

FILED

APR 07 2016

CITY CLERK

RESOLUTION NO. 5, 2016

A Resolution of the Common Council of the City of Terre Haute, Indiana,
Approving the establishment of a Hotel in a C-3 Regional Commerce
District.

WHEREAS, the provisions of the Comprehensive Zoning Ordinance establish the permitted uses in a C-3 Regional Commerce District at *Terre Haute City Code* Sec. 10-207g.

WHEREAS, proposed property owners desire to construct and establish a La Quinta Inn & Suites on the real estate described in Exhibit A, attached hereto and incorporated herein. Such real estate is zoned in C-3 Regional Commerce District.

WHEREAS, *Terre Haute City Code* Sec. 10-207g(1)(A) prohibits dwelling units, lodging rooms, motels, and mobile home parks unless they are permitted by the Planning Commission and approved by the Common Council. Additionally, the Common Council of the City of Terre Haute may vary the requirements of such provisions to comply with the intent and purpose of the Comprehensive Zoning Ordinance.

WHEREAS, the Comprehensive Zoning Ordinance, as established at *Terre Haute City Code* Sec. 10-20, was created (1) to promote public health, safety, morality, convenience, and the general welfare; (2) to encourage the most appropriate use of land; (3) to conserve and stabilize the value of property; (4) to provide adequate open spaces for light and air; (5) to prevent excessive concentrations of population; and (6) to eliminate congestion on streets and highways.

WHEREAS, the Common Council determines that the establishment of the La Quinta Inn & Suites on the real estate described herein is consistent with the intent and purposes set forth in the Comprehensive Zoning Ordinance.

THEREFORE, IT IS RESOLVED by the Common Council of the City of Terre Haute that upon receipt of a favorable recommendation from the Planning Commission, the Hotel described herein may be established in the C-3 Regional Commerce District.

Introduced by:

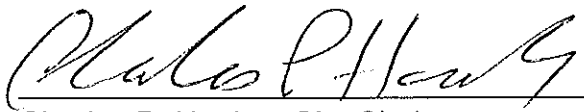

Amy Auler, Councilman

Passed in open council this 12th day of May, 2016.

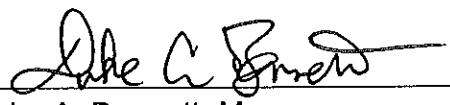

Todd Nation, City Council President

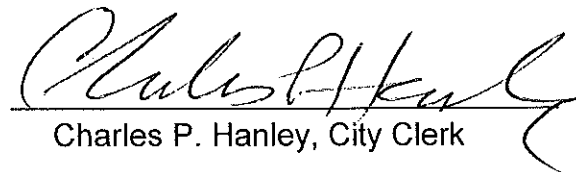
ATTEST: 
Charles P. Hanley, City Clerk

Presented by me to the Mayor this 13th day of May, 2016.


Charles P. Hanley, City Clerk

Approved by me, the Mayor, this 13th day of MAY, 2016.


Duke A. Bennett, Mayor

ATTEST: 
Charles P. Hanley, City Clerk

This instrument prepared by Heidi L. Slinkard, Attorney,
Wilkinson, Goeller, Modesitt, Wilkinson & Drummy LLP
333 Ohio Street, Terre Haute, Indiana 47807 (812) 232-4311
Introduced by:

Exhibit A

The following Described real estate in Vigo County, Indiana, to wit:

The area within the City commonly known as 451 E. Margaret Drive, Terre Haute, IN 47802 and identified as Parcel No. 84-09-04-226-028.000-005, Lot 2 of C&N Properties - Subdivision II, being a 2.070 acre part of NE ¼ Sec 4, T11N, R9W, 2nd Principal Meridian, Honey Creek Township, Vigo County, Indiana, as shown by the recorded plat thereof, in Plat Record 28 Page 11 records of Recorder's Office, Vigo County, Indiana.



