABLE TELEVISION SYSTEM IN THE COUNTY OF HENDRICKS, INDIANA

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

Section 1. SHORT TITLE

This Ordinance shall be known, and may be cited as the "County of Hendricks Cable Television Franchise Ordinance for Comcast Cablevision".

Section 2. DEFINITIONS

For the purpose of this Ordinance, the following terms, words, and their derivations shall have the meaning given herein. Where not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number and words in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

1. "County" is the County of Hendricks, Indiana.
2. "Company" is the Comcast Cablevision of Indianapolis, L.P., or its successors and assigns.
3. "Commissioners" is the Board of Commissioners of the County of Hendricks, Indiana.
4. "Person" is any person, firm, partnership, association, corporation or organization of any kind.
5. "Cable Television System" means a system of antennae, cables, wave guides, or other conductors and equipment and facilities for the reception, amplification and distribution of television, radio or other electronic signals to persons within the Town where a fee is paid for the receipt of services from the operator of the system.

6. "FCC" is the Federal Communications Commission.

7. "Gross revenues" shall include all compensation paid by a subscriber for the sale of the Company's monthly basic television services. This does not include revenue derived from paid TV program charges, leased channels, Pay-TV service, nor does it include any sales or excise tax.

### Section 3. GRANT OF AUTHORITY

(a) There is hereby granted by the County to the Company the right and privilege to construct, erect, operate and maintain a cable television system for the reception, amplification and distribution of video and/or audio signals, and other programming services, to subscribing members of the public for a fee, for a period of fifteen (15) years from and after the effective date of this Ordinance.

(b) The Company is hereby granted by the County the right and privilege to construct, operate, and maintain said cable television system in, upon, along, across, above, over and under the streets, alleys, public ways and public places now laid out or dedicated within the County of Hendricks. ✓

(c) The right to use and occupy said streets, alleys, public ways and places for the purpose herein set forth shall not be exclusive, and the County reserves the right to grant a similar use of said streets, alleys, public ways and places to any person at any time during the period of this Franchise. This is not an exclusive grant of authority.

(d) In connection with the right and privilege herein granted, the Commissioners have examined and approved the legal, character, financial, technical and other qualifications of the Company, as well as the adequacy and feasibility of its construction arrangements, as part of a public proceeding affording due process.

### Section 4. COMPLIANCE WITH APPLICABLE LAWS AND ORDINANCES

(a) The Company shall, at all times during the life of this Franchise, be subject to all lawful exercises of police power of the County.

(b) The County and the Company shall comply with, and all provisions in this Ordinance should be interpreted so as to be consistent with, all valid local, state and federal regulations, including the rules and regulations of the FCC.

#### Section 5. INDEMNIFICATION

The Company shall indemnify, protect and save the County harmless from and against any and all losses, costs or expenses resulting from damage to any property or bodily injury or death to any person, including payments made under any workmen's compensation law, which arise out of or occur by reason of the exercise by the Company of the rights granted in this Franchise. The Company shall carry insurance to protect itself and the County from and against all claims, demands, actions, judgments, costs, expenses and liabilities which may arise or result, directly or indirectly, from or by reason of such loss, injury or damage. The insurance policy shall specifically provide that the County shall be named as an additional insured. The amounts of such insurance against liability due to physical damage to property shall be not less than Fifty Thousand Dollars (\$50,000) as to any one claim and not less than Two Hundred Thousand Dollars (\$200,000) aggregate in any single policy year; and against liability due to bodily injury or to death of persons, not less than One Hundred Thousand Dollars (\$100,000) as to any one person, and not less than Three Hundred Thousand Dollars (\$300,000) as to all such claims arising from any one accident. The Company shall also carry insurance at the statutory limits to protect it and the County from any and all claims under the workmen's compensation laws in effect that may be applicable to the Company. All insurance required by this Section shall be and remain in full force and effect for the entire period of this Franchise. The policies of insurance, or a certified copy or copies thereof or certificates evidencing same, shall be filed with the County.

#### Section 6. CONSTRUCTION STANDARDS

With regard to the Company's construction, operation and maintenance of its cable television system, the following standards shall apply:

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(a) The construction, maintenance and use of the Company's cable television system shall comply with the standards for materials and engineering and all other provisions of the National Electric Safety Code and the National Electrical Code.

(b) The County shall have the right to supervise all construction and installation work performed subject to the provisions of this Ordinance and to make such inspections as it shall find necessary to insure compliance with governing ordinances.

#### Section 7. STREET VACATION OR ABANDONMENT

In the event any street, alley, public highway or utility easement, or any portion thereof, used by the Company shall be vacated by the County or the use thereof discontinued by the Company during the term of this Franchise, the Company shall forthwith remove its facilities therefrom unless specifically permitted to leave them there, and upon the removal thereof, restore, repair or reconstruct the street area where such removal has occurred in such condition as may be required by the County. In the event of failure, neglect or refusal of the Company, after thirty (30) days notice by the Commissioners to repair, improve or maintain such street portions, the County may do such work or cause it to be done, and the cost thereof as found and declared by the County shall be paid by the Company, and collection may be by Court action or otherwise.

#### Section 8. CONDITIONS ON STREET OCCUPANCY

(a) USE. All transmission and distribution structures, lines and equipment erected by the Company within the County shall be so located as to cause minimum interferences with the proper use of all streets, alleys and other public ways and places, and to cause minimum interference with the rights and reasonable convenience of property owners who adjoin any of the said streets, alleys or other public ways and places.

(b) RESTORATION. In case of any disturbance of pavement, sidewalk, driveway or other surfacing, the Company shall, at its own cost and expense and in a

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manner approved by the County, replace and restore all paving, sidewalk, driveway or surface of any street or alley disturbed to as good condition as before said work was commenced, and shall warrant the repairs for defective workmanship or materials for one (1) year.

(c) RELOCATION. In the event that at any time during the period of this Franchise the County shall lawfully elect to alter or change the grade or width of any street, alley or other public way, the Company upon reasonable notice by the County, shall remove, relay and relocate its poles, wires, cables, underground conduits, manholes and other system fixtures at its own expense.

(d) TEMPORARY REMOVAL OF WIRE FOR BUILDING MOVING. The Company shall, on the request of any person holding a building moving permit issued by the County, temporarily raise or lower its wires to permit the moving of buildings. The expense of such temporary removal, raising or lowering of wires shall be paid by the person requesting the same, and the Company shall have the authority to require such payment in advance. The Company shall be given not less than one hundred twenty (120) hours advance notice to arrange for such temporary wire changes.

(e) TRIMMING OF TREES. The Company shall have the authority to trim trees upon and overhanging any street, alley or other public way so as to prevent the branches of such trees from coming in contact with its wires, cables or other equipment.

#### Section 9. POLE USE

(a) The Company shall, whenever possible and practicable, use the poles owned and maintained by the County and/or the utility company(ies) which serve the County. When the use of such poles is not practicable or satisfactory and rental agreements cannot be entered into with said parties, the Company shall have the right to erect and maintain its own poles, as may be necessary for the proper construction and maintenance of the television distribution system.

(b) In all sections of the County where the cables, wires, or other like facilities of public utilities are presently placed underground or are required to be so placed underground at any time in the future, the Company shall place its cables, wires or

other like facilities underground to the maximum extent that existing technology reasonably permits the Company to do so.

#### Section 10. REGULATION

(a) The Company shall, while operating under this Franchise, maintain efficient cable television service in the County. However, the Company shall not be liable for loss or damage caused by interruption or failure of service due to accident or breakdown to lines or equipment, strike, riot, act of God, or the public enemy, or such other causes as are beyond its control, or due to shutdowns for reasonable periods to make repairs to equipment; but the Company shall in such cases exercise proper diligence in repairing such equipment and resume operation of same without unnecessary delay.

(b) The Company shall have, and provide Commissioners with, procedures for the investigation and resolution of complaints regarding its cable television operations that meet the reasonable approval of the Commissioners. Commissioner's failure to provide written revisions to those procedures within 60 days of their receipt shall indicate acceptance of the procedures. Company will notify Commissioners of changes in these procedures within thirty (30) days of their effective date. Notice of the procedures for reporting and resolving complaints shall be given to each subscriber at the time of initial subscription to the cable television system operated by the Company. The Company shall have an area business office or agent for the purpose of receiving notice of, investigating and seeing that proper steps are taken to effect the resolution of any problems relating to service or other aspects of its cable television operations. The area manager shall have primary responsibility for the continuing administration of this Franchise, and for the implementation of the procedures of this subsection.

(c) The County shall have access during normal business hours to such records maintained by the Company which the County determines reasonably necessary for the enforcement of this Franchise.

(d) A copy of any and all rules, regulations, terms and conditions adopted by the Company for conduct of its business shall be filed with the County; and a copy shall also be available for public inspection at the office of the Company.

(e) This Franchise shall not in any way be construed as a license or permit to the Company to engage in the sale or service of radio or television sets, appliances or parts.

#### Section 11. EMPLOYMENT PRACTICES

Equal opportunity in employment shall be afforded all qualified persons by the Company and no person shall be discriminated against because of race, color, religion, national origin or sex. Those in positions to hire will be specifically instructed to examine all hiring policies to make certain that the same comply with the foregoing declarations.

#### Section 12. RATES

The rates or charges which the Company assesses its subscribers for cable television services shall be at all times fair and reasonable. The County shall have the right to regulate the Company's rates and charges to the extent permitted by state and federal law.

#### Section 13. PAYMENT TO THE TOWN

(a) The Company shall pay to the County, for and in consideration of the rights and privileges granted to the Company pursuant to this Franchise, an annual fee in an amount equal to three percent (3%) of its gross revenues derived from its cable television operations in the County, with each year's fee due and payable to the County Clerk by January 31 for the preceding calendar year.

(b) In the event of revocation or termination of this Franchise, the final fee payment shall be prorated from the end of the immediately preceding January 31 to the date of termination of service, and shall be payable to the County within thirty (30) days thereafter.

#### Section 14. ASSIGNMENT, TRANSFER, LEASE OR MERGER

This Franchise shall not be assigned, transferred, leased nor merged without the prior approval of the Commissioners, which approval shall not be unreasonably withheld; provided, however, that no prior approval shall be required for an assignment or transfer to a subsidiary of Comcast Corporation.

#### Section 15. FORFEITURE OF FRANCHISE

(a) The County may declare a forfeiture of this Franchise and revoke the same in the event the Company:

- (1) Substantially violates any material provision of this ordinance, where Company fails to cure, or takes reasonable steps to effect a cure, within not less than thirty (30) days subsequent to receipt by the Company of a written notice of such violation, except where such violation is not the fault of the Company or is due to excusable neglect; or
- (2) Practices any fraud or deceit upon the County.

(b) Such forfeiture shall be declared by any ordinance of the Commissioners duly adopted after thirty (30) days notice to the Company, and shall in no way affect any of the County's rights under this Franchise or any provision of law; provided, however, that before the Franchise may be terminated and canceled under this section, the Company shall be provided with an opportunity to be heard at a public hearing before the Commissioners upon ten (10) days written notice to the Company of the time and place of the public hearing; provided that said notice shall affirmatively cite the reasons alleged to constitute a cause for revocation; and provided further that notice of said public hearing shall be published in a local newspaper of general circulation at least five (5) days before the hearing.

