

102-24

AN ORDINANCE AMENDING SECTION 19-5 OF CHAPTER 19 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO THE ERECTION OF OFFICIAL TRAFFIC SIGNS AND SIGNALS.

(Municipal Services Committee 8-21-2024)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 19-5 of Chapter 19 of the Municipal Code of the City of Appleton, relating to the erection of official traffic signs and signals, is hereby created as follows:

INSTALL STOP SIGNS ON:

Catherine Street at North Street

Section 2: This Ordinance shall be in full force and effect from and after its passage and publication, and upon its passage and publication, the Traffic Engineer is authorized and directed to erect and maintain the appropriate standard traffic signs, signals and markings, giving notice of the provisions of this Ordinance.

103-24

AN ORDINANCE AMENDING SECTION 19-5 OF CHAPTER 19 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO THE ERECTION OF OFFICIAL TRAFFIC SIGNS AND SIGNALS.

(Municipal Services Committee 8-21-2024)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 19-5 of Chapter 19 of the Municipal Code of the City of Appleton, relating to the erection of official traffic signs and signals, is hereby created as follows:

INSTALL STOP SIGNS ON:

North leg of Mary Street at North Street (for southbound traffic)

Section 2: This Ordinance shall be in full force and effect from and after its passage and publication, and upon its passage and publication, the Traffic Engineer is authorized and directed to erect and maintain the appropriate standard traffic signs, signals and markings, giving notice of the provisions of this Ordinance.

104-24

AN ORDINANCE AMENDING SECTION 19-5 OF CHAPTER 19 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO THE ERECTION OF OFFICIAL TRAFFIC SIGNS AND SIGNALS.

(Municipal Services Committee 8-21-2024)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 19-5 of Chapter 19 of the Municipal Code of the City of Appleton, relating to the erection of official traffic signs and signals, is hereby created as follows:

INSTALL STOP SIGNS ON:

South leg of Mary Street at North Street (for northbound traffic)

Section 2: This Ordinance shall be in full force and effect from and after its passage and publication, and upon its passage and publication, the Traffic Engineer is authorized and directed to erect and maintain the appropriate standard traffic signs, signals and markings, giving notice of the provisions of this Ordinance.

105-24

AN ORDINANCE AMENDING SECTION 19-86 OF CHAPTER 19 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO PARKING RESTRICTIONS.

(Municipal Services Committee 8-21-2024)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 19-86 of Chapter 19 of the Municipal Code of the City of Appleton, relating to parking restrictions, is hereby repealed:

Ord. 97-52: “Parking be restricted to four hours during school hours on the east side of Mason Street from the south right-of-way line of Prospect Avenue to a point 415 feet south.”

Section 2: This ordinance shall be in full force and effect from and after its passage and publication, and upon its passage and publication, the Traffic Engineer is authorized and directed to make the necessary changes in the Parking District Map in accordance with this Ordinance.

106-24

**AN ORDINANCE AMENDING SECTION 19-86 OF CHAPTER 19 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO PARKING RESTRICTIONS.
(Municipal Services Committee 8-21-2024)**

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 19-86 of Chapter 19 of the Municipal Code of the City of Appleton, relating to parking restrictions, is hereby repealed:

Ord. 97-52: “Stopping, standing, or parking be prohibited, except for bus loading, during school hours, on the east side of Mason Street from a point 415 feet south of the south right-of-way line of Prospect Avenue extending 50 feet south.”

Section 2: This ordinance shall be in full force and effect from and after its passage and publication, and upon its passage and publication, the Traffic Engineer is authorized and directed to make the necessary changes in the Parking District Map in accordance with this Ordinance.

107-24

AN ORDINANCE AMENDING SECTION 19-86 OF CHAPTER 19 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO PARKING RESTRICTIONS.
(Municipal Services Committee 8-21-2024)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 19-86 of Chapter 19 of the Municipal Code of the City of Appleton, relating to parking restrictions, is hereby created as follows. This ordinance supersedes and repeals any conflicting ordinance regarding parking in the designated area.

