



APPLICATION FOR REZONING PETITION - CITY OF TERRE HAUTE

SPECIAL ORDINANCE NO. 12

COMMON ADDRESS OF LOTS TO BE REZONED:

2920 and 2930 Fenwood Avenue

Parcel 84-06-23-230-004.000-002 and 84-06-23-230-006.000-002

Current Zoning: M-2 Heavy Industrial District

Requested Zoning: R-1 Single Family Residence District

Proposed Use: Single Family Residence Home

Name of Owner: Anita Webb, John Halter and Casey Halter

Address of Owner: 2920 and 2930 Fenwood Avenue

Phone Number of Owner: (812) 208-6881

Attorney Representing Owner (if any): N/A

Address of Attorney: N/A

Phone Number of Attorney: N/A

For Information Contact: Anita Webb

Council Sponsor: Cheryl Loudermilk

***COPY OF SITE PLAN MUST ACCOMPANY THIS APPLICATION**

JUN 12 2024

SPECIAL ORDINANCE NO. 12, 2024

CITY CLERK

An Ordinance Amending Chapter 10, of the Terre Haute City Code, Zoning and Subdivision Regulations, as adopted by General Ordinance No. 10, 1999, as Amended, entitled “An Ordinance Adopting And Enacting A Code Of Ordinances For The City Of Terre Haute, Indiana; Establishing The Same; Providing For the Repeal Of Certain Ordinances Not Included Therein, Except As Herein Provided; Providing For The Manner Of Amending Such code Of Ordinances; Providing A Penalty For Violations Thereof; Providing When This Ordinance Shall Become Effective And Officially Adopting The Terre Haute City Code, And Passing Ordinances Addressing Fees, Fines And Regulations”.

BE IT ORDAINED by the Common Council of the City of Terre Haute, Indiana, as follows:

SECTION I. That Chapter 10, of the Terre Haute City Code, known and referred to as “The Comprehensive Zoning Ordinance for Terre Haute” of General Ordinance No. 10, 1999, effective, December 10, 1999, Section 10-121, thereof, District Maps, is hereby amended to read as follows:

Lot Number One Hundred Sixty-seven (167) in Schaal’s Subdivision of a part of the North half (1/2) of the Northeast Quarter (1/4) of Section 23, Township 12 North of Range 9 West, as per recorded plat of the same recorded in the Recorder’s Office of Vigo County, Indiana, in Plat Record 10, Page 30.

Commonly known as 2920 Fenwood Avenue, Terre Haute, Indiana 47803

Lot Number 169 in Schaal’s Second Subdivision of a part of the North ½ of the North East ¼ of Section 23-12-9 as per recorded plat of the same recorded in the Recorder’s office of Vigo County, Ind., in Plat Record 10, Page 30.

Commonly known as 2930 Fenwood Avenue, Terre Haute, Indiana 47803

be and the same is, hereby established as a **R-1 Single Family Residence District** together with all rights and privileges that may inure to said real estate and the owners thereof by virtue of the law in such cases provided, subject to all limitations and restrictions imposed thereon by deed or otherwise except as specifically authorized under the terms of this ordinance.

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

Presented by Council Member, _____
Cheryl Loudermilk, Councilperson

Passed in open Council this _____ day of _____, 2024.

Tammy Boland, President

ATTEST:

Michelle L. Edwards, City Clerk

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

2024 at _____ o'clock.

Michelle L. Edwards, City Clerk

Approved by me, the Mayor of the City of Terre Haute, this _____ day of _____,
2024.

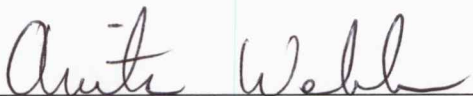
Brandon C. Sakbun, Mayor

ATTEST:

Michelle L. Edwards, City Clerk

This instrument prepared by Anita Webb, 1132 S Wild Rose Pl, West Terre Haute, Indiana
47885

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



Anita Webb

PETITION TO REZONE REAL PROPERTY

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

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

LADIES AND GENTLEMAN:

The undersigned, Anita Webb, John Halter and Casey Halter respectfully submits this Petition to rezone the following described real estate in the City of Terre Haute, County of Vigo, Indiana, to wit:

Lot Number One Hundred Sixty-seven (167) in Schaal's Subdivision of a part of the North half (1/2) of the Northeast Quarter (1/4) of Section 23, Township 12 North of Range 9 West, as per recorded plat of the same recorded in the Recorder's Office of Vigo County, Indiana, in Plat Record 10, Page 30.

Commonly known as 2920 Fenwood Avenue, Terre Haute, Indiana 47803

Lot Number 169 in Schaal's Second Subdivision of a part of the North 1/2 of the North East 1/4 of Section 23-12-9 as per recorded plat of the same recorded in the Recorder's office of Vigo County, Ind., in Plat Record 10, Page 30.

Commonly known as 2930 Fenwood Avenue, Terre Haute, Indiana 47803

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

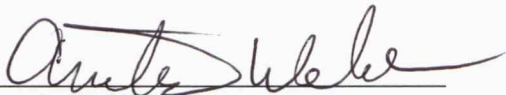
Your petitioner would respectfully state that the real estate is now single family residence. Your petitioner intends to continue to use the real estate as a single family residence.


Your petitioner would request that the real estate described herein shall be zoned as a R-1 Single Family Residence District. Your petitioner would allege that the Single Family Residence District would not alter the general characteristics of this neighborhood.

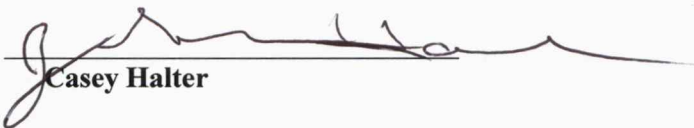
Your petitioner would respectfully show the proposed change would not be detrimental to the public welfare or injurious to the property or improvements in the neighborhood.

WHEREFORE, your petitioner respectfully requests that the Area Plan Commission for Vigo County and the Common Council of the City of Terre Haute, Indiana, favorably consider the passage of a Special Ordinance amending the Comprehensive Zoning Ordinance of the city of Terre Haute, Indiana, being Chapter 10, Article 2 of the Municipal Code designated as "Comprehensive Zoning Ordinance for the Terre Haute, Indiana," and declaring the above-described real estate to be part of the R-1 Single Family Residence District of the City of Terre Haute, Indiana, and entitled to the rights and benefits that may accrue to the real estate and the owners thereof by virtue of the new designation subject to all limitations imposed by deed or otherwise.

IN WITNESS WHEREOF, This petition has been duly executed this 12th day of JUNE, 2024.

BY: 
Anita Webb

BY: 
John Halter

BY: 
Casey Halter

PETITIONER: Anita Webb, John Halter, and Casey Halter, 2920 and 2930 Fenwood Avenue, Terre Haute, IN 47803

This instrument prepared by Anita Webb, 1132 S Wild Rose Pl, West Terre Haute, Indiana 47885

AFFIDAVIT OF:

COMES NOW affiant, Casey Halter, and affirms under penalty of law that affiant is the owner of record of the property located at 2920 Fenwood Avenue, Terre Haute, Indiana 47803 for which a rezoning is requested and hereto a copy of the deed is attached evidencing such ownership.

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

SIGNATURE: Casey Halter
Casey Halter

STATE OF INDIANA)
) SS:
COUNTY OF VIGO)

Personally appeared before me, a Notary Public in and for said County and State, Casey Halter, who acknowledges the execution of the above and foregoing, after being duly sworn upon their oath and after having read this Affidavit.

WITNESS my hand and notarial seal, this 5 day of MARCH, 2024.

Notary Public:

Robert A. Drummy
ROBERT A. DRUMMY
VIG0 21789 026

My Commission Expires

My County Of Residence:

AFFIDAVIT OF:

COMES NOW affiant, John Halter, and affirms under penalty of law that affiant is the owner of record of the property located at 2920 Fenwood Avenue, Terre Haute, Indiana 47803 for which a rezoning is requested and hereto a copy of the deed is attached evidencing such ownership.

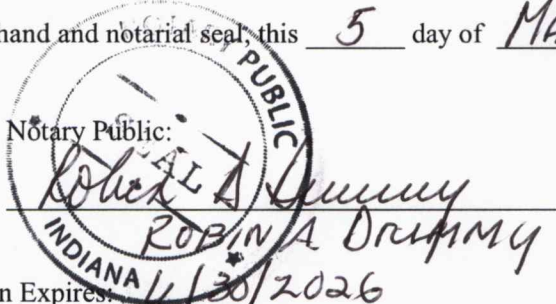
We affirm under penalty for perjury, that the foregoing representations are true.

SIGNATURE: *John Halter*
John Halter

STATE OF INDIANA)
) SS:
COUNTY OF VIGO)

Personally appeared before me, a Notary Public in and for said County and State, John Halter, who acknowledges the execution of the above and foregoing, after being duly sworn upon their oath and after having read this Affidavit.

WITNESS my hand and notarial seal, this 5 day of MARCY, 2024.



Notary Public:
Robin A Drummy
ROBIN A DRUMMY
INDIANA 11/30/2026

My Commission Expires: 11/30/2026

My County Of Residence: Vigo

AFFIDAVIT OF:

COMES NOW affiant, Anita Webb, and affirms under penalty of law that affiant is the owner of record of the property located at 2930 Fenwood Avenue and 2920 Fenwood Avenue, Terre Haute, Indiana 47803 for which a rezoning is requested and hereto a copy of the deed is attached evidencing such ownership.

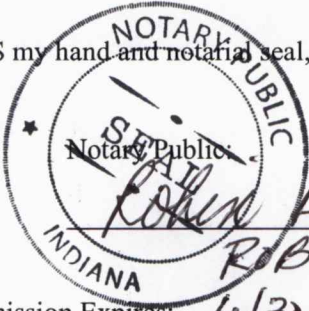
We affirm under penalty for perjury, that the foregoing representations are true.

SIGNATURE: Anita Webb
Anita Webb

STATE OF INDIANA)
) SS:
COUNTY OF VIGO)

Personally appeared before me, a Notary Public in and for said County and State, Anita Webb, who acknowledges the execution of the above and foregoing, after being duly sworn upon their oath and after having read this Affidavit.

WITNESS my hand and notarial seal, this 5 day of MARCH, 2024.



Robin A. Drummy
ROBIN A. DRUMMY

The notary seal is circular with the text 'NOTARY PUBLIC' at the top, 'STATE OF INDIANA' at the bottom, and a star in the center. The name 'Robin A. Drummy' is written across the seal.

My Commission Expires: 6/30/2026

My County Of Residence: Vigo