

ORDINANCE NO. BR 9-5-2024-22
AS AMENDED

AN ORDINANCE TO AMEND ORDINANCE NO. PC 2024-04
KNOWN AS THE ELKHART COUNTY DEVELOPMENT
ORDINANCE BY REZONING THE AREA OF REAL ESTATE
HEREINAFTER DESCRIBED FROM A-1 TO M-1

WHEREAS, Barbara Christine Wilhelm Trustee of the Barbar Christine Wilhelm Irrevocable Lifetime Family Trust ½ INT & ETAL ½ represented by Pinnacle Properties submitted an application to rezone real estate hereinafter described from A-1 to M-1 and after proper legal notice a public hearing was held as provided by Law, and the Plan Commission did find that all elements of the Law have been met and did on 8/8/2024, recommend approval of a zone change from A-1 to M-1 and filed their recommendation with the Town Council of Bristol, Indiana.

**BE IT THEREFORE ORDAINED BY THE
TOWN COUNCIL OF THE TOWN OF BRISTOL, INDIANA THAT:**

Legal Description

See Attachment “A”

BE rezoned from A-1 to M-1 effective immediately, and the zone maps dated February 28, 2024, and made a part of Section 158.01(D)(2), of the Elkhart County Development Ordinance as amended and hereby ordered amended and changed to reflect the said rezoning of said real estate with the following commitments:

- The area described in Attachment “A” can only be used as a data center campus and shall be subject to such additional written commitments as required by the Town of Bristol, Indiana in accordance with Indiana Code § 36-7-4-1015.

* * * * *

**ADOPTED BY THE TOWN COUNCIL OF BRISTOL, INDIANA THIS 19th DAY OF
SEPTEMBER 2024.**

By
Jeff Beachy

By
Cathy Burke

By
Gregg Tuholski

By
Dean Rentfrow

By
Doug DeSmith

Attest: _____
Cathy Antonelli, Clerk-Treasurer

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. /s/ Alex C. Bowman, Esq.

This instrument prepared by: Alex C. Bowman, Esq., Krieg DeVault LLP, 4101 Edison Lakes Parkway, Suite 100, Mishawaka, Indiana 46545.

ATTACHMENT A

Legal Description

The Southeast Quarter of Section 33, Township 38 North, Range 6 East, Washington Township, Town of Bristol, Indiana except the East 226 feet thereof, said exemption East of the centerline of an existing ditch, also excepting all that portion of said Southeast Quarter lying South of the centerline of County Road 23, also the Southwest Quarter of said Section 33, except the East 660 feet of the South 927 feet thereof.

Containing 250 acres more or less subject to any and all easements of record, and to the rights of the public for roadway or county drainage purposes.

Parcel Numbers:

20-03-33-300-001.000-031
20-03-33-300-002.000-031
20-03-33-300-003.000-031
20-03-33-400-016.000-031
20-03-33-400-007.000-031