

TOWN OF BARGERSVILLE, INDIANA
ORDINANCE NO. 2008-04

**AN ORDINANCE AMENDING SECTION II, SECTION V 5.1 GENERAL THROUGH 5.10
DESIGN AND ARCHITECTURAL REQUIREMENTS AND SECTION VI OF THE
ZONING ORDINANCE (ORDINANCE NO. 2003-7) OF BARGERSVILLE, INDIANA**

WHEREAS, a proposal to amend Section II, Section V 5.1 General through 5.10 Design and Architectural Requirements and Section VI of the text of the Zoning Ordinance of the Town of Bargersville, Indiana (Ordinance No. 2003-7 as amended), was initiated by the Bargersville Plan Commission, and;

WHEREAS, the Bargersville Plan Commission held a public hearing on the zoning proposal and recommended to the Bargersville Town Council that the text of the Zoning Ordinance of the Town be so amended, and;

WHEREAS, the Town Council has by majority vote amended the recommendation of the Plan Commission as to Section II and Section V, and the Town Council has by majority vote accepted the recommendation of the Plan Commission as to Section VI;

NOW THEREFORE, BE IT ORDAINED by the Town Council of the Town of Bargersville, Indiana that:

1. The Bargersville Zoning Ordinance, (Ordinance No. 2003-7 as amended) of the Town of Bargersville) be and hereby is amended as follows:

A. Section II – Definitions is amended to read as reflected on Exhibit “A” attached hereto and made a part hereof.

B. Section V – Development Standards, 5.1 General through 5.10 Design and Architectural Requirements are amended to read as reflected on Exhibit “B”, attached hereto and made a part hereof.

C. Section VI – Planned Development is amended to read as reflected on Exhibit “C”, attached hereto and made a part hereof.

Section 2. A. Section 1.C of this ordinance shall be in full force and effect from and after its adoption.

B. Section 1.A and B of this ordinance shall be in full force and effect from and after both (i) its adoption and (ii) either its approval by the Plan Commission or the failure of the Plan Commission to act thereon as provided by IC 36-7-4-607(e)(4)(A). The Clerk-Treasurer shall note, as provided below, when such adoption has occurred.

ADOPTED the Town Council of the Town of Bargersville, Indiana this 8 day of April, 2008.

TOWN COUNCIL OF THE TOWN
OF BARGERSVILLE, INDIANA

Steve Welch
President

Cynthia M. Jones
Sheryl G. Jones

Mike Kuhl
James J. [unclear]

ATTEST:

Carla A. Roy
Clerk-Treasurer

Adoption pursuant to IC 36-7-4-607(e)(4)(A) (Complete either paragraph A or B below, whichever is appropriate, and strike the paragraph which is not appropriate):

- A. The Plan Commission filed its report of approval of the amendments with the Clerk-Treasurer on 4-22, 2008.
- B. The Plan Commission failed to act on or before _____, 2008, that being the 45 day period referred to in IC 36-7-4-607(e)(4)(A).

Sheryl Jones
Clerk-Treasurer - Deputy