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ORDINANCE 17- *R-2 400 36*

AN ORDINANCE AMENDING THE

DEKALB COUNTY UNIFIED DEVELOPMENT ORDINANCE

SECTION 9.08 DEVELOPMENT PLAN

WHEREAS, The General Assembly of the State of Indiana granted powers to the counties to adopt unified development ordinances for their jurisdiction according to IC 36-7-4-600 series; and

WHEREAS, The County of DeKalb, Indiana adopted the DeKalb County Unified Development Ordinance which became effective on November 17, 2008, and has had subsequent amendments to the DeKalb County Unified Development Ordinance; and

WHEREAS, The General Assembly of the State of Indiana granted powers to counties to amend the text of an adopted unified development ordinance according to IC 36-7-4-602 (b), and Section 9.05 of the DeKalb County Unified Development Ordinance allows for the amendment of said Ordinance; and

WHEREAS, The DeKalb County Plan Commission held a public hearing on February 15, 2017, on the proposed textual amendments to the DeKalb County Unified Development Ordinance regarding the process for Development Plan Exemptions in Section 9.08 and all related sections;

WHEREAS, The DeKalb County Plan Commission did send a favorable recommendation for the text amendments to the DeKalb County Board of Commissioners; and

WHEREAS, The DeKalb County Board of Commissioners believes there is merit in amending the Ordinance, in order to promote the public health, safety, comfort, morals, convenience and general welfare of the community; now therefore, be it

ORDAINED by the DeKalb County Board of Commissioners of DeKalