

ORDINANCE NO. 2011-10

ORDINANCE OF THE CITY OF LAKE STATION GRANTING
A SPECIAL USE FOR 1122 MARQUETTE ROAD, LAKE STATION, INDIANA

WHEREAS, pursuant to I.C. 36-7-4-918.6, the Common Council of the City of Lake Station, Indiana, has authority to grant petitions for a Special Use; and

WHEREAS, on June 22, 2011, the Board of Zoning appeals for the City of Lake Station approved the Petition for Special Use, "To buy and sell a limited number of motorized vehicles on the real estate located at 1122 Marquette Road, Lake Station, Indiana, currently zoned L-1", with a favorable recommendation and findings pursuant to I.C. 36-7-4-918.4, as follows:

- (1) the approval will not be injurious to the public health, safety, morals, and general welfare of the community;
- (2) the use and value of the area adjacent to the property included in the variance will not be affected in a substantially adverse manner;
- (3) the need for the variance arises from some condition peculiar to the property involved;
- (4) the strict application of the terms of the zoning ordinance will constitute an unnecessary hardship if applied to the property for which the variance is sought; and
- (5) the approval does not interfere substantially with the comprehensive plan adopted under the 400 series of this chapter; and

WHEREAS, the Petitioner/Owner, TERRY JOY agree to the following commitment which shall become part of the approval:

- (1) The special use can be used for the sale of only two motorized vehicles at a time. Motorized vehicles for sale must be motorized vehicles with liens held by the Petitioner for work performed on the motorized vehicles.
- (2) The special use will terminate with sale or lease of the premises or business.
- (3) The Petitioner shall be responsible for the City's Attorney fees to enforce the commitments.

NOW, THEREFORE, LET IT BE ORDAINED AS FOLLOWS:

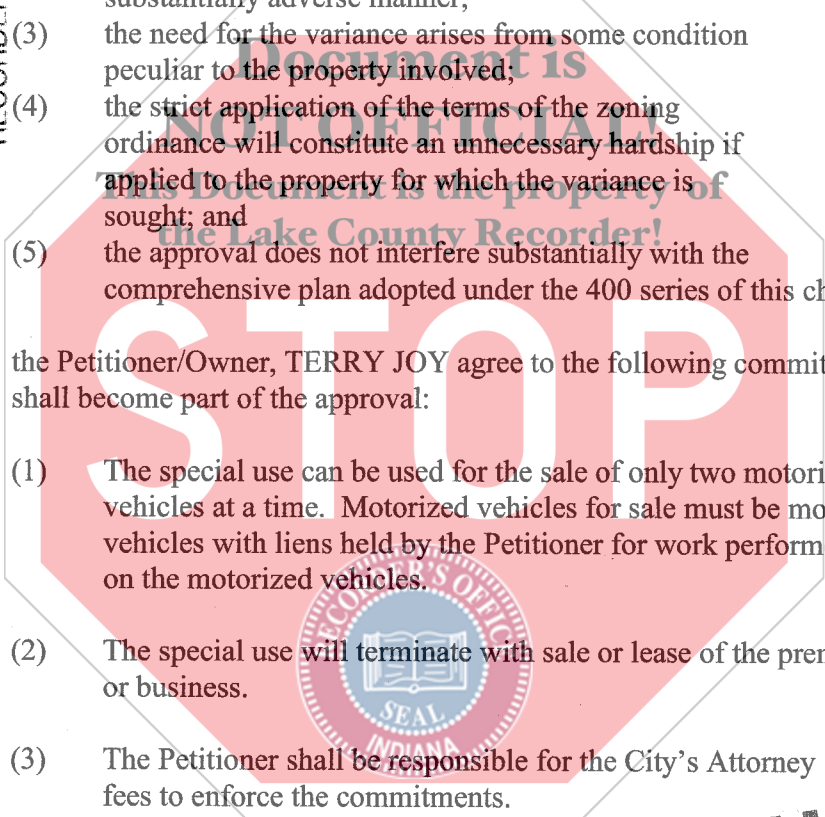
- 1. That the Lake Station Common Council adopts the findings of the

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

2011 AUG 10 PM 2:10

MICHELLE L. CAJMAN
RECORDER

2011 042927



FILED

AUG 10 2011

PEGGY HOLINGA KATONA
LAKE COUNTY AUDITOR

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Board of Zoning Appeals approving the Petition with a favorable recommendation; and

2. That the Lake Station Common Council adopted the commitment made by the Petitioner as follows:
 - a. The special use can be used for the sale of only two motorized vehicles at a time. Motorized vehicles for sale must be motorized vehicles with liens held by the Petitioner for work performed on the motorized vehicles.
 - b. The special use will terminate with sale or lease of the premises or business.
 - c. The Petitioner shall be responsible for the City's Attorney fees to enforce the commitments.

3. That this Ordinance, Ordinance No. 2011-10 shall be recorded with the Lake County Recorder's Office.

4. That the legal description for the real estate at 1122 Marquette Road, Lake Station, Indiana, is as follows:

Garden Addition Block 14 W 1/2 of Lot 14 Ex. E. 184.46 ft.

PASSED AND ADOPTED THIS 4th DAY OF Aug., 2011.

YEA 6

NAY 0


KEITH SODERQUIST, Presiding
Officer

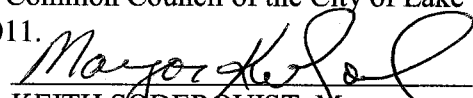
ATTEST:


BRENDA SAMUELS, Clerk/Treasurer

Presented by me to Keith Soderquist, Mayor of the City of Lake Station, Indiana, this 4th day of August, 2011.


BRENDA SAMUELS, Clerk/Treasurer

Approved, signed and returned by me to the Common Council of the City of Lake Station, Indiana, this 4th day of August 2011.


KEITH SODERQUIST, Mayor