TERRE HAUTE
A LEVEL ABOVE

Area Planning Department For Vigo County

159 Oak Street, Terre Haute, Indiana 47807
Telephone: (812) 462-3354 Fax: (812) 234-3248

Terre Haute • West Terre Haute • Riley • Seelyville

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MAY 05 2016

CITY CLERK

May 5, 2016

REPORT TO THE TERRE HAUTE CITY COUNCIL ON RESOLUTION NO. 5-2016

**A RESOLUTION APPROVING THE ESTABLISHMENT OF A DWELLING UNIT IN A C-3 CONFORMS TO THE
COMPREHENSIVE PLAN AND APPROVING THAT RESOLUTION
CERTIFICATION DATE: May 4, 2016**

TO: The Honorable Terre Haute City Council:

Dear Members:

The Vigo County Area Plan Commission offers you the following report and certification on Resolution No. 5-2016. This document is a Resolution Approving the Establishment of a Dwelling Unit in a C-3 Conforms to the Comprehensive Plan and Approving That Resolution.

The Vigo County Area Plan Commission considered Resolution No. 5-2016 at a public hearing held on Wednesday, May 4, 2016. A quorum was present throughout the meeting pursuant to I.C. 36-7-4-301, and the Area Plan Commission took official action on Resolution No. 5-2016 as required by I.C. 36-7-4-401 (a) (7) and I.C. 36-7-4-605 ©.

Therefore, Area Plan Commission's certified recommendation on Resolution No. 5-2016 is FAVORABLE.

Handwritten signature of Fred L. Wilson in black ink.

Fred L. Wilson, President, APC

Handwritten signature of Jared Bayler in black ink.

Interim Director

Received this 5th day of May, 2016

ORDER OF THE VIGO COUNTY AREA PLAN COMMISSION DETERMINING THAT A RESOLUTION APPROVING THE ESTABLISHMENT OF A DWELLING UNIT IN A C-3 CONFORMS TO THE COMPREHENSIVE PLAN AND APPROVING THAT RESOLUTION

WHEREAS, Attorney, Heidi Slinkard filed a resolution on April 7, 2016 to allow a Hotel in a C-3 Regional Commerce District and the provisions of the Comprehensive Zoning Ordinance establish the permitted uses in a C-3 Regional Commerce District (Terre Haute City Code 10-207g.).

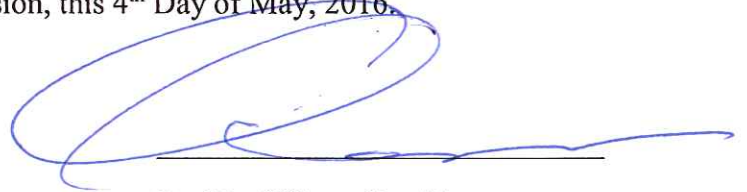
WHEREAS, the petitioned parcel (84-09-04-226-028.000-005) is zoned C-3 Regional Commerce District for the purpose of fostering and encouraging commercial growth to the City of Terre Haute and the petitioner represents a party interested in a development for the purpose of fostering and encouraging commercial growth: together with all appurtenances, related improvements (including infrastructure) and equipment.

WHEREAS, the Act requires approval of the Resolution by the Vigo County Area Plan Commission ("Plan Commission");

NOW THEREFORE, BE IT ORDERED BY THE VIGO COUNTY AREA PLAN COMMISSION, AS FOLLOWS:

1. The Resolution and Plan, conform to the Comprehensive Plan for the City of Terre Haute, Indiana.
2. The Resolution and Plan, are in all respects approved, ratified and confirmed.
3. The Secretary of the Plan Commission is hereby directed to file a copy of the Resolution with the permanent minutes of this meeting.

Passed by the Vigo County Area Plan Commission, this 4th Day of May, 2016.



Fred L. Wilson, President

Vigo County Area Plan

Commission:

ATTEST:



Norm Froderman, Secretary