Designate a 15-minute parking zone from 7:30 a.m. to 4:30 p.m. on school days on the east side of Mason Street from a point 286 feet south of Prospect Avenue to a point 348 feet south of Prospect Avenue.

Section 2: This ordinance shall be in full force and effect from and after its passage and publication, and upon its passage and publication, the Traffic Engineer is authorized and directed to make the necessary changes in the Parking District Map in accordance with this Ordinance.

108-24

AN ORDINANCE AMENDING SECTION 19-86 OF CHAPTER 19 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO PARKING RESTRICTIONS.
(Municipal Services Committee 8-21-2024)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 19-86 of Chapter 19 of the Municipal Code of the City of Appleton, relating to parking restrictions, is hereby created as follows. This ordinance supersedes and repeals any conflicting ordinance regarding parking in the designated area.

Parking be restricted to vehicles displaying handicapped license plates or Wisconsin

handicapped permit only on the east side of Mason Street from a point 348 feet south of Prospect Avenue to a point 373 feet south of Prospect Avenue.

Section 2: This ordinance shall be in full force and effect from and after its passage and publication, and upon its passage and publication, the Traffic Engineer is authorized and directed to make the necessary changes in the Parking District Map in accordance with this Ordinance.

109-24

AN ORDINANCE AMENDING SECTION 19-86 OF CHAPTER 19 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO PARKING RESTRICTIONS.
(Municipal Services Committee 8-21-2024)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 19-86 of Chapter 19 of the Municipal Code of the City of Appleton, relating to parking restrictions, is hereby created as follows. This ordinance supersedes and repeals any conflicting ordinance regarding parking in the designated area.

Stopping, standing and parking be prohibited, except for buses, from 7:30 a.m. to 4:30 p.m. on school days on the east side of Mason Street from a point 420 feet south of Prospect Avenue to a point 470 feet south of Prospect Avenue.

Section 2: This ordinance shall be in full force and effect from and after its passage and publication, and upon its passage and publication, the Traffic Engineer is authorized and directed to make the necessary changes in the Parking District Map in accordance with this Ordinance.

110-24

AN ORDINANCE AMENDING SECTION 19-86 OF CHAPTER 19 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO PARKING RESTRICTIONS.
(Municipal Services Committee 8-21-2024)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 19-86 of Chapter 19 of the Municipal Code of the City of Appleton, relating to parking restrictions, is hereby created as follows. This ordinance supersedes and repeals any conflicting ordinance regarding parking in the designated area.

No Parking/Passenger Loading Zone (driver must remain behind wheel/pull forward when possible) 7:30 a.m. to 4:30 p.m. on school days on the east side of Mason Street from a point 470 feet south of Prospect Avenue to a point 550 feet south of Prospect Avenue.

Section 2: This ordinance shall be in full force and effect from and after its passage and publication, and upon its passage and publication, the Traffic Engineer is authorized and directed to make the necessary changes in the Parking District Map in accordance with this Ordinance.

111-24

AN ORDINANCE AMENDING SECTION 19-86 OF CHAPTER 19 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO PARKING RESTRICTIONS.
(Municipal Services Committee 8-21-2024)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 19-86 of Chapter 19 of the Municipal Code of the City of Appleton, relating to parking restrictions, is hereby created as follows. This ordinance supersedes and repeals any conflicting ordinance regarding parking in the designated area.

Stopping, standing and parking be prohibited from 7:30 a.m. to 4:30 p.m. on school days on the east side of Mason Street from a point 550 feet south of Prospect Avenue to a point 615 feet south of Prospect Avenue.

Section 2: This ordinance shall be in full force and effect from and after its passage and publication, and upon its passage and publication, the Traffic Engineer is authorized and directed to

make the necessary changes in the Parking District Map in accordance with this Ordinance.

112-24

AN ORDINANCE AMENDING SECTION 19-5 OF CHAPTER 19 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO THE ERECTION OF OFFICIAL TRAFFIC SIGNS AND SIGNALS.

(Municipal Services Committee 8-21-2024)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 19-5 of Chapter 19 of the Municipal Code of the City of Appleton, relating to the erection of official traffic signs and signals, is hereby created as follows:

INSTALL STOP SIGNS ON:

Tonka Street at North Street

Section 2: This Ordinance shall be in full force and effect from and after its passage and publication, and upon its passage and publication, the Traffic Engineer is authorized and directed to erect and maintain the appropriate standard traffic signs, signals and markings, giving notice of the provisions of this Ordinance.

113-24

AN ORDINANCE AMENDING SECTION 3-12 OF CHAPTER 3 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON, RELATING TO MAXIMUM NUMBER OF ANIMALS.

(Board of Health – 8-21-2024)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Section 3-12 of Chapter 3 of the Municipal Code of the City of Appleton, relating to maximum number of animals, is hereby amended to read as follows:

Sec. 3-12. Maximum number of animals.

No person or household shall keep more than six (6) animals, the maximum number of dogs being three (3), the maximum number of rabbits being two (2), on any City lot, land parcel, or dwelling unit if in a multiple dwelling unit, with the exception of a litter of pups or kittens, which may be kept for a period of time not to exceed five (5) months from birth. This section does not apply to premises holding a valid kennel license or to chicken hens maintained under a valid permit issued by the Health Department.

Section 2: This ordinance shall be in full force and effect from and after its passage and publication.

114-24

AN ORDINANCE AMENDING CHAPTER 23 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON AND THE OFFICIAL ZONING MAP WHICH IS A PART THEREOF, BY MAKING THE FOLLOWING CHANGES IN THE DISTRICT AS NOW PROVIDED.

(City Plan Commission 9-4-2024)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Zoning Ordinance, Chapter 23 of the Municipal Code of the City of Appleton and the Official Zoning Map, which is a part thereof, is amended by making the following changes:

To rezone lands located at 319 North Drew Street (Tax Id #31-2-0486-00), including to the centerline of the adjacent street right-of-way from R-2 Two-Family District to R-1C Central City Residential District. (Rezoning #7-24 – 319 N. Drew Street, William Bultman and Evelyn Li, owners and applicants)

LEGAL DESCRIPTION:

SECOND WARD PLAT 2WD S48FT OF N96FT OF E38.9FT OF LOT 4 & S48FT OF N96FT OF LOT 5 BLK 44, CITY OF APPLETON, OUTAGAMIE COUNTY, WISCONSIN, INCLUDING TO THE CENTER LINE OF THE ADJACENT RIGHT-OF-WAY

COMMON DESCRIPTION:

319 North Drew Street (Tax Id #31-2-0486-00), including to the centerline of the adjacent street right-of-way

Section 2: This Ordinance shall be in full force and effect from and after its passage and publication, and upon its passage and publication the Director of Community Development is authorized and directed to make the necessary changes to the Official Zoning Map in accordance with this Ordinance.

115-24

**AN ORDINANCE AMENDING THE
COMPREHENSIVE PLAN FOR THE
CITY OF APPLETON.**

The Common Council of the City of Appleton does ordain as follows:

Section 1: The Comprehensive Plan 2010-2030 Future Land Use Map for the following area of the city be amended as follows:

#1-24: For land generally located at 4321 North Ballard Road and 3920 North Meade Street, and being more particularly described as: Parcel Identification Numbers: 31-1-6451-00, 31-1-6451-01, 31-1-6461-01, 31-1-6462-00, 31-1-6522-01, 31-6-5303-00, and 31-1-9107-00 to amend the subject properties from future Agricultural and Private Open Space and Commercial land use designation to One and Two Family Residential and Mixed-Use future land use designation and the Future Land Use Map be revised accordingly.

LEGAL DESCRIPTION:

SEC13 T21N R17E PRT N W1/4 OF NW1/4 COM NW COR SD SEC13 E33FT TO POB E7FT S405.7FT S50DE86FT S508FT S77D E7 42.11FT N1131.54FT W807FT W30FT TO POB 17.6 66AC M/L, SEC13 T21N R17E ALL THAT PART OF NW1/4 & NE1/4 OF NW1/4 AND NW & NE1/4 OF NE1/4 AND PARTS OF NE1/4 NW1/4 SW 1/4 & SE1/4 OF SEC12 T21N R17E LESS 10 AC FOR HOME OFFICE SITE 318.6 AC M/L, SEC12 T21N R17E 10AC IN SW1/4 OF NW1/4 OF SD SEC CONTAINING COOLING TOWER & NEW AAL OFFICE BUILDING AS DESC IN PARCEL 2, LOT 2 CSM 8196 – 222.63 AC, SEC12 T21N R17E N167. 5FT OF W130FT OF S10AC NW SW LESS HWY AND L ESS DOC 1537892 FOR ST (10-1-0450), SEC12 T21N R17E E217. 4FT OF S297.8FT OF N1/2 OF SE1/4 OF NE1/4 L ESS THAT PRT FOR HWY (10-1-0425) 1.14 AC, AND SEC12 T21N R17E PRT N E NW BEG NE COR NE NWS993.87FT (REC AS 994 .50FT) W682.23FT N649.25FT N52D 558.60 FT A KG RD E246.82FT TO POB LESS RD & LESS 12597 M1-4 FOR RD 10.43AC M/L (10-1-429), PER CITY ASSESSORS RECORDS.

Section 2: This ordinance shall be in full force and effect from and after its passage and

publication.

116-24

AN ORDINANCE AMENDING CHAPTER 23 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON AND THE OFFICIAL ZONING MAP WHICH IS A PART THEREOF, BY MAKING THE FOLLOWING CHANGES IN THE DISTRICT AS NOW PROVIDED.

(City Plan Commission 9-4-2024)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Zoning Ordinance, Chapter 23 of the Municipal Code of the City of Appleton and the Official Zoning Map, which is a part thereof, is amended by making the following changes:

For land generally located at 4321 North Ballard Road, to amend the Planned Development Overlay General Commercial District (PD/C-2 #4-00) zoning boundary line from R-2 Two-family District and R-1A Single-family District to Planned Development Overlay General Commercial District (PD/C-2 #4-00), including to the centerline of the adjacent road right-of-way and replace the current Implementation Plan Document #1376284 with a new Implementation Plan Document. (Planned Development District #4-00 Amendment (PD/C-2 #4-00) – Thrivent Financial for Lutherans, Owner, and Land by Label, LLC, Applicant)

LEGAL DESCRIPTION:

Part of Lot 2 of Certified Survey Map No. 8196, recorded in Outagamie County Register of Deeds Office as Document No. 2247072, part of the Northwest 1/4, Northeast 1/4, Southwest 1/4 and Southeast 1/4 of the Southwest 1/4 and part of the Northwest 1/4, Northeast 1/4, Southwest 1/4 and Southeast 1/4 of the Southeast 1/4 of Section 12, and part of the Northwest 1/4 and Northeast 1/4 of the Northwest 1/4 and part of the Northwest 1/4 and Northeast 1/4 of the Northeast 1/4 of Section 13, all being located in Township 21 North, Range 17 East, City of Appleton, Outagamie County, Wisconsin being more particularly described as follows:

Commencing at the Northeast corner of the Southeast 1/4 of said Section 12; thence South 00°-02'-21" East along the East line of said Southeast 1/4, a distance of 734.04 feet; thence North 90°-00'-00" West, a distance of 50.00 feet to the West right-of-way line of Ballard Road, said point being the point of beginning; thence continuing North 90°-00'-00" West, a distance of 300.20 feet; thence North 00°-00'-00" East, a distance of 920.00 feet; thence North 90°-00'-00" West, a distance of 1,095.94 feet; thence Southwesterly 73.60 feet on a curve to the left having a radius of 130.00 feet, the chord of said curve bears South 73°-

46'-53" West, a chord distance of 72.62 feet; thence South 57°-33'-46" West, a distance of 169.14 feet; thence South 32°-26'-14" East, a distance of 520.93 feet; thence Southeasterly 141.53 feet on a curve to the right having a radius of 250.00 feet, the chord of said curve bears South 16°-13'-07" East, a chord distance of 139.65 feet; thence South 00°-00'-00" East, a distance of 746.70 feet; thence North 90°-00'-00" West, a distance of 610.35 feet; thence North 00°-00'-00" East, a distance of 106.33 feet; thence Northwesterly 1,415.04 feet on a curve to the left having a radius of 950.00 feet, the chord of said curve bears North 42°-40'-17" West, a chord distance of 1,287.81 feet; thence North 85°-20'-35" West, a distance of 93.29 feet; thence Southwesterly 630.02 feet on a curve to the left having a radius of 950.00 feet, the chord of said curve bears South 75°-39'-30" West, a chord distance of 618.54 feet; thence South 56°-39'-36" West, a distance of 219.75 feet; thence Southwesterly 359.69 feet on a curve to the left having a radius of 780.00 feet, the chord of said curve bears South 43°-26'-56" West, a chord distance of 356.52 feet; thence Southwesterly 533.52 feet on a curve to the right having a radius of 400.00 feet, the chord of said curve bears South 68°-26'-56" West, a chord distance of 494.85 feet; thence North 73°-20'-24" West, a distance of 314.39 feet; thence Northwesterly 145.38 feet on a curve to the left having a radius of 500.00 feet, the chord of said curve bears North 81°-40'-12" West, a chord distance of 144.87 feet; thence North 90°-00'-00" West, a distance of 432.76 feet to the East right-of-way line of Meade Street; thence South 00°-43'-29" West along said East line, a distance of 1,885.41 feet to the South line of the Southwest 1/4 of said Section 12; thence North 89°-36'-54" East along said South line, a distance of 787.74; thence South 00°-46'-59" West, a distance of 1,095.87 feet to the Northerly right-of-way line of Interstate Highway "41"; thence South 79°-59'-24" East along said Northerly line, a distance of 238.64 feet; thence South 84°-00'-22" East along said Northerly line, a distance of 502.02 feet; thence South 89°-08'-56" East along said Northerly line, a distance of 700.00 feet; thence North 86°-20'-30" East along said Northerly line, a distance of 317.96 feet; thence South 89°-08'-56" East along said Northerly line, a distance of 1,484.19 feet; thence North 00°-51'-04" East along said Northerly line, a distance of 10.00 feet; thence South 89°-08'-56" East along said Northerly line, a distance of 598.15 feet; thence North 72°-14'-50" East along said Northerly line, a distance of 549.98 feet; thence North 35°-43'-57" East along said Northerly line, a distance of 101.12 feet to the West right-of-way line of Ballard Road; thence North 00°-07'-51" West along said West line, a distance of 974.99 feet; thence North 11°-15'-34" East along said West line, a distance of 357.19 feet; thence North 00°-02'-21" West along said West line, a distance of 1,007.86 feet; thence South 89°-57'-40" West, a distance of 3.00 feet; thence North 00°-02'-21" West along said West line, a distance of 149.03 feet; thence North 05°-40'-03" East along said West line, a distance of 30.17 feet; thence North 00°-02'-21" West along said West line, a distance of 372.84 feet to the point of beginning and containing 381.485 acres (16,617,492 sq. ft.) of land more or less, including to the centerline of the adjacent right-of-way.

COMMON DESCRIPTION:

4321 North Ballard Road – Parcel Identification Numbers: 31-1-6451-00, 31-1-6451-01, 31-1-6461-01, and 31-6-5303-00.

Section 2: This Ordinance shall be in full force and effect from and after its passage and publication, and upon its passage and publication the Director of Community Development is authorized and directed to make the necessary changes to the Official Zoning Map in accordance with this Ordinance.