#### Section 16. MISCELLANEOUS

Failure to enforce or insist upon compliance with any of the terms or conditions of this Ordinance shall not constitute a general waiver or relinquishment of any such

terms or conditions, but the same shall be and remain at all times in full force and effect.

#### Section 17. SEPARABILITY

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court or other governmental authority of competent jurisdiction, such section shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions hereof.

#### Section 18. WRITTEN ACCEPTANCE

The Company shall, within twenty (20) days after this Ordinance is adopted by the Commissioners, file in the Office of the Clerk of the County a written acceptance of the terms of this Ordinance. Failure on the part of the Company to file such written acceptance within such time shall be deemed an abandonment and rejection of the rights conferred by this Ordinance. Said acceptance shall be unqualified and shall be construed to be an acceptance of all the terms, conditions and restrictions contained in this Ordinance.

#### Section 19. EFFECTIVE DATE

The effective date of this Ordinance and the Franchise shall be the date of passage of the Ordinance if the Company has provided the County with a written acceptance of the Ordinance.

#### Section 20. RIGHTS NON-EXCLUSIVE - PROCEDURES

The Company acknowledges that its rights under the Franchise are non-exclusive, as required by federal law. However, additional licenses or franchises to construct or operate a Cable Television System in the County will be granted by the County only if the Commissioners use a procedure that provides interested parties, including the Company, an opportunity to submit proposals for such additional

franchise. No license or franchise granted by the County to a third party during the term of this franchise shall be more favorable to such third party than the terms of this franchise.

Section 21. SYSTEM REQUIREMENTS

(a) Grantee shall install equipment and facilities and upgrade its System so that the System in its entirety has the capacity for at least eighty-one (81) analog Channels. Fiber optic components shall be incorporated into the design, and shall be used at least in the System trunk. System upgrade construction shall be completed by December 31, 1999.

Section 22. NOTICES

(a) All notice required by the terms of this Franchise shall be in writing and addressed as follows:

(1) To the County:

Hendricks County Board of Commissioners  
355 S. Washington #204  
Danville, IN 46122-1759

(2) To the Company:

Comcast Cablevision of Indianapolis, L.P.  
5330 E. 65th Street  
P.O. Box 20911  
Indianapolis, IN 46220  
ATTN: Area Vice President

(3) Such other addresses as directed in writing by either party.

(b) Notice shall be sufficient if mailed by first class mail, however, effective only upon receipt.

(c) Notice by certified mail return receipt requested shall be deemed effective upon mailing.

This Ordinance is hereby adopted this 8<sup>th</sup> day of February, 1999.

HENDRICKS COUNTY BOARD OF COMMISSIONERS

John D. Claryett  
John D. Claryett  
Thomas C. Claryett

ATTEST:

Debbie Simpson

A SPECIAL ORDINANCE CONCERNING THE COUNTY CORRECTIONS FUND

WHEREAS, SEA 395, (1986) AN ACT to amend the Indiana Code concerning corrections, added I.C. 11-12-6 to the Indiana Code to provide for the establishment and funding of a county corrections fund; and

WHEREAS, I.C. 11-12-6-6 provides that a county legislative body may annually adopt an ordinance to elect to receive deposits from the State Department of Correction and to establish a county corrections fund; and

WHEREAS, the Hendricks County Board of Commissioners held a public hearing on Monday, February 22, 1999, at 1:00 P.M. in the Commissioners' Room on the first floor of the Hendricks County Government Center, and

WHEREAS, the county corrections fund may be used only for funding the operation of the county jail, jail programs, or other local correctional facilities; and

WHEREAS, the county legislative body may elect to receive deposits at either Level 1, Level 2 or Level 3 funding; and

WHEREAS, Level 3 is at the most appropriate level of participation for Hendricks County; therefore;

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY:

SECTION 1. Hendricks County Board of Commissioners hereby elect to receive deposits from the Department of Correction in accordance with I.C. 11-12-6.

SECTION 2. Hendricks County Board of Commissioners hereby elect to receive such deposits at Level 3 funding.

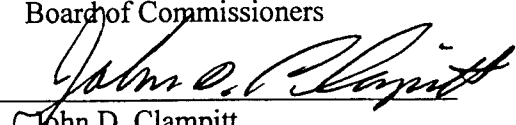
SECTION 3. There is hereby created a "county corrections fund", to be administered by the Hendricks County Council. The fund shall consist of deposits received from the Department of Correction in accordance with I.C. 11-12-6.

SECTION 4. The County Corrections fund may be used only for funding the operation of the county jail, jail programs, or other local correctional facilities. Any money remaining in a county corrections fund at the end of the year does not revert to any other fund but remains in the county corrections fund.

SECTION 5. This ordinance shall be in full force and effect upon passage.

DATED 2-22-99

Hendricks County  
Board of Commissioners

  
John D. Clampitt

  
John A. Daum

  
Hursel C. Disney

ATTEST: 

Auditor

BOARD OF HENDRICKS COUNTY  
COMMISSIONERS



ORDINANCE NO. 1999-6

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM I-2: **LIGHT INDUSTRIAL DISTRICT**, TO C-2: **GENERAL COMMERCIAL DISTRICT**. COMMONLY KNOWN AS ZA-212/WA99-01: **DAVID BUNDY, WASHINGTON TOWNSHIP, PARCEL TOTALING 0.44 ACRES, LOCATED ON THE SOUTHWEST 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 (1991-17) adopted on the 18th day of November on the year 1991, be amended so as to include in the C-2: General Commercial District, the following described real estate located in the County of Hendricks, Indiana, namely: ZA-212/WA99-01: David Bundy, S7-T15-R2E, 0.44 acres, Washington Township, located on the southwest corner of U.S. Highway 36 and Shelton Drive.

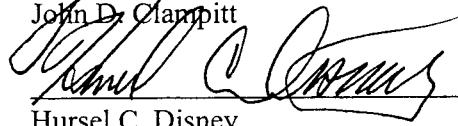
**SECTION 2.** All building or uses permitted and placed upon the described real estate shall fully conform with all the provisions of the County of Hendricks Zoning Ordinance and shall have obtained the proper permits.

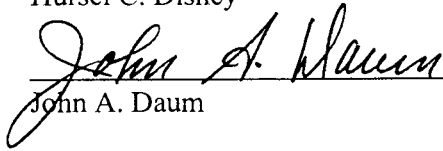
**SECTION 3.** This Ordinance shall be in full force and effect from and after its passage by the County Commissioners.

Approved by the Board of County Commissioners of Hendricks County, Indiana, the 15 day of MARCH, 1999.

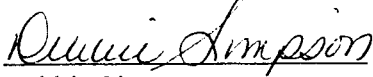
Board of Commissioners

  
John D. Clappitt

  
Hursel C. Disney

  
John A. Daum

Attest:

  
Debbie Simpson  
Auditor

ORDINANCE NO. 1999-8

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM R-2: MEDIUM DENSITY, SINGLE FAMILY RESIDENTIAL DISTRICT AND R-4: MEDIUM DENSITY, MULTIFAMILY RESIDENTIAL DISTRICT, TO PUD: PLANNED UNIT DEVELOPMENT DISTRICT. COMMONLY KNOWN AS ZA-213/WA99-02: REX E. JONES/SUSAN ALEXANDER, WASHINGTON TOWNSHIP, PARCEL TOTALING 107.95 ACRES, LOCATED JUST NORTH AND WEST OF THE INTERSECTION OF COUNTY ROAD 100 SOUTH 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 (1991-17) adopted on the 18th day of November on the year 1991, be amended so as to include in the PUD: Planned Unit Development District, the following described real estate located in the County of Hendricks, Indiana, namely: ZA-213/WA99-02: Rex E. Jones/Susan Alexander, S8-T15N-R2E, 107.95 acres, Washington Township, located just north and west of the intersection of County Road 100 South 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.** 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 19 day of April, 1999.

Board of Commissioners

John D. Clamsitt  
John D. Clamsitt  
Hursel C. Disney  
Hursel C. Disney  
John A. Daum  
John A. Daum

Attest:

Debbie Simpson  
Debbie Simpson  
Auditor

ORDINANCE NO. 1999-9

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM R-1: LOW DENSITY, SINGLE FAMILY RESIDENTIAL DISTRICT, TO C-4: HIGHWAY COMMERCIAL DISTRICT. COMMONLY KNOWN AS ZA-215/UN99-01: HOOSIER HORSE MARKET, INC., UNION TOWNSHIP, PARCEL TOTALING 38.0 ACRES, LOCATED ON THE NORTH SIDE OF U. S. HIGHWAY 136, APPROXIMATELY 0.75 MILE WEST OF COUNTY ROAD 100 EAST..

**SECTION 1.** Be it ordained by the Board of Commissioners of the County of Hendricks, Indiana, that the Zoning Ordinance (1991-17) adopted on the 18th day of November on the year 1991, be amended so as to include in the C-4: Highway Commercial District, the following described real estate located in the County of Hendricks, Indiana, namely: ZA-215/UN99-01: Hoosier Horse Market, Inc., S34-T17-R1W, 0.75 acres, Union Township, located on the north side of U. S. Highway 136, approximately 0.75 mile west of County Road 100 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 19 day of April, 1999.

Board of Commissioners

John D. Clappitt  
John D. Clappitt

Hursel C. Disney  
Hursel C. Disney

John A. Daum  
John A. Daum

Attest:

Debbie Simpson

Debbie Simpson  
Auditor

ORDINANCE NO. 1999-10

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM C-3: OFFICE COMMERCIAL DISTRICT, TO C-2: GENERAL COMMERCIAL DISTRICT. COMMONLY KNOWN AS ZA-216/WA99-03: JAMES R. & SHIRLEY L. LIMP, WASHINGTON TOWNSHIP, PARCEL TOTALING 4.927 ACRES, LOCATED ON THE NORTH SIDE OF U. S. HIGHWAY 36, 0.125 MILE WEST OF COUNTY ROAD 525 EAST.



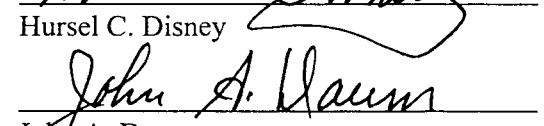
**SECTION 1.** Be it ordained by the Board of Commissioners of the County of Hendricks, Indiana, that the Zoning Ordinance (1991-17) adopted on the 18th day of November on the year 1991, be amended so as to include in the C-2: General Commercial District, the following described real estate located in the County of Hendricks, Indiana, namely: ZA-216/WA99-03: James R. & Shirley L. Limp, S9-T15-R1E, 4.927 acres, Washington Township, located on the north side of U. S. Highway 36, 0.125 mile west of County Road 525 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.

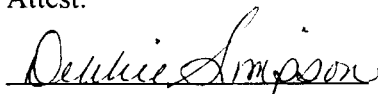
**SECTION 3.** This Ordinance shall be in full force and effect from and after its passage by the County Commissioners.

Approved by the Board of County Commissioners of Hendricks County, Indiana, the 19 day of April, 1999.

Board of Commissioners

  
John D. Clambitt  
  
Hursel C. Disney  
  
John A. Daum

Attest:

  
Debbie Simpson  
Auditor

ORDINANCE NO. 1999-11

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM C-1: NEIGHBORHOOD COMMERCIAL DISTRICT, TO R-4: MEDIUM DENSITY MULTIFAMILY DISTRICT. COMMONLY KNOWN AS ZA-217/CL99-01: RONALD C. & MICHELLE L. LAMB, CLAY TOWNSHIP, PARCEL TOTALING 0.17 ACRES, LOCATED IN THE TOWN OF AMO ON THE WEST SIDE OF PEARL STREET, 170 FEET NORTH OF RAILROAD STREET (LOT #8, BLOCK #1, SCHERER'S FIRST ADDITION) ALSO KNOWN AS 4946 NORTH PEARL STREET.


**SECTION 1.** Be it ordained by the Board of Commissioners of the County of Hendricks, Indiana, that the Zoning Ordinance (1991-17) adopted on the 18th day of November on the year 1991, be amended so as to include in the R-4: Medium Density Multifamily District, the following described real estate located in the County of Hendricks, Indiana, namely: ZA-217/CL99-01: Ronald C. & Michelle L. Lamb, S34-T15-R2W, 0.17 acres, Clay Township, located in the Town of Amo on the west side of Pearl Street, 170 feet north of Railroad Street (Lot #3, Block #1, Scherer's First Addition) also known as 4946 North Pearl Street.


**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.

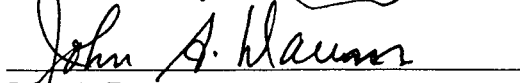
**SECTION 3.** This Ordinance shall be in full force and effect from and after its passage by the County Commissioners.

Approved by the Board of County Commissioners of Hendricks County, Indiana, the 19 day of April, 1999.

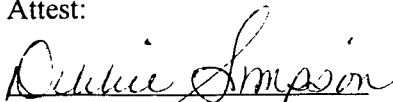
Board of Commissioners

  
John D. Clappitt

  
Hursel C. Disney

  
John A. Daum

Attest:

  
Debbie Simpson  
Auditor

ORDINANCE NO. 1999-12

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM R-1: LOW DENSITY SINGLE FAMILY RESIDENTIAL DISTRICT AND R-2: MEDIUM DENSITY, SINGLE FAMILY RESIDENTIAL DISTRICT, TO PUD: PLANNED UNIT DEVELOPMENT DISTRICT. COMMONLY KNOWN AS ZA-214/BR99-01: CRANFILL DEVELOPMENT CORPORATION, BROWN TOWNSHIP, PARCEL TOTALING 121.97 ACRES, LOCATED ON THE EAST SIDE OF STATE ROAD 267 JUST SOUTH OF THE INTERSECTION OF COUNTY ROAD 800 NORTH.

**SECTION 1.** Be it ordained by the Board of Commissioners of the County of Hendricks, Indiana, that the Zoning Ordinance (1991-17) adopted on the 18th day of November on the year 1991, be amended so as to include in the PUD: Planned Unit Development District, the following described real estate located in the County of Hendricks, Indiana, namely: ZA-214/BR99-01: Cranfill Development Corporation, S26&35-T17-R1E, 121.97 acres, Brown Township, located on the east side of State Road 267 just south of the intersection of County Road 800 North.

**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 17 day of May, 1999.

Board of Commissioners

John D. Clamatt  
John D. Clamatt

Hursel C. Disney  
Hursel C. Disney

John A. Daum  
John A. Daum

Attest:

Debbie Simpson

Debbie Simpson  
Auditor

ORDINANCE NO. 1999-13

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM **R-2: MEDIUM DENSITY SINGLE FAMILY RESIDENTIAL DISTRICT** AND **R-3: HIGH DENSITY SINGLE FAMILY RESIDENTIAL DISTRICT**, TO **PUD: PLANNED UNIT DEVELOPMENT DISTRICT**. COMMONLY KNOWN AS **ZA-218/WA99-04: SANDERS DEVELOPMENT, INC., WASHINGTON TOWNSHIP**, PARCEL TOTALING 188.81 ACRES, LOCATED ON THE SOUTHWEST CORNER OF THE NORTH/SOUTH CORRIDOR AND COUNTY ROAD 100 NORTH, ON THE SOUTHEAST CORNER OF COUNTY ROAD 1050 EAST AND COUNTY ROAD 100 NORTH, ON THE EAST SIDE OF THE NORTH/SOUTH CORRIDOR.

**SECTION 1.** Be it ordained by the Board of Commissioners of the County of Hendricks, Indiana, that the Zoning Ordinance (1991-17) adopted on the 18th day of November on the year 1991, be amended so as to include in the PUD: Planned Unit Development District, the following described real estate located in the County of Hendricks, Indiana, namely: ZA-218/WA99-04: Sanders Development, Inc., S5&6-T15-R2E, 188.81 acres, Washington Township, located on the southwest corner of the North/South Corridor and County Road 100 North, on the southeast corner of County Road 1050 East and County Road 100 North, on the east side of the North/South corridor.


**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 17 day of May, 1999.

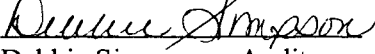
Board of Commissioners

  
John D. Clappitt

  
Hursel C. Disney

  
John A. Daum

Attest:

  
Debbie Simpson Auditor

STATE OF INDIANA       )  
                                      ) SSE:  
COUNTY OF HENDRICKS )

ORDINANCE NO. 1999- 14

WHEREAS, the Board of Commissioners of Hendricks County, Indiana previously enacted Ordinance 1982-16; and

WHEREAS, the Board of Commissioners of Hendricks County, Indiana deem it to be in the best interest of said County that Ordinance 1982-16 be amended to provide for representation of additional county offices:

NOW THEREFORE, pursuant to Indiana Code 35-1-3-2, be it ordained that:


1. The Data Processing Board shall now be known as the "Computer Board". The term of each member of the Computer Board shall be from January 1 to December 31 of each year.
2. The Computer Board established under Ordinance 1982-16 shall consist of eleven members, as follows:
  - (a) A member of the Board of Commissioners of Hendricks County appointed by the Board of Commissioners.
  - (b) A member of the Hendricks County Council appointed by the Hendricks County Council.
  - (c) A Judge of the Hendricks Circuit or Superior Courts appointed by the Judges of the Hendricks Circuit and Superior Courts.
  - (d) The Hendricks County Clerk.
  - (e) The Hendricks County Prosecutor

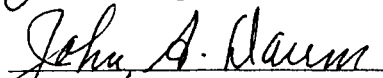


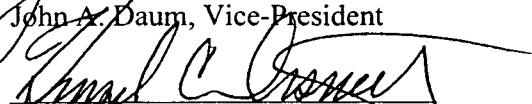
- (f) The Hendricks County Auditor
  - (g) The Hendricks County Treasurer
  - (h) The Hendricks County Assessor
  - (I) The Hendricks County Sheriff
  - (j) The Hendricks County Recorder
  - (k) The Hendricks County Surveyor
3. The representative of the Board of Commissioners of Hendricks County, Indiana shall serve as President of the Computer Board. The representative of the Hendricks County Auditor shall serve as secretary of the Computer Board.
4. The Computer Board may meet at least monthly. A quorum shall consist of six members. Each member shall have one vote. A majority of those members present is required for approval of all motions.
5. The Computer Board shall report at least, annually to the Board of Commissioners of Hendricks County.

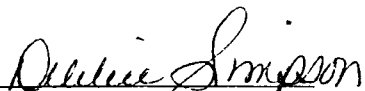
Said ORDINANCE adopted this 24 day of May, 1999

BOARD OF COMMISSIONERS OF HENDRICKS COUNTY, INDIANA

  
John D. Clampitt, President

  
John A. Daum, Vice-President

  
Hursel C. Disney, Member

ATTEST:   
Debbie Simpson, Auditor

**ORDINANCE NO. 1999-15**

**AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM R-1: LOW DENSITY, SINGLE FAMILY RESIDENTIAL DISTRICT AND R-2: MEDIUM DENSITY, SINGLE FAMILY RESIDENTIAL DISTRICT, TO I-3: HEAVY INDUSTRIAL DISTRICT. COMMONLY KNOWN AS ZA-219/ER99-01: THOMAS I. GOODE, EEL RIVER TOWNSHIP, PARCEL TOTALING 8.65 ACRES, LOCATED ON THE EAST SIDE OF COUNTY ROAD 775 WEST, 0.15 MILE SOUTH OF COUNTY ROAD 800 NORTH.**

**SECTION 1.** Be it ordained by the Board of Commissioners of the County of Hendricks, Indiana, that the Zoning Ordinance (1991-17) adopted on the 18th day of November on the year 1991, be amended so as to include in the I-3: Heavy Industrial District, the following described real estate located in the County of Hendricks, Indiana, namely: ZA-219/ER99-01: Thomas I. Goode, S32-T17-R2W, Parcel Numbers 04-1-32-72W-100-004 and 04-1-32-72W-100-005, 8.65 acres, Eel River Township, located on the east side of County Road 775 West, 0.15 mile south of County Road 800 North.

**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 commitments:

- A. The impound yard will be located behind the home place and barn (Parcel Number 04-1-32-72W-100-004) and surrounded by a seven foot (7') aluminum fence;
- B. Screening will be a woodland privacy fence of American Arborvitae trees that will be approximately 6" to 18" tall when planted. The trees are to be spaced six feet (6') apart and must be completely planted by Summer of 2000. The woodland privacy fence will be located as indicated on the sketch provided (attached);
- C. This operation will remain as a junkyard and related activities as long as the property remains in the immediate lineage of Thomas I. Goode. Should this property ever be sold or otherwise transferred out of the direct lineage of Thomas I. Goode, then the petitioner will request that the zoning revert back to a residential district; and
- D. The Petitioners request to re-zone Parcel Number 04-1-32-72W-100-001, commonly known as the long property, is denied.

**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 24 day of May, 1999.

Board of Commissioners

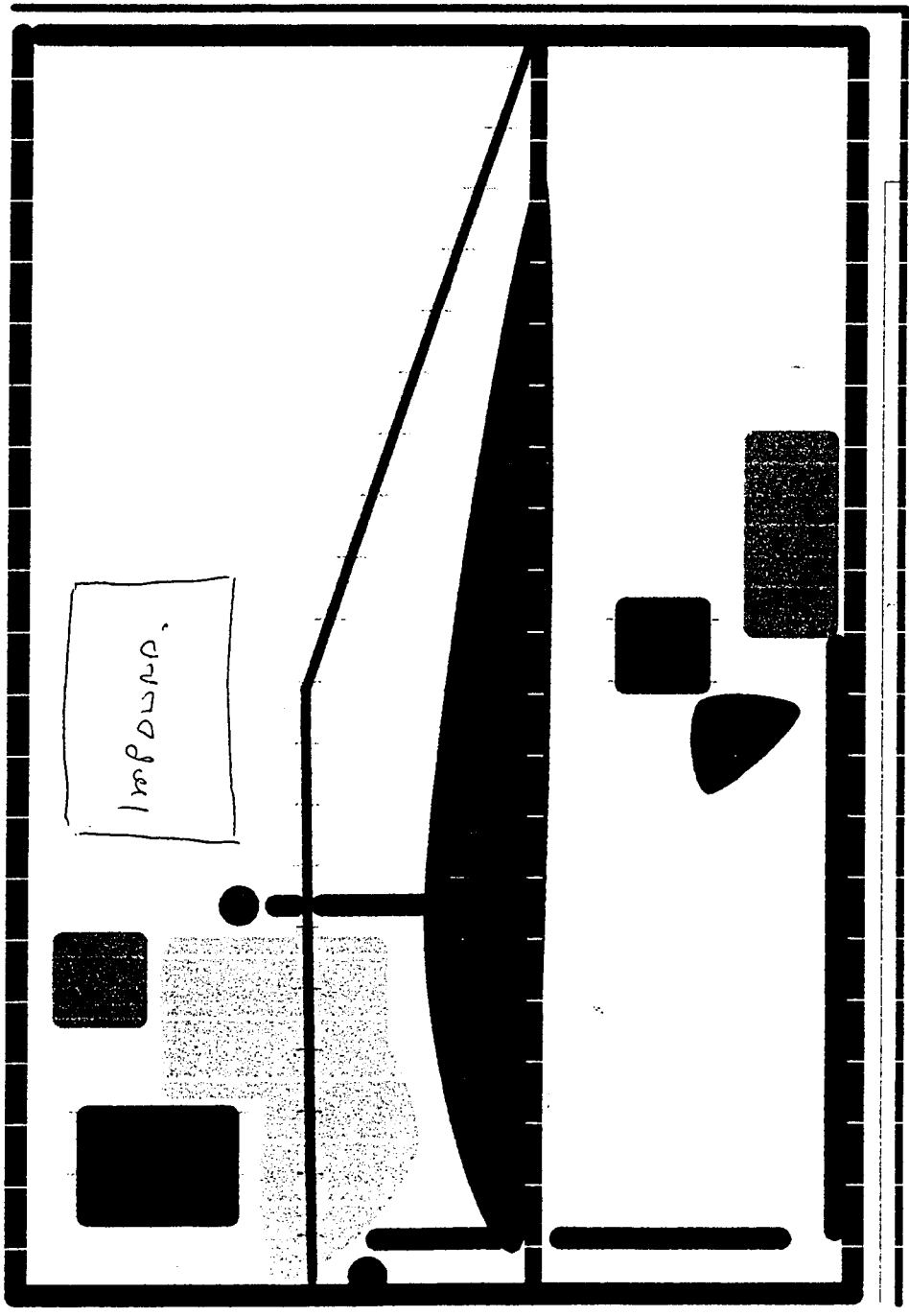
\_\_\_\_\_  
John D. Clappitt

\_\_\_\_\_  
Hursel C. Disney

\_\_\_\_\_  
John A. Daum

Attest:

\_\_\_\_\_  
Debbie Simpson  
Auditor



775W

### Map Legend

Ted Fraiser's Woodland Privacy Fence

Woodland Privacy Fence

\* American Arborvitae trees

Yard Area

Overlapping Property Line

Buildings

Houses

Reference Sycamore Trees

Drainage Ditch

Commissioner Disney moved to again notify the Airport Authority and the Hendricks County Representative, David Mansfield, that action was taken to name the airport "Gordon Graham Field", as approved January 11, 1999.

Commissioner Daum seconded the motion and the motion was approved unanimously. 3-0-0

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IN THE MATTER OF RIGHT-OF-WAY PERMIT.

Walt Reeder presented the Right-of-Way Permit Ordinance for review and requested approval to advertise it for a public hearing for this ordinance. Commissioner Disney moved, per staff recommendation, to send this ordinance for legal advertising for public hearing at the Commissioners' meeting on June 21, 1999. Commissioner Daum seconded the motion and the motion was approved unanimously. 3-0-0

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Commissioner Clampitt left the meeting so as not to appear impropriety

IN THE MATTER OF ZA-219/ER99-01:- THOMAS I. GOODE

5-24-99

Thomas I. Goode, Thomas I. Goode II and Joe Goode presented a request for change in zoning of two properties from R-1: Low Density, Single Family Residential and R-2: Medium Density Single Family Residential to I-3: Heavy Industrial in order to permit a salvage business on both properties and presented conditions as discussed during the May 17, 1999, meeting. There was a discussion of the location of an impound area and of a letter from the Town of North Salem stating they supported this zoning change if the other areas owned by Mr. Goode be maintained as per court order. The petitioner agreed to plant certain trees by next spring to provide screening, and to change his request to only the area around the homestead and Van Syoc properties on the east side of CR 775, and to eliminate all junk/salvage from the west parcel and use it for agriculture. Commissioner Daum moved to grant the change in zoning from R-2 to I-3 for Thomas I. Goode only the parcels on the east side of CR 775, the homestead and Van Soyce property, that the area behind their residence be designated as an impound area, that all other areas be cleaned up as noted in the letter from the Town of North Salem, the rezoned areas are subject to all self imposed restrictions some of which was that the rezoned parcel is to remain as a junk/salvage yard as long as the operation remains in the Goode family's immediate lineage, and subject to and including all conditions agreed to by petitioner as per approval of staff. Commissioner Disney seconded the motion and the motion was approved unanimously. 2-0-0. Mr. Goode will meet with Mr. Reeder and Mr. Steuerwald to set these conditions and that Ordinance No. 1999-15 will be revised in order to list the change in acreage and conditions and then brought back for Commissioners' to execute.

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Commissioner Clampitt returned to the meeting.

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IN THE MATTER OF DATA BOARD ORDINANCE

Commissioner Clampitt asked if there was anyone present to speak during this public hearing for the Data Board Ordinance and. No one came forward and the public hearing portion was closed. There was a discussion of changing the name to Computer Board and after a lengthy discussion, Commissioner Disney moved to have only elected officials serve as official members of the Computer Board, to add both the Recorder and Surveyor to the board, making the total members eleven (11), and a quorum of a majority of those present, that the Computer Board should meet at least monthly, and to approve Ordinance No. 1999-14, with changes. Commissioner Daum seconded the

IN THE MATTER TO REPEAL ORDINANCE 1998-17 - PUBLIC ORDER

Commissioner Clampitt opened the public hearing to repeal Ordinance 1998-17 Ordinance for Public Order. There was no one present. Commissioner Clampitt closed the public hearing to repeal Ordinance 1998-17. The matter was tabled until the county attorney returned.

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IN THE MATTER OF TELEPHONE - AMERITECH

William Locklear of Value Comm presented a usage plan on usage and line charges stating that he could save the county on their long distance billings with Ameritech with a three (3) year program that would save the county 55% on its current minute rate.

Jeff Johnson of Johnson Associates stated that the AT&T telephone bills should be about the same and requested that the Commissioners not make a decision until he has had a chance to review this program, at no additional cost to the county. Commissioner Daum moved to let Jeff Johnson review telephone plan and to bring back next week.

Commissioner Disney seconded the motion and the motion was approved unanimously. 3-0-0

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IN THE MATTER OF PROCLAMATION - RELAY FOR LIFE

Commissioner Disney moved to proclaim the second week of June 1999 as "Relay For Life Week".

Commissioner Daum seconded the motion and the motion was approved unanimously. 3-0-0

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IN THE MATTER OF ZA219/ER99-01:- THOMAS I. GOODE - ORDINANCE 1999-15

Commissioner Clampitt left the meeting so as not to appear in any impropriety.

6-7-99

The revised Ordinance No. 1999-15 for rezoning property of Thomas I. Goode ZA-219/ ER99-01, as approved May 24, 1999, was presented for the Long property with self-imposed conditions, screening, fence, moving the impound area and to remain as a junk yard as long as the Goode family direct lineage. Walt Reeder advised that the county attorney has read the revised ordinance and approved as presented and that it is now ready to be executed as previously approved.

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Commissioner Clampitt returned to the meeting.

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IN THE MATTER OF EMPLOYEE MANUAL - OVERTIME

There was a discussion of overtime as stated in the April 1, 1994 employee manual and in the January 1, 1999 employee manual relative to holiday pay. Commissioner Disney moved to postpone the matter of holiday pay for employees until the next meeting. Commissioner Daum seconded the motion and the motion was approved unanimously. 3-0-0

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IN THE MATTER OF REPEAL OF ORDINANCE  
1998-17 - ORDINANCE OF PUBLIC ORDER

Commissioner Daum moved to repeal Ordinance 1998-17 Ordinance of Public Order by Ordinance 1999-16  
Commissioner Disney seconded the motion and the motion was approved unanimously. 3-0-0. Commissioner Disney stated that if complaints come in on noise then we will rewrite and submit a new ordinance with the assistance of the Sheriff's Department.

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STATE OF INDIANA        )  
                                  ) SS:  
COUNTY OF HENDRICKS )

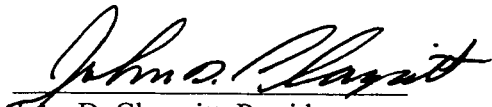
ORDINANCE NO. 1999 - 16

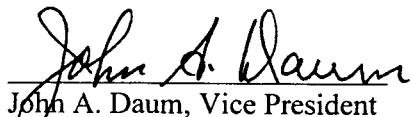
WHEREAS, the Board of Commissioners of Hendricks County, Indiana previously enacted Ordinance 1998-17, Ordinance for Public Order; and


WHEREAS, the Board of Commissioners of Hendricks County, Indiana deem it to be in the best interest of said County that Ordinance 1998-17, Ordinance for Public Order be repealed.

Said ORDINANCE adopted this 7<sup>th</sup> day of June 1999.

BOARD OF COMMISSIONERS OF HENDRICKS COUNTY, INDIANA

  
John D. Clampitt, President

  
John A. Daum, Vice President

  
Hursel C. Disney, Member

ATTEST: 

REPEALED

6-7-99

By Ord. # 1999-16

**Ordinance # 98-17**

**Hendricks County, Indiana**

**An Ordinance to regulate the public order**

WHEREAS, the Board of Commissioners of Hendricks County recognize that excessive noises are detrimental to the environment and disorderly conduct degrades the enjoyment of life and welfare of the citizens of Hendricks County and;

WHEREAS, I.C. 36-8-2-8 authorizes counties to regulate the generation of sound, and;

WHEREAS, I.C. 36-8-2-4 authorizes counties to regulate conduct that might endanger the public welfare, and:

WHEREAS, the Board of Commissioners of Hendricks County desire to maintain the public welfare and enhance the enjoyment of life, of the citizens of Hendricks County, and;

WHEREAS, the Board of Commissioners of Hendricks County desire to exercise the authority granted under I.C. 36-8-2-8 and I.C. 36-8-2-4:

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

Section 1. No person shall knowingly make unreasonable noise and continue to do so after being asked to stop, by law enforcement personnel

Section.2. No person shall knowingly cause to make unreasonable noise, either upon public property or which is clearly audible beyond the bounds of their personal property.

Section 3. No person shall allow another person to knowingly make or cause to make unreasonable noise which is clearly audible beyond the bounds of their personal property.

Section 4. No person may engage in disorderly, reckless, or tumultuous conduct which may result in bodily injury to a person or damage to property of another.



## EXEMPTIONS.

Activities related to construction, home improvement, lawn care, repair and maintenance of personal property (vehicles, structures, trees, shrubbery, etc.) lawful public assemblies, or properly zoned and/or legal commercial enterprises shall be exempt from this ordinance, except between the hours of 12:00 am and 5:00 am local time. Activities related to farming and agriculture shall be at all times be exempt.

## ENFORCEMENT.

The Hendricks County Sheriff's Department shall enforce the provisions of this ordinance by issuing a written citation to those persons charged with it's violation.

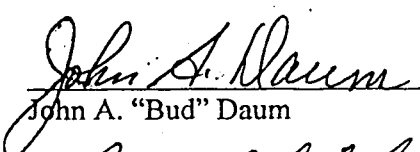
In lieu of issuing a written citation, upon the first violation occurrence the enforcement officer, may in his/her discretion, issue an official warning to persons advising them of their violation of this ordinance, which does not require the payment of a penalty; however, such official warning may be counted for purposes of assessing an enhanced penalty for subsequent violation of this ordinance within a twelve month period.

## PENALTY.

A person who violates this ordinance upon it's first occurrence commits an ordinance violation and shall pay a fine of Fifty dollars (\$50.00); a person who violates this ordinance upon it's second and all subsequent occurrences within a twelve month period shall pay a fine of Two Hundred dollars (\$200.00) for each occurrence.

Representing a majority of the Board of Commissioners of Hendricks County, Indiana, this Ordinance is hereby adopted this 13<sup>th</sup> day of July, 1998

\_\_\_\_\_  
John D. Clampitt

  
\_\_\_\_\_  
John A. "Bud" Daum

  
\_\_\_\_\_  
David E. Underhill

ATTESTED BY:

\_\_\_\_\_  
Debbie Simpson, Auditor, Hendricks County

**HENDRICKS COUNTY**  
**RIGHT-OF-WAY PERMIT ORDINANCE**  
**ORDINANCE NO. 99- 19**

WHEREAS, IC 36-1-4-11 of the Acts of the General Assembly of the State of Indiana, as amended, granted certain powers to the Boards of Commissioners relative to the adoption of ordinances; and

WHEREAS, the Hendricks County Board of Commissioners held a public hearing on the 21<sup>ST</sup> day of JUNE, 1999 at \_\_\_\_\_ p.m., pursuant to the legislative procedures established under IC 36-2-4 et. seq.; and

WHEREAS, the Hendricks County Board of Commissioners is a public agency as defined in I.C. 5-14-3-2; and

WHEREAS, the Hendricks County Board of Commissioners, by and through several of its departments, has implemented a right-of-way permit procedure for management of activities within Hendricks County rights-of-way; and

WHEREAS, all activities related to the review of right-of-way permit applications are under the management and control of the Hendricks County Engineering Department; and

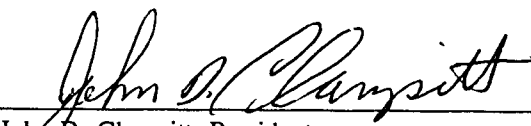
WHEREAS, I.C. 36-1-3-8(a)(5)(10), provides local governments the ability to enforce fees that are reasonably related to the administrative cost of reviewing right-of-way activities.

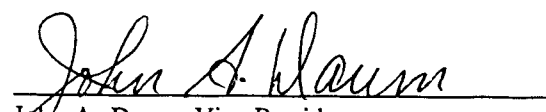
NOW THEREFORE; be it ordained by the Hendricks County Board of Commissioners that the following fees and penalties shall be imposed effective immediately:

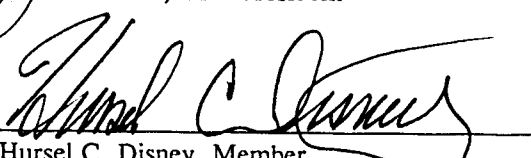
1. Any construction activity proposed within County road right-of-way cannot be started until an approved right-of-way permit has been issued by the County Engineering Department.
2. A right-of-way permit application fee of Forty Dollars (\$40.00) is established for any work to be done within the County right-of-way by any public or privately owned firm, organization, or municipality with the exception of residential driveways.
3. Any isolated, routine maintenance of above-ground facilities does not require a Right-of-Way Permit. More inclusive maintenance work, such as work involving the placement or relocation of two (2) or more utility poles, does require a permit. Emergency situations that involve extensive replacement of facilities could be given verbal approval through the Engineering Department as long as a permit application and drawings are submitted within twenty-four (24) hours from the time of verbal approval.
4. A penalty of Twenty-five Hundred Dollars (\$2,500.00) may be imposed for any activity in Hendricks County right-of-way without an approved right-of-way permit. Any work within the Right-of-Way must meet conditions of approval.
5. A permit is valid for a period not to exceed two (2) years.

Adopted by the Board of Commissioners of Hendricks County, Indiana this 21<sup>ST</sup> day of JUNE, 1999.

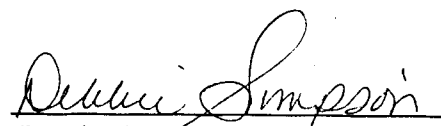
BOARD OF COMMISSIONERS OF  
HENDRICKS COUNTY, INDIANA

  
John D. Clappitt, President

  
John A. Daum, Vice President

  
Hursel C. Disney, Member

Adopted, as amended, on  
June 21, 1999. To become  
effective September 1, 1999.

Attest:   
Debbie Simpson, Hendricks County Auditor

ORDINANCE NO. 1999-20

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM R-1: LOW DENSITY SINGLE FAMILY RESIDENTIAL DISTRICT, TO C-2: GENERAL COMMERCIAL DISTRICT. COMMONLY KNOWN AS ZA-222/WA99-05: EVANS/LUX RACEWAY, LLC, WASHINGTON TOWNSHIP, PARCEL TOTALING 2.0 ACRES, LOCATED ON THE WEST SIDE OF RACEWAY ROAD, 0.12 MILE SOUTH OF COUNTY ROAD 100 NORTH.


**SECTION 1.** Be it ordained by the Board of Commissioners of the County of Hendricks, Indiana, that the Zoning Ordinance (1991-17) adopted on the 18th day of November on the year 1991, be amended so as to include in the C-2: General Commercial District, the following described real estate located in the County of Hendricks, Indiana, namely: ZA-222/WA99-05: EVANS/LUX RACEWAY, LLC, S5-T15N-R2E, 2.0 acres, Washington Township, located on the west side of Raceway Road, 0.12 mile south of County Road 100 North.


**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.

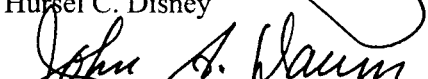
**SECTION 3.** This Ordinance shall be in full force and effect from and after its passage by the County Commissioners.

Approved by the Board of County Commissioners of Hendricks County, Indiana, the 19 day of July, 1999.

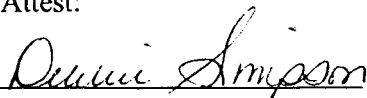
Board of Commissioners

  
John D. Clappitt

  
Hursel C. Disney

  
John A. Daum

Attest:

  
Debbie Simpson  
Auditor

ORDINANCE NO. 1999-21

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM R-1: **LOW DENSITY SINGLE FAMILY RESIDENTIAL DISTRICT**, TO I-4: **INDUSTRIAL PARK DISTRICT**. COMMONLY KNOWN AS ZA-223/CE99-01: INDIANA WASTE SYSTEMS, INC., CENTER TOWNSHIP, PARCEL TOTALING 0.25 ACRES, LOCATED ON THE EAST SIDE OF COUNTY ROAD 150 EAST, 0.25 MILE SOUTH OF COUNTY ROAD 75 SOUTH.

**SECTION 1.** Be it ordained by the Board of Commissioners of the County of Hendricks, Indiana, that the Zoning Ordinance (1991-17) adopted on the 18th day of November on the year 1991, be amended so as to include in the I-4: Industrial Park District, the following described real estate located in the County of Hendricks, Indiana, namely: ZA-223/CE99-01: Indiana Waste Systems, Inc., S14-T15N-R1W, 8.02 acres, Center Township, located on the east side of County Road 150 East, 0.25 mile south of County Road 75 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.** 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 16 day of August, 1999.

Board of Commissioners

John D. Clampitt  
John D. Clampitt

Hursel C. Disney  
Hursel C. Disney

John A. Daum  
John A. Daum

Attest:

Debbie Simpson  
Debbie Simpson  
Auditor

## COMMISSIONER ELECTION DISTRICTS

The purpose of this Ordinance is to establish County Commissioner Election Districts.

The County Executive shall divide the county into three (3) district that are composed of contiguous territory and are reasonable compact, the executive may not divide precincts, and may divide townships when a division is clearly necessary to accomplish redistricting. If it is necessary to do so the county auditor shall call a special meeting of the executive to establish or revise districts. (IC 36-2-2-4)

The County of Hendricks is divided into three (3) County Commissioner Election District designed numerically as follows:

District 1: Eel River Township, Marion Township, Clay Township, Franklin Township, Union Township, Center Township, Liberty Township and Middle Township

District 2: Washington Township Precincts #1, 3, 6, 7, 9, 10, 12, 14, and 15, plus all of the precincts of Lincoln Township, and Brown Township

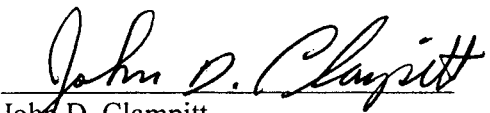
District 3: Washington Township Precincts #2, 4, 5, 8, 11, 13, 16, 17 plus all of the precincts of Guilford Township

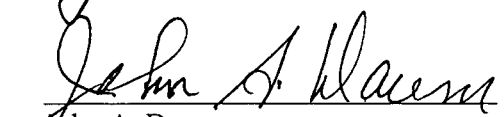
All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

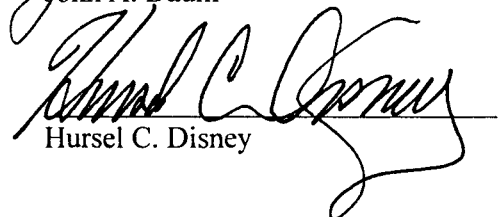
If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any Section, Provision, or part thereof not adjudged invalid or unconstitutional.

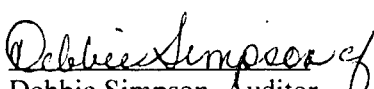
Passed by the Board of Commissioners of the County of Hendricks on this

23<sup>rd</sup> day of August 1999.

  
John D. Clampitt

  
John A. Daum

  
Hursel C. Disney

ATTEST:   
Debbie Simpson, Auditor

ORDINANCE NO. 1999-23

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM **R-1: LOW DENSITY SINGLE FAMILY RESIDENTIAL DISTRICT**, TO **I-3: HEAVY INDUSTRIAL DISTRICT**. COMMONLY KNOWN AS **ZA-224/MI99-01: LANDO JAY WARREN, MIDDLE TOWNSHIP**, PARCEL TOTALING 9.0 ACRES, LOCATED ON THE **NORTH SIDE OF COUNTY ROAD 1000 NORTH, 0.40 MILE EAST OF COUNTY ROAD 500 EAST**.

**SECTION 1.** Be it ordained by the Board of Commissioners of the County of Hendricks, Indiana, that the Zoning Ordinance (1991-17) adopted on the 18th day of November on the year 1991, be amended so as to include in the I-3: Heavy Industrial District, the following described real estate located in the County of Hendricks, Indiana, namely: **ZA-224/MI99-01: LANDO JAY WARREN, S17-T17N-R1E, 9.0 acres, Middle Township**, located on the north side of County Road 1000 North, 0.40 mile east of County Road 500 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, the Petitioners made the following self-imposed stipulations:

A. The Petitioners, Lando Jay Warren, Doug Warren and Aaron Warren stipulate that their I-3 zoning classification will **NOT** include the following uses:

- Outside Storage
- Planned Unit Development
- Auction
- Bottled Gas
- Office Supply
- Asphalt Contractor
- Extermination
- Fertilizer
- Janitorial
- Kennel
- Landscaping
- Laundry and Dry Cleaning
- Animal Breeding (non-farm)
- All Professional Services
- Body Shop
- Parking and Customizing
- Parking Garage


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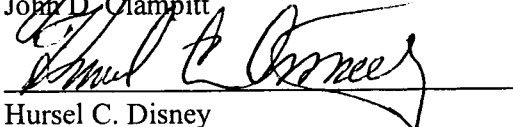
Parking Lot  
Car Rental Services  
Car Wash  
All Governmental Services  
Satellite Dish  
Solid Waste  
Warehouse  
Recycling  
Boat Manufacturing  
Auto Manufacturing  
Lumber Yard  
Fuel Dealer  
Grain Elevators  
Waste Water Treatment  
Water Treatment  
Utility Storage  
Nothing Requiring a Special Exception  
Will stipulate to a future Zoning Amendment if a future Agricultural/Commercial  
Use allows what they are now doing.

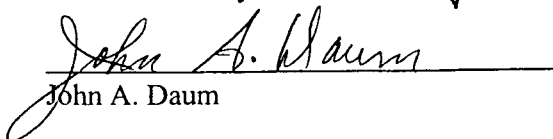
**SECTION 4.** This Ordinance shall be in full force and effect from and after its  
passage by the County Commissioners.

Approved by the Board of County Commissioners of Hendricks County, Indiana,  
the 27<sup>th</sup> day of September, 1999.


Board of Commissioners

  
\_\_\_\_\_  
John D. Clappitt

  
\_\_\_\_\_  
Hursel C. Disney

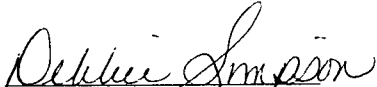
  
\_\_\_\_\_  
John A. Daum

Attest:

  
\_\_\_\_\_  
Debbie Simpson  
Auditor

**ORDINANCE NO. 1999-24**

This page is to serve as notice that Ordinance Number 1999-24 was erroneously omitted from the sequence of assigned ordinance numbers. There was no ordinance adopted by either the Hendricks County Board of Commissioners or the Hendricks County Council numbered 1999-24.

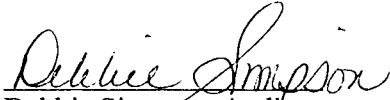
  
Debbie Simpson, Auditor  
Hendricks County

October 22, 1999



**ORDINANCE NO. 1999-25**

This page is to serve as notice that Ordinance Number 1999-25 was erroneously omitted from the sequence of assigned ordinance numbers. There was no ordinance adopted by either the Hendricks County Board of Commissioners or the Hendricks County Council numbered 1999-25.

A handwritten signature in cursive script, reading "Debbie Simpson".

Debbie Simpson, Auditor  
Hendricks County

October 22, 1999

ORDINANCE NO. 1999-26

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM C-2: GENERAL COMMERCIAL DISTRICT, TO C-4: HIGHWAY COMMERCIAL DISTRICT. COMMONLY KNOWN AS ZA-226/LN99-02: ROBERT A. SKIPPER, LINCOLN TOWNSHIP, PARCEL TOTALING 1.08 ACRES, LOCATED ON THE NORTH SIDE OF U.S. HIGHWAY 136, 0.23 MILE WEST OF RACEWAY ROAD.

**SECTION 1.** Be it ordained by the Board of Commissioners of the County of Hendricks, Indiana, that the Zoning Ordinance (1991-17) adopted on the 18th day of November on the year 1991, be amended so as to include in the C-4: Highway Commercial District, the following described real estate located in the County of Hendricks, Indiana, namely: ZA-226/LN99-02: Robert A. Skipper, S20-T16N-R2E, 1.08 acres, Lincoln Township, located on the north side of U.S. Highway 136, 0.23 mile west of Raceway Road.


**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.

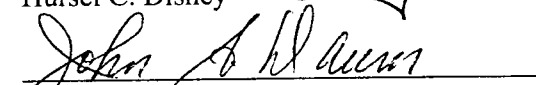
**SECTION 3.** This Ordinance shall be in full force and effect from and after its passage by the County Commissioners.

Approved by the Board of County Commissioners of Hendricks County, Indiana, the 18 day of October, 1999.

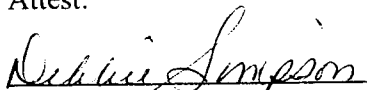
Board of Commissioners

  
John D. Clampitt

  
Hursel C. Disney

  
John A. Daum

Attest:

  
Debbie Simpson  
Auditor

ORDINANCE NO. 1999-27

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM R-1: LOW DENSITY, SINGLE FAMILY RESIDENTIAL DISTRICT, TO I-2: LIGHT INDUSTRIAL DISTRICT. COMMONLY KNOWN AS ZA-227/LB99-01: THOMAS PRINCE, LIBERTY TOWNSHIP, PARCEL TOTALING 0.02 ACRES, LOCATED ON THE EAST SIDE OF COUNTY ROAD "0," 0.25 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 (1991-17) adopted on the 18th day of November on the year 1991, be amended so as to include in the I-2: Light Industrial District, the following described real estate located in the County of Hendricks, Indiana, namely: ZA-227/LB99-01: Thomas Prince, S34-T14N-R1W, 0.02 acres, Liberty Township, located on the east side of County Road "0," 0.25 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, the Petitioners made the following self-imposed limitation:

The only I-2 use which would be allowed is a **Slaughter House**.

**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 18 day of October, 1999.

Board of Commissioners

John D. Clampitt

John D. Clampitt

Hursel C. Disney

Hursel C. Disney

John A. Daum

John A. Daum

Attest:

Debbie Simpson

Debbie Simpson

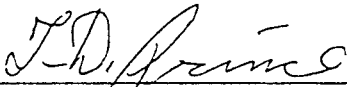
Auditor

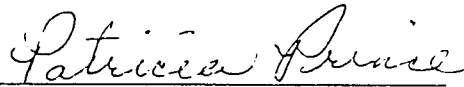
## SELF-IMPOSED LIMITATION

The undersigned petitioner imposes upon themselves and their successors the following:

The only I-2 use, which would be allowed under the application entitled ZA-227/LB99-01, is the following:

Slaughter house

  
Thomas Prince

  
Patricia Prince

RECEIVED

SEP 28 1999

HENDRICKS COUNTY  
PLAN COMMISSION

ORDINANCE NO. 1999-28

AN AMENDMENT TO THE HENDRICKS COUNTY, INDIANA ZONING  
ORDINANCE BY AMENDING THE MAXIMUM LOT COVERAGE OF  
PERMITTED ACCESSORY BUILDING STANDARDS

WHEREAS, the Board of County Commissioners of Hendricks County, Indiana adopted the Hendricks County Zoning Ordinance on November 18, 1991 and which became effective January 1, 1992;

WHEREAS, the Hendricks County Area Plan Commission has recommended that the Zoning Ordinance be amended to increase the percentage of maximum lot coverage of permitted accessory buildings;

WHEREAS, the Hendricks County Area Plan Commission has conducted a public hearing on the proposed amendment (TZA99-01) 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, THEREFORRE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HENDRICKS COUNTY, INDIANA AS FOLLOWS:

Section 1. Sections 9.6 and 10.6 of the Hendricks County Zoning Ordinance regarding maximum lot coverage of permitted accessory buildings in the R-1: Low Density, Single Family Residential District and the R-2: Medium Density, Single Family Residential District as follows:

9.6 DEVELOPMENT STANDARDS

C. Maximum Lot Coverage

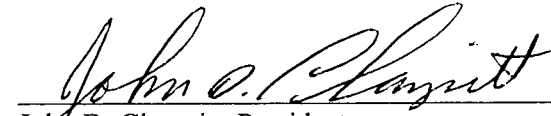
1. Principal building: 35%
2. Accessory building: 5% or 600 sq. ft., whichever is greater.

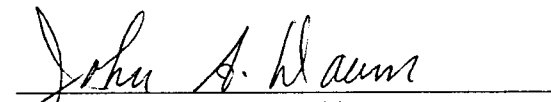
10.6 Maximum Lot Coverage

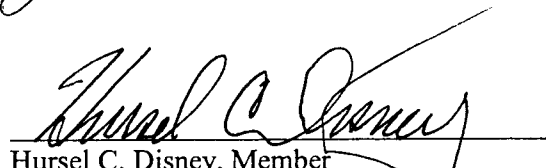
1. Principal building: 35%
2. Accesory building: 5% or 600 sq. ft., whichever is greater.

Section 2. This Ordinance shall be in full force and effective from and after its passage and approval and publication according to law.

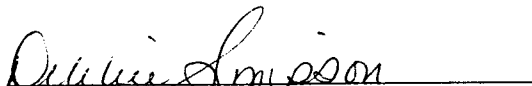
APPROVED by the Board of Commissioners of Hendricks County, Indiana, this  
18 day of October 1999.

  
John D. Clampitt, President

  
John A. Daum, Vice-President

  
Hursel C. Disney, Member

Attest:

  
Debbie Simpson, Auditor

ORDINANCE NO. 99-29

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM R-1: SINGLE FAMILY RESIDENTIAL DISTRICT, TO PUD: PLANNED UNIT DEVELOPMENT DISTRICT. COMMONLY KNOWN AS ZA-228/LN99-03: WEST 56TH STREET, LINCOLN TOWNSHIP, PARCEL TOTALING 332.00 ACRES, LOCATED ON THE NORTH AND SOUTH SIDE OF COUNTY ROAD 650 NORTH, APPROXIMATELY 0.50 MILE WEST OF RACEWAY ROAD.

**SECTION 1.** Be it ordained by the Board of Commissioners of the County of Hendricks, Indiana, that the Zoning Ordinance (1991-17) adopted on the 18th day of November on the year 1991, be amended so as to include in the PUD: Planned Unit Development District, the following described real estate located in the County of Hendricks, Indiana, namely: ZA-228/LN99-03: West 56th Street, S5,6,7,8-T16N-R2E, 340.00 acres, Lincoln Township, located on the north and south side of County Road 650 North, approximately 0.50 mile west of Raceway Road.

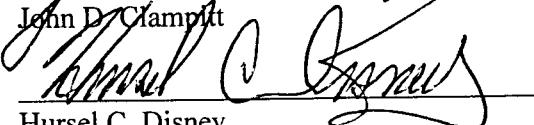
**SECTION 2.** All building or uses permitted and placed upon the described real estate shall fully conform with all the provisions of the County of Hendricks Zoning Ordinance and shall have obtained the proper permits.

