

FILED

JAN 05 2017

CITY CLERK

RESOLUTION 2, 2017

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF TERRE HAUTE, INDIANA, DESIGNATING APPROVAL OF A PRELIMINARY PLAN FOR A REZONING CREATING A PLANNED UNIT DEVELOPMENT DISTRICT UPON PASSAGE OF SPECIAL ORDINANCE NO. 45 - 2016 COMMON COUNCIL OF THE CITY OF TERRE HAUTE, STATE OF INDIANA.

WHEREAS, MSL ISU Terre Haute, LLC, has submitted a petition to rezone the following described real estate in the City of Terre Haute, County of Vigo, State of Indiana, to-wit:

See attached Exhibit A, legal description.

Subject to covenants, conditions, restrictions, easements, rights-of-way and other matters of record affecting title.

WHEREAS, the Plan Commission has made a recommendation to the Common Council that it take action indicating a favorable disposition toward rezoning the subject property to a Planned Unit Development District for a development project of the nature being proposed, subject to the approval of the preliminary plat for the project.

WHEREAS, the Common Council hereby acts upon the recommendation of the Plan Commission by hereby designating approval of a preliminary plan and stating its approval of the rezoning of the subject property to a Planned Unit Development District for a development project of the nature being proposed, subject to the approval of the preliminary plat for the project.

WHEREAS, the Planned Unit Development District for the development project of the nature being proposed may be conditioned upon the following additions or deletions as may be provided herein to be made and shown in the preliminary plat.

NOW, THEREFORE, IT IS FOUND, DETERMINED AND RESOLVED by the Common Council of the City of Terre Haute, Indiana that:

1. The Common Council hereby acts upon the recommendation of the Plan Commission and designates approval of the preliminary plan of MSL ISU Terre Haute, LLC, as submitted as part of its petition to rezone and the Common Council further states its approval of the rezoning of the subject property to a Planned Unit Development District, subject to the approval of the preliminary plat for the project, which preliminary plat approval shall be conditioned upon the following additions or deletions to the proposed preliminary plan and

shown in the preliminary plat:

NONE

2. A copy of this Resolution, following its passage, shall be filed with the City Clerk.

Introduced by: Curtis DeBaun Curtis DeBaun, Councilman

Passed in open Council this 12th day of January, 2017.

Karrum Nasser Karrum Nasser, President

ATTEST: Charles P. Hanley Charles P. Hanley, City Clerk

Presented by me to the Mayor this 12th day of January, 2017.

Charles P. Hanley Charles P. Hanley, City Clerk

Approved by me, the Mayor, this 12th day of January, 2017.

Duke A. Bennett Duke A. Bennett, Mayor

ATTEST: Charles P. Hanley Charles P. Hanley, City Clerk

EXHIBIT A
(Legal Description)

Lots 55-70 and 87-102 and 110-118 in Early Grove Place Subdivision, the same being a subdivision of lots 27-28-33-34-39 and 40 of Section 16-12-9, Terre Haute, Indiana.