117-24

AN ORDINANCE AMENDING CHAPTER 23 OF THE MUNICIPAL CODE OF THE CITY OF APPLETON AND THE OFFICIAL ZONING MAP WHICH IS A PART THEREOF, BY MAKING THE FOLLOWING CHANGES IN THE DISTRICT AS NOW PROVIDED.

(City Plan Commission 9-4-2024)

The Common Council of the City of Appleton does ordain as follows:

Section 1: That Zoning Ordinance, Chapter 23 of the Municipal Code of the City of Appleton and the Official Zoning Map, which is a part thereof, is amended by making the following changes:

To rezone land generally located at 4321 North Ballard Road, to rezone Part of Parcel Identification Numbers: 31-1-6461-01 and 31-1-6451-00 and All of Parcel Identification Numbers: 31-1-6462-00 and 31-1-9107-00 from R-2 Two-family District, R-1A Single-Family District, AG Agricultural District and PD/C-2 #4-00 Planned Development Overlay General Commercial District to R-2 Two-family District, including to the centerline of the adjacent right-of-way(s). (Rezoning #6-24 – Thrivent Financial for Lutherans, Owner, and Land by Label, LLC, Applicant)

LEGAL DESCRIPTION:

Rezoning #6-24

Part of the Northeast 1/4 of the Northwest 1/4 of Section 12, Township 21 North, Range 17 East, City of Appleton, Outagamie County, Wisconsin being more particularly described as follows:

Commencing at the Northeast corner of said Northwest 1/4; thence South 00°-28'-27" West along the East line of said Northwest 1/4, a distance of 349.28 feet to the point of beginning; thence continuing South 00°-28'-27" West along said East line, a distance of 644.59 feet to a North line of Lot 2 of Certified Survey Map No. 8196 recorded in the Outagamie County Register of Deeds Office as

Document No. 2247072; thence South 89°-37'-46" West along said North line, a distance of 684.16 feet to the Southeast corner of Lot 1 of Certified Survey Map No. 3161 recorded in said Register of Deeds Office as Document No. 1271500; thence North 00°-33'-21" East along the East line of said Certified Survey Map No. 3161, a distance of 610.92 feet to the Southerly right-of-way line of Apple Creek Road; thence North 52°-00'-40" East along said Southerly line, a distance of 30.41 feet; thence Northeasterly 173.95 feet along said Southerly line on a curve to the right having a radius of 239.84 feet, the chord of said curve bears North 72°-47'-18" East, a chord distance of 170.16 feet; thence South 86°-26'-05" East along said Southerly line, a distance of 498.01 feet to the point of beginning and containing 10.374 acres (451,906 sq. ft.) more or less, including to the centerline of the adjacent right-of-way.

AND

R-2 Legal Description excluding AG-R2 parcel

Part of Lot 2 of Certified Survey Map No. 8196, recorded in Outagamie County Register of Deeds Office as Document No. 2247072, part of the Southeast 1/4 of the Northeast 1/4, part of the Northwest 1/4 and Northeast 1/4 of the Southwest 1/4 and part of the Northwest 1/4 of the Southeast 1/4 of Section 12, Township 21 North, Range 17 East, City of Appleton, Outagamie County, Wisconsin being more particularly described as follows:

