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ORDINANCE NO. 49-9-08

AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT ORDINANCE, AND ORDINANCE NO. 10-3-95, A PART OF THE MASTER PLAN OF THE CITY OF NOBLESVILLE, HAMILTON COUNTY, INDIANA.

DOCUMENT CROSS REFERENCE NO. 9535294 and 9709730704.

An Ordinance to amend the Unified Development Ordinance and the Planned Development Ordinance, enacted by the City of Noblesville under authority of Chapter 174 of the Acts of the Indiana General Assembly 1947, as amended.

WHEREAS, application has been made to amend a previously adopted planned development (PD) district known as Noblesville Commons, which was adopted by action of the Noblesville Common Council on or about May 8, 1995 as Ordinance number 10-3-95; and

WHEREAS, the pending application to amend seeks to modify the maximum building height and size permitted in said Noblesville Commons PD district to a maximum height of 4 stories and 55 feet for the construction of a Mariott Courtyard hotel; and

WHEREAS, on September 15, 2008, the Plan Commission of the City of Noblesville has conducted a public hearing on Application No. 08N-15-1354 as required by law in regard to the application for amendment as filed by attorney Bruce M. Bittner on behalf of Midwest Hospitality Group, Inc. and Motels of Noblesville 2, LLP; and

WHEREAS, the Plan Commission has sent its favorable recommendation to the Common Council in the following manner: favorable by a vote of ten ( 10 ) in favor, one ( 1 ) opposed and no ( 0 ) abstentions;

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Noblesville, Hamilton County, Indiana, meeting in regular session, that the Unified Development Ordinance and Planned Development Ordinance No. 10-3-95 of said City are hereby amended as follows:

SECTION 1. That the maximum building height standard applicable to the PD zone district known as Noblesville Commons is now amended to 4 stories or 55 feet for the construction of a Marriott Courtyard hotel.




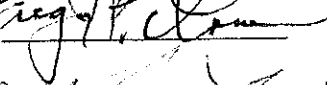
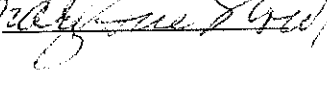

SECTION 2. That this Ordinance shall be in full force and effect from and after its adoption in accordance with law.

Adopted this 14th day of October, 2008, by the Common Council of the City of Noblesville, Hamilton County, Indiana.

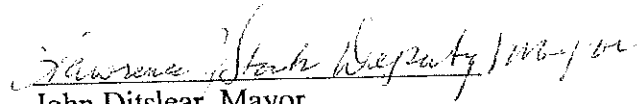
COMMON COUNCIL, CITY OF NOBLESVILLE

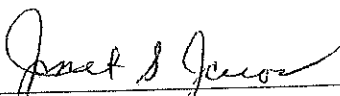
AYE

NAY

	Brian Ayer	_____
	Mark Boice	_____
	Roy Johnson	_____
	Gregory P. O'Connor	_____
	Mary Sue Rowland	_____
_____	Dale Snelling	_____
	Stephen C. Wood	_____

APPROVED and signed by the Mayor of the City of Noblesville, Hamilton  
County, Indiana, this 14<sup>th</sup> day of October, 2008.

  
John Ditslear, Mayor  
City of Noblesville, Indiana

  
Janet Jaros, Clerk-Treasurer  
City of Noblesville, Indiana

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. Bruce M. Bittner

This instrument prepared by Bruce M. Bittner, Attorney at Law, Church Church Hittle  
& Antrim, 938 Conner Street, P.O 10, Noblesville, Indiana 46061.