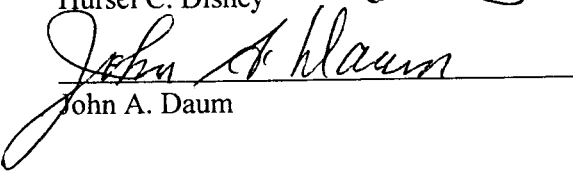
**SECTION 3.** This Ordinance shall be in full force and effect from and after its passage by the County Commissioners.

Approved by the Board of County Commissioners of Hendricks County, Indiana, the 20 day of December, 1999.


Board of Commissioners

  
John D. Clappitt

  
Hursel C. Disney

  
John A. Daum

Attest:

  
Debbie Simpson  
Auditor

ORDINANCE NO. 99-29 A (Amended)

AN ORDINANCE TO AMEND THE ZONING MAP OF HENDRICKS COUNTY, FROM R-1: SINGLE FAMILY RESIDENTIAL DISTRICT, TO PUD: PLANNED UNIT DEVELOPMENT DISTRICT. COMMONLY KNOWN AS ZA-228/LN99-03: WEST 56TH STREET, LINCOLN TOWNSHIP, PARCEL TOTALING 340.00 ACRES, LOCATED ON THE NORTH AND SOUTH SIDE OF COUNTY ROAD 650 NORTH, APPROXIMATELY 0.50 MILE WEST OF RACEWAY ROAD.

**SECTION 1.** Be it ordained by the Board of Commissioners of the County of Hendricks, Indiana, that the Zoning Ordinance (1991-17) adopted on the 18th day of November on the year 1991, be amended so as to include in the PUD: Planned Unit Development District, the following described real estate located in the County of Hendricks, Indiana, namely: ZA-228/LN99-03: West 56th Street, S5,6,7,8-T16N-R2E, 340.00 acres, Lincoln Township, located on the north and south side of County Road 650 North, approximately 0.50 mile west of Raceway Road.

**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.** All terms and conditions found in Exhibit A, attached hereto and made a part hereof, having been made and presented by Petitioner as a part of its presentation, 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 18 day of January, 2000.

Board of Commissioners

John D. Clappitt

Hursel C. Disney

John A. Daum

Attest:

Debbie Simpson  
Debbie Simpson  
Auditor



**"EXHIBIT A"**

*99-24A*

Ordinance No. ~~3000-04~~ amending the zoning map for property commonly known as ZA-228/LN99-03: West 56<sup>th</sup> Street, Lincoln Township was approved based on the attached development standards. The following were conditions and stipulations presented by the Petitioner:

1. The ten (10) acre commercial area is removed from this petition;
2. The maximum number of lots in Eagle Crossing North is restricted to 450 lots total, exclusive of the condominiums;
3. A screening and landscape buffer of the same type as proposed along 56<sup>th</sup> Street but without the sidewalk will be placed along the common boundary with Lakeland Manor;
4. There will be a substantial tree preservation and reforestation plan included within this development;
5. The petitioner will pay fifty percent (50%) of the improvements necessary at Raceway Road and 56<sup>th</sup> Street. These costs include engineering design, construction of turning lanes and pavement widening on 56<sup>th</sup> Street and installation of a traffic signal. The cost does not include Right-of-Way costs or left turn lanes added on Raceway Road;
6. The petitioners will request that the Brownsburg School system not pick up children on cul-de-sacs in the condominium portion only; and
7. If the condominium portion is approved with streets narrower than the County Standards, the streets will be private and parking along the streets will be prohibited.

ORDINANCE 1999-3

ORDINANCE OF THE HENDRICKS COUNTY COUNCIL ADOPTING  
AN ADJUSTED LEVY FOR THE 1999 BUDGET YEAR

**WHEREAS**, the Hendricks County Council adopted a maximum levy on September 21, 1998 for the budget year 1999 in the amount of \$4,689,951.00; and

**WHEREAS**, the Hendricks County Council became aware of an error in computation of the maximum levy certified to them by the State Board of Tax Commissioners; and

**WHEREAS**, this error has caused a shortfall and loss of revenue to Hendricks County for the budget years 1997 and 1998; and

**WHEREAS**, in accordance with I.C. 6-1.1-17-16h, the Hendricks County Auditor has published, on January 28, 1999, in the Weekend Flyer and the Republican newspapers, a notice to taxpayers of the Hendricks County Council's intent to correct this error in the maximum levy at a public meeting to be held in the Hendricks County Government Center, 355 S. Washington Street, Danville, on Monday, February 8, 1999, at 9:00 a.m.;

**NOW, THEREFORE, BE IT ORDAINED BY THE HENDRICKS COUNTY COUNCIL:**

- 1) The Hendricks County Council, in an effort to regain lost revenue due to an error in calculation of the maximum levy certified by the State Board of Tax Commissioners, adopts an adjusted maximum levy amount of \$5,907,578.00 for the budget year of 1999.
- 2) The Hendricks County Council requests that the State Board of Tax Commissioners consider their request for an excess levy appeal for reallocation of property tax replacement credit to offset non-retrievable revenue lost due to the erroneous distribution of County Adjusted Gross Income Tax (C.A.G.I.T.) for the budget years 1997 and 1998.

Adopted this 8th day of February, 1999, by the following vote:

AYE

Richard I. Dietz  
Richard I. Dietz, Vice-president

J. Kenneth Givan  
J. Kenneth Givan, Member

Paul T. Hardin  
Paul T. Hardin, President

Larry R. Hesson  
Larry R. Hesson, Member

H. Hunt Palmer  
H. Hunt Palmer, Member

Steven L. Ostermeier  
Steven L. Ostermeier, Member

Wayne G. Johnson  
Wayne G. Johnson, Member

Attest: Debbie Simpson  
Debbie Simpson, Auditor  
Hendricks County

NAY

Richard I. Dietz  
Richard I. Dietz, Vice-President

J. Kenneth Givan  
J. Kenneth Givan, Member

Paul T. Hardin  
Paul T. Hardin, President

Larry R. Hesson  
Larry R. Hesson, Member

H. Hunt Palmer  
H. Hunt Palmer, Member

Steven L. Ostermeier  
Steven L. Ostermeier, Member

Wayne G. Johnson  
Wayne G. Johnson, Member

1999-18

1999 HENDRICKS COUNTY SALARY ORDINANCE

WHEREAS, the Hendricks County Council is the fiscal body that approves the salaries paid for positions held in Hendricks County; and

WHEREAS, enumerated below is the listed County appropriations and the approved salaries for 1999; and

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

SECTION #1: That the Hendricks County Council hereby approves the listed appropriations based on 26 pays per year for the positions in Hendricks County, Indiana, as shown on the attachments. ~~In the event of a turnover for any position, the starting wage could be less than, but shall not exceed, the existing amount originally appropriated without an amendment.~~

SECTION #2: In the event of overtime for non-exempt employees, the rate is calculated at time and one half of the base wage. Overtime is in addition to the base wage and paid from the overtime appropriation.

SECTION #3: Hendricks County employees, with a parttime or temporary employment status (with the exception of those employees identified in Section #4), will have a base wage range of no less than ~~\$5.35 per hour~~ and no more than ~~\$7.64 per hour~~.  
FEDERAL MINIMUM WAGE \$7.90

SECTION #4: Hendricks County employees, with a parttime or temporary employment status remitted through a township budget, will have a base wage range of no less than ~~\$5.35 per hour~~ and no more than ~~\$7.64 per hour~~.  
FEDERAL MINIMUM WAGE \$7.90

SECTION #5: The base wage for the positions of Elected Official, First Deputy and Department Head will be increased by 3% of the base wage.

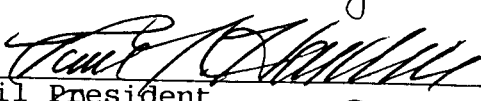
SECTION #6: Highway Workers' base wage will be increased by 3% of the gross income as an awarded discretionary increase based upon performance.


SECTION #7: Hendricks County employees' (other than those identified in Sections #3, #4, #5 and #6) base wage will remain as appropriated unless awarded a maximum 6% discretionary increase based upon performance.

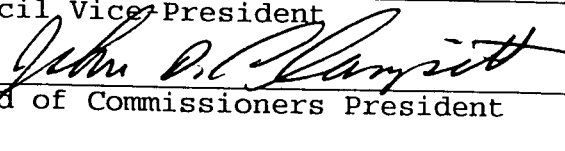
SECTION #8: All increases awarded through a departmental wage pool cannot exceed the allowance for each departmental wage pool appropriation.

THE 1999 HENDRICKS COUNTY SALARY ORDINANCE AS APPROVED ON THIS

5<sup>th</sup> DAY OF May, 1999 BY:

  
Council President

  
Council Vice President

  
Board of Commissioners President

FUND	APP	APPROVED APPROPRIATION
01-084	112	33472.00
	113	22589.06
	114	19402.24
	115	16215.44
01-101	111	39250.00
	112	29232.00
	113	15107.00
	114	16380.00
	115	22296.00
	116	16380.00
	117	15743.00
	118	15107.00
	119	15580.00
	120	15580.00
	121	16380.00
	122	16380.00
	123	17800.00
	124	16380.00
	125	15889.00
	127	15743.00
	128	16053.00
	129	18674.00
	150	5000.00
01-102	111	39250.00
	112	29232.00
	113	25401.97
	114	17592.32
	115	17637.53
	116	19494.48
	117	17637.53
	118	23343.50
	119	19494.48
	120	16544.00
	121	15433.60
	122	15433.60
	150	8400.00
01-103	111	39250.00
	112	29232.00
	113	17053.65
	114	15725.00
	115	19438.45
	116	16307.45
	117	18965.45
	150	18000.00
01-104	111	39250.00
	112	29232.00
	113	14997.00
	114	16990.20
	115	17071.80

FUND	APP	APPROVED APPROPRIATION
01-105	111	84016.00
	113	15178.80
	116	20389.84
	117	20389.84
	118	27838.68
	150	5000.00
	153	16890.56
	154	42770.66
	155	27838.68
	156	27291.82
	157	28344.50
	158	40745.64
	159	37961.52
	160	39737.26
	161	40745.64
	162	41503.74
	163	33619.16
	164	36191.04
	165	36191.04
	166	33619.16
	167	34166.02
	168	34671.84
	169	32394.28
	170	27291.82
	171	31887.72
	172	27291.82
	173	40745.64
	174	33605.64
	175	27291.82
	176	35684.22
	177	33605.64
	178	30875.08
	179	30875.08
	180	33605.64
	181	34166.02
	182	27137.38
	184	18845.94
	185	14996.80
	186	16579.82
	187	16579.82
	189	27137.38
	190	27137.38
	191	28850.06
	192	28850.06
	193	27137.38