Commencing at the Northwest corner of the Northeast 1/4 of said Section 12; thence South 00°-28'-27" West along the West line of said Northeast 1/4, a distance of 993.87 feet to a North line of said Lot 2, said point also being the point of beginning; thence continuing South 00°-28'-27" West along said West line, a distance of 988.47 feet to the South line of the North 1/2 of the South 1/2 of said Northeast 1/4, said line also being the South line of Ashbury Meadows Subdivision, recorded in the Outagamie County Register of Deeds Office as Document No. 1134265; thence North 89°-30'-00" East along said South line, a distance of 2,432.96 feet to the East line of said Ashbury Meadows; thence North 00°-03'-15" West along said East line, a distance of 299.50 feet to the South right-of-way line of Ashbury Drive; thence North 89°-56'-50" East along said South line, a distance of 140.40 feet; thence South 34°-43'-28" East along said South line, a distance of 47.46 feet to the West right-of-way line of Ballard Road; thence South 00°-03'-10" East along said West line, a distance of 923.33 feet; thence South 00°-02'-21" East along said West line, a distance of 734.01 feet; thence North 90°-00'-00" West, a distance of 300.20 feet; thence North 00°-00'-00" East, a distance of 920.00 feet; thence North 90°-00'-00" West, a distance of 1,095.94 feet; thence Southwesterly 73.60 feet on a curve to the left having a radius of 130.00 feet, the chord of said curve bears South 73°-46'-53" West, a chord distance of 72.62 feet; thence South 57°-33'-46" West, a distance of 169.14 feet; thence South 32°-26'-14" East, a distance of 520.93 feet; thence Southeasterly 141.53 feet on a curve to the right having a radius of 250.00 feet, the chord of said curve bears South 16°-13'-07" East, a chord distance of 139.65

feet; thence South 00°-00'-00" East, a distance of 746.70 feet; thence North 90°-00'-00" West, a distance of 610.35 feet; North 00°-00'-00" East, a distance of 106.33 feet; thence Northwesterly 1,415.04 feet on a curve to the left having a radius of 950.00 feet, the chord of said curve bears North 42°-40'-17" West, a chord distance of 1,287.81 feet; thence North 85°-20'-35" West, a distance of 93.29 feet; thence Southwesterly 630.02 feet on a curve to the left having a radius of 950.00 feet, the chord of said curve bears South 75°-39'-30" West, a chord distance of 618.54 feet; thence South 56°-39'-36" West, a distance of 219.75 feet; thence Southwesterly 359.69 feet on a curve to the left having a radius of 780.00 feet, the chord of said curve bears South 43°-26'-56" West, a chord distance of 356.52 feet; thence Southwesterly 533.52 feet on a curve to the right having a radius of 400.00 feet, the chord of said curve bears South 68°-26'-56" West, a chord distance of 494.85 feet; thence North 73°-20'-24" West, a distance of 314.39 feet; thence Northwesterly 145.38 feet on a curve to the left having a radius of 500.00 feet, the chord of said curve bears North 81°-40'-12" West, a chord distance of 144.87 feet; thence North 90°-00'-00" West, a distance of 432.76 feet to the East right-of-way line of Meade Street; thence North 00°-43'-29" East along said East line, a distance of 749.37 feet; thence North 00°-45'-48" East along said East line, a distance of 215.39 feet to the South line of Lot 1 of said Certified Survey Map No. 8196; thence North 89°-31'-48" East along said South line, a distance of 654.98 feet to the East line of said Lot 1; thence North 00°-45'-48" East along said East line, a distance of 448.46 feet to the North line of said Lot 1; thence South 89°-31'-48" West along said North line, a distance of 148.98 feet; thence North 12°-33'-12" West, a distance of 166.25 feet; thence North 46°-54'-46" East, a distance of 591.62 feet; thence North 43°-05'-12" West, a distance of 137.00 feet to the Southerly right-of-way line of Apple Creek Road; thence North 46°-54'-48" East along said Southerly line, a distance of 475.59 feet to a North line of said Lot 2; thence North 89°-37'-46" East along said North line, a distance of 1,464.83 feet to the point of beginning and containing 171.296 acres (7,461,663 sq. ft.) of land more or less, including to the centerline of the adjacent right-of-way.

COMMON DESCRIPTION:

4321 North Ballard Road – Part of Parcel Identification Numbers: 31-1-6461-01 and 31-1-6451-00 and All of Parcel Identification Numbers: 31-1-6462-00 and 31-1-9107-00

Section 2: This Ordinance shall be in full force and effect from and after its passage and publication, and upon its passage and publication the Director of Community Development is authorized and directed to make the necessary changes to the Official Zoning Map in accordance with this Ordinance.