



# Legal Notice of Public Hearing

## Metropolitan Development Commission

200 East Washington St, Suite 1801, Indianapolis, IN 46204 (317) 327-5155

TO WHOM IT MAY CONCERN:

You are receiving this notice of a public hearing as a nearby property owner, or as a representative of a registered neighborhood organization, or as an affected City-County Councilor.

A **Public Hearing** has been scheduled for **Thursday, February 26, 2026 at 1:00 p.m.** in the Beurt SerVaas Public Assembly Room on the Second Floor of the City-County Building, 200 East Washington Street, Indianapolis, Indiana. At this hearing, the Hearing Examiner of the Metropolitan Development Commission will consider the following petition:

**Case Number:** 2025-CAP-856 / 2025-CVR-856 (Amended)  
**Address:** 6400, 6449, 6500, 6559, 6565, 6600, and 6833 Kentucky Avenue, and 6700, 7924, 7944, 8002, 8032, and 8210 Camby Road (approximate addresses)  
**Location:** Decatur Township, Council District #21  
**Zoning:** I-2  
**Petitioner:** Sabey Data Center Properties, LLC, by Mindy Westrick Brown  
**Request:** Modification of Commitments, related to 2020-CZN-834, to add and modify commitments associated with a proposed data center use, including details of a closed-loop air cooled system, commitment to pay all related costs associated with a proposed substation and energy infrastructure for said data center, develop the site in accordance with the site plan and building elevations, file dated December 29, 2025, to provide for building heights of 30 feet for East Building A and 50 feet for West Building B, to provide for sidewalks, outdoor amenities, loading docks, short-term truck parking, landscaping, connection to sewers for various addresses on Camby Road, and dedication of public streets.

Variance of Use and Development Standards of the Consolidated Zoning and Subdivision Ordinance to provide for a data center technology park (not permitted) and to provide for 200 parking spaces (minimum 708 parking spaces, or one parking space for each 1,500 square feet of floor area required).

Variance of Development Standards of the Consolidated Zoning and Subdivision Ordinance to permit structure height in excess of 50 feet but no more than 75 feet within the Airspace Secondary Overlay, due to parapets and roof structures for the housing of elevators, stairways, air conditioning apparatus, cooling towers, ventilating fans, skylights, or similar equipment to operate and maintain the structure (maximum of 50 feet structures permitted).

Variance of Development Standards of the Consolidated Zoning and Subdivision Ordinance to permit utility yards and outdoor operational areas exceeding 25 percent of the gross floor area of the principal buildings for Building A (maximum of 120 percent) and Building B (maximum of 160 percent), due to the operational and infrastructure requirements associated with the proposed data center use (25 percent of gross floor area permitted) and to allow utility yards and outdoor operational areas a minimum of 200 feet from a protected district (500 feet required).

The legal description and the details of the proposal are on file in the Department of Metropolitan Development, Suite 1801, City-County Building. All information may be reviewed between the hours of 8:00 a.m. to 4:45 p.m., Monday through Friday, excluding legal holidays.

All interested persons wishing to speak to this petition, either for or against, will be given an opportunity to be heard, in accordance with the Rules of Procedure. Written comments regarding this proposal may be filed with the Secretary of the Metropolitan Development Commission before the hearing at the above address and such comments will be considered.

The hearing may be continued to a future date from time to time when found necessary. Any change in room location will be posted at the Public Assembly Room. For special accommodations needed by physically challenged individuals planning to attend, please call at least 48 hours prior to the meeting (317) 327-5155, or (317) 327-5186 for the hearing impaired.

Contacting the Hearing Examiner or any member of the Metropolitan Development Commission regarding a pending or future proposal is strictly PROHIBITED by both the Rules of Procedure and Indiana State Statute in order to ensure a fair hearing.

### Petitioner or Agent for Petitioner Contact Information

Signature:   
Printed Name: MINDY WESTRICK BROWN  
Street Address: 300 N. MERIDIAN STREET, SUITE 2500  
City, State, Zip: INDIANAPOLIS, IN 46204  
Phone Number: (317) 237-1375 FAX: (317) 237-1000  
Email: MINDY.WESTRICK@FAEGREDRINKER.COM