FUND	APP	APPROVED APPROPRIATION
01-106	111	22606.00
	112	14995.00
	113	33233.00
	114	20733.90
	115	22397.40
	116	19816.00
	117	22458.12
	118	16745.88
	150	1000.00
01-107	111	13076.00
	112	2353.00
	113	1147.00
	115	3151.00
01-108	112	45000.00
	113	22079.80
	114	17096.35
	115	17096.35
	116	39945.02
	117	44505.04
	118	0.00
	119	0.00
	120	14000.00
	121	18643.00
	122	8150.00
	124	21878.46
01-109	111	39250.00
	112	29232.00
	113	16646.86
	114	14560.00
	115	18439.19
	116	14996.80
	150	8400.00
01-110	111	10430.00
	112	4571.00
	113	4571.00
01-111	111	13424.00
	112	8682.00
	113	700.00
01-112	111	12680.00
	112	12381.00
	113	945.00
01-113	111	12363.00
	112	13545.00
01-114	111	6024.00
	112	6477.00
01-115	111	1977.00
	112	1276.00
01-116	111	1977.00
	112	2738.00
	113	1393.00
01-117	111	1977.00
	112	2640.00

FUND	APP	APPROVED APPROPRIATION
01-118	111	3619.00
	112	4655.00
01-119	111	5238.00
	112	2390.00
01-120	111	3644.00
	112	4201.00
01-121	111	1962.00
	112	2853.00
01-130	115	22594.00
	116	20077.00
	119	7800.00
01-131	111	57016.00
	112	30765.02
	113	27848.08
	114	16900.80
	118	32010.42
	119	18436.60
	120	24294.66
	122	18090.80
	124	23205.00
	125	24497.20
	126	23041.20
	127	15633.80
	128	20602.40
	129	19019.00
	130	21676.20
01-133	113	2000.00
	114	2000.00
	115	2000.00
01-134	111	12290.00
01-135	113	22593.00
	122	18909.00
	123	18909.00
	124	18909.00
01-136	111	29229.00
	112	14750.60
	113	19324.60
	114	13192.60
	115	13138.60
	116	12985.04
	150	6500.00

FUND	APP	APPROVED APPROPRIATION
01-137	112	27838.68
	116	15184.00
	117	23712.78
	118	14560.00
	121	19846.06
	122	22431.86
	123	13735.88
	125	22348.66
	126	22431.60
	127	22431.60
	154	21838.00
	155	21779.00
	156	24476.66
	157	28750.20
	158	28750.20
	159	21779.00
	160	22431.60
	161	26175.50
	162	34996.20
	163	22431.60
	164	21779.00
	165	22431.60
	166	26175.50
	167	28750.20
	168	22431.60
	169	26175.32
	170	21779.00
	171	22431.60
	172	22431.60
	173	26175.50
	174	22348.66
	175	21662.00
	176	18159.84
	177	12321.00
	178	13695.84
	179	14797.82
	180	26175.32
	181	24636.34
	182	19817.20
	183	24636.34
	184	26175.32
	185	26175.32
	186	26175.32
	187	19846.06
	188	22431.60
	189	26175.50
	190	20969.66
	191	22431.60
	192	22431.60
	193	22348.66

FUND	APP	APPROVED APPROPRIATION
01-138	111	31703.00
	116	16103.02
	117	14378.00
	119	11495.00
	122	15465.45
	123	12934.74
	124	15652.91
	125	12934.74
	126	15652.91
	127	17547.08
	128	14903.07
	129	17134.05
	150	7000.00
01-139	113	20545.30
	116	23720.88
	117	14498.94
	118	23720.88
01-140	112	23224.00
	113	24617.55
	114	20625.28
	115	18120.54
01-141	112	20197.00
	113	21141.12
	114	21141.12
	115	20197.00
	116	23988.12
	117	22828.00
01-142	111	8638.00
	150	1000.00
01-143	111	49016.00
	112	33474.48
	113	26517.66
	114	26297.44
	116	19073.60
	117	31350.02
	118	34874.84
	119	22915.10
	120	20295.40
	121	17950.40
	122	20316.60
	124	38611.04
	126	26151.00
	150	7280.00
	154	17547.60
01-144	111	32636.00
	112	18746.00
	113	19692.40
	114	19692.40
	115	17344.60
	116	18200.00
01-145	111	8640.00
	150	3082.00

FUND	APP	APPROVED APPROPRIATION
01-146	112	22387.00
	116	16926.00
	122	15470.00
	123	9536.00
01-147	110	43209.00
	111	26508.91
	112	23734.09
	113	20105.00
01-149	113	5785.00
	114	5785.00
	115	5785.00
	116	5785.00
	117	5785.00
	118	5785.00
	119	5785.00
01-150	112	40305.00
	113	32031.97
	114	26684.00
	115	30086.30
	120	30825.00
	150	6000.00
01-151	111	29825.00
	112	24303.42
	113	24303.42
	114	22811.42
	115	24303.42
	116	24303.42
	117	24222.09
	118	18948.91
	120	31223.42
	121	31223.42
01-152	112	20349.00
	113	14997.00
	114	15434.00
	150	4200.00
01-153	112	21556.00
	113	23423.40
	114	24115.80
	115	19341.20
	116	20529.60
01-155	111	21568.00
	112	10000.00

FUND	APP	APPROVED APPROPRIATION
02-201	111	38997.00
	112	33872.58
	113	20542.42
	115	5896.00
	121	26374.00
	122	25396.00
	123	23878.00
	124	26374.00
	125	22150.00
	126	26374.00
	127	25438.00
	128	26956.00
	129	26956.00
	130	25126.00
	131	26374.00
	132	26374.00
	133	26374.00
	134	24190.00
	135	26374.00
	136	26956.00
	137	22152.00
	138	24502.00
	139	22152.00
	140	24814.00
	141	26374.00
	142	24502.00
	143	4615.00
	144	4615.00
	145	26374.00
	146	4615.00
	147	4615.00
	148	26956.00
	149	23878.00
	150	22692.00
	151	24502.00
	154	24190.00
	155	24772.00
	156	4615.00
	157	26374.00
	158	0.00
	159	0.00

FUND	APP	APPROVED
		APPROPRIATION
25-203	112	26374.00
	113	26374.00
	115	26374.00
	116	24502.00
	117	35306.00
05-213	110	25308.00
	113	20677.25
	114	28840.00
	115	45316.00
	116	44254.00
	117	20677.25
	118	16821.86
	119	14996.80
	121	33013.69
	122	26976.73
	123	30816.57
	124	29471.39
	125	30764.29
	127	29471.69
	150	14000.00
06-503	111	26191.00
06-513	111	24150.00
	112	20500.00
	113	21731.00
	114	21115.00
	150	3200.00
06-653	111	25235.00
09-505	111	35730.70
	112	16328.59
	113	15773.50
	114	15766.21
	150	30000.00
14-514	111	17650.00
	112	19740.00
16-317	111	16070.00
	112	6920.00
	113	6920.00
	114	6920.00
	115	6920.00
	116	6920.00
	117	4335.00
	119	14996.80
	150	800.00
16-319	111	2990.00
	150	7000.00
16-322	111	32284.32
	112	16971.80
17-516	111	21243.72
	112	22432.12
	113	21204.20

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1999 HENDRICKS COUNTY SALARY ORDINANCE

AMENDMENT #1  
TO 1999-18

WHEREAS, the Hendricks County Council is the fiscal body that approves the salaries paid for positions held in Hendricks County; and

WHEREAS, the Hendricks County Council is the fiscal body that approves Amendments to the originally approved Salary Ordinance listing County appropriations and the approved salaries for 1999; and

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

AMENDED SECTION #1: That the Hendricks County Council hereby approves the listed appropriations based on 26 pays per year for the positions in Hendricks County, Indiana, as shown on the original Salary Ordinance attachments.

AMENDED SECTION #3: Hendricks County employees, with a parttime or temporary employment status (with the exception of those employees identified in Section #4 of the original Salary Ordinance), will have a base wage range of no less than the hourly federal minimum wage and no more than \$7.90 per hour.

AMENDED SECTION #4: Hendricks County employees, with a parttime or temporary employment status remitted through a township budget, will have a base wage range of no less than the hourly federal minimum wage and no more than \$7.90 per hour.

AMENDED APPROPRIATIONS:

14-000-506	\$ 45,000.00	NOTE A
14-000-518	\$100,000.00	NOTE B
14-080-518	\$100,000.00	NOTE C
42-000-102	\$ 7,000.00	NOTE D

NOTE A: Prosecutor grant employing one Deputy Prosecutor

NOTE B: Prosecutor grant (Drug Task Force) employing four Task Force Officers and one parttime clerk

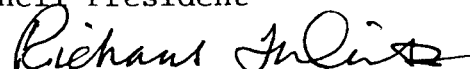
NOTE C: Prosecutor grant (Pre-Trial Diversions) employing two parttime legal clerks and overtime payments for Chief Deputy Prosecutor and Deputy Prosecutors

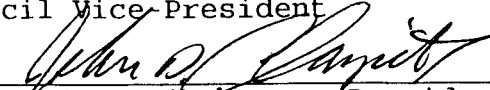
NOTE D: Auditor Plat Book Fund employing parttime Clerk

THE 1999 HENDRICKS COUNTY SALARY ORDINANCE AMENDMENT #1 IS

APPROVED ON THIS 8<sup>th</sup> DAY OF JUNE, 1999, BY:

  
\_\_\_\_\_  
Council President

  
\_\_\_\_\_  
Council Vice President

  
\_\_\_\_\_  
Board of Commissioners President

RESOLUTION NO. 1999-1

RESOLUTION OF HENDRICKS COUNTY, INDIANA  
AUTHORING THE SUBMITTAL OF THE  
COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION  
TO THE INDIANA HOUSING FINANCE AUTHORITY  
AND ADDRESSING RELATED MATTERS

WHEREAS, Hendricks County recognizes the need to stimulate growth and to maintain affordable housing within its corporate limits; and

WHEREAS, the Housing and Community Development Act of 1974, as amended, authorizes the Indiana Housing Finance Authority to provide grants to local units of government, and/or qualified not-for-profit organizations to meet the affordable housing and community development needs of low and moderate income persons; and


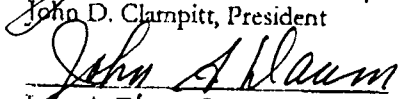

WHEREAS, Hendricks County, has conducted or will conduct public hearings prior to the submission of an application to the Indiana Housing Finance Authority, said public hearings to assess the housing, public facilities, and economic needs of low and moderate income residents;


NOW THEREFORE, BE IT RESOLVED by Hendricks County, that:

1. The Chief Elected Official (CEO) is authorized to prepare and submit an application for \$30,000 in Community Development Block Grant funding to address conditions relating to conducting a housing needs assessment in Hendricks County, Indiana, and to execute and administer a resultant grant including requisite general administration and project management, contracts and agreements pursuant to regulations of the Indiana Housing Finance Authority and the United States Department of Housing and Urban Development.
2. Hendricks County, Indiana, hereby commits the requisite local funds in the amount of Three Thousand Dollars (\$3,000), such commitment to be contingent upon receipt of CDBG funding from the Indiana Housing Finance Authority. The anticipated source of this leverage is the Hendricks County Community Development Corporation.

Adopted by the Governing Body this 27<sup>th</sup> day of December 1999.

*Hendricks County Commissioners*

  
John D. Clappitt, President  
  
John A. Daum, Commissioner  
  
Hursel C. Disney, Commissioner

Attest:   
Debbie Simpson, Auditor