## **General Information about this Legal Notice of the Metropolitan Development Commission (MDC)**

<b>Why am I getting this?</b>	You are receiving this formal notice for one of three reasons. You are either a property owner within two properties or within 660 feet of the property, which is the subject of this petition; or you are a neighborhood representative; or you are a City-County Councilor.
<b>Do I need to do anything or go anywhere?</b>	This notice does <u>not</u> require you to attend the hearing or do anything. This notice simply informs you that a petition has been filed pertaining to property near you and that you have the opportunity to be informed and speak to that petition.
<b>What is the Hearing Examiner?</b>	The Hearing Examiner is appointed by the Metropolitan Development Commission (MDC) to act on their behalf and is authorized by State Statute. The Hearing Examiner makes a recommendation to the MDC. This recommendation may be appealed to the full MDC.
<b>What is the Metropolitan Development Commission?</b>	The Metropolitan Development Commission (MDC) is an official decision-making body authorized by State Statute consisting of nine (9) citizens of Marion County who serve without compensation. The MDC members are appointed by the Mayor, City-County Council and the County Commission. Among its powers, the MDC has the authority to approve or deny rezoning petitions as well as variance, plat and approval petitions that are filed in conjunction with another petition.
<b>What is a Variance?</b>	A variance is permission to deviate or depart from the zoning ordinance. The zoning ordinance identifies uses that are permitted in various zoning districts and the basic standards that development must meet, such as height and setback from property lines.
<b>What is a Modification?</b>	A Modification petition seeks to change something that was previously approved or agreed to in a variance or special exception petition, such as a Modification of a Site Plan, or a Modification of a Condition or Commitment. The Metropolitan Board of Zoning Appeals has the authority to grant or deny modification petitions regarding petitions the BZA previously decided.
<b>What do the Zoning Districts mean?</b>	<b>I-2</b> is the Light Industrial District is for those industries that present minimal risk and typically do not create objectionable characteristics (such as dirt, noise, glare, heat, odor, etc.) that extend beyond the lot lines with a limited amount of outdoor storage permitted. Permitted uses include manufacturing using mechanical manipulation of materials, contractors, warehousing and distribution, truck stops, vehicle storage and auction, contractors, equipment sales & service, repair of consumer goods, printing services, dry cleaning, medical labs, day care, etc. Consult the zoning code for specific details: <a href="http://www.indy.gov/cp">www.indy.gov/cp</a>
<b>May I contact the petitioner?</b>	Yes. The petitioner's contact information is on the front side of this notice.
<b>May I contact Department of Metropolitan Development (DMD) Staff?</b>	Yes. While you cannot contact the Commission members directly, you may contact DMD staff. A DMD staff planner is available to discuss questions you may have regarding the hearing process or the basis for the staff recommendation that is written in the Staff Report. The Staff Planner assigned to this case is Bryce Patz, Planning Manager. He can be contacted at 317-327-8164 or by email at <a href="mailto:Bryce.Patz@Indy.Gov">Bryce.Patz@Indy.Gov</a> .  Letters of support or opposition to this request can be sent to the planner or to <a href="mailto:PlannerOnCall@Indy.gov">PlannerOnCall@Indy.gov</a>
<b>What Is a Staff Report?</b>	The planner assigned to the petition prepares a written Staff Report prior to the hearing that includes an objective planning analysis and recommendation. The Staff Report is available to the public and petitioner six days prior to the hearing date listed on the front side of this notice.
<b>How do I get a Continuance?</b>	An "automatic" continuance of the petition is allowed by right (except for Supplemental Review petitions), one for the petitioner (those presenting the petition) and one for the remonstrator (those against the petition), if it is the first continuance request made by that party. This request must be in compliance with the Rules of Procedure, which are available online and in the City-County Building, 200 East Washington Street, Suite 1801. All automatic continuances are for approximately one-month to a regularly scheduled hearing. The request for an automatic continuance must include the new date of the hearing. The petition will be automatically scheduled for the same body as originally scheduled. The person requesting the continuance shall give notice to everyone required to be served with notice and to attorneys or agents who have entered their appearance or are known by the person requesting the continuance to represent petitioner or remonstrator. However, registered neighborhood organizations are only required to give notice to attorneys, agents, petitioner and remonstrators of record. A request for automatic continuance must be filed in writing with the Administrator no later than seven (7) calendar days prior to the day of the scheduled hearing. The Hearing Examiner or MDC decides all other continuance requests. Continuances do not require a fee.
<b>What about Commitments or Conditions?</b>	If the petition is approved, commitments or conditions may be attached to its approval. After the hearing process has been completed, the commitments or conditions may be obtained by mailing a self-addressed, stamped envelope, with the petition number, to the staff planner.
<b>Can I appeal?</b>	Any decision of the Hearing Examiner may be appealed to the full Metropolitan Development Commission. Appeals must be made within five (5) business days and be in accordance with the MDC's Rules of Procedure. Please contact the Current Planning staff shortly after the hearing to determine the appropriate procedures.
<b>Where can I get more information?</b>	In addition to contacting the petitioner or city staff as indicated above, you might also contact your City-County Councilor, your neighborhood organization, the Indianapolis Neighborhood Resource Center, or the public library. Online resources include:  Current Planning (Zoning) office for general information: <a href="http://www.indy.gov/cp">http://www.indy.gov/cp</a> Determine the neighborhood organizations in your area: <a href="http://maps.indy.gov/Indy.Organizations.Web/">http://maps.indy.gov/Indy.Organizations.Web/</a> Determine your elected officials, including City-County Councilors: <a href="http://maps.indy.gov/GovProfile/">http://maps.indy.gov/GovProfile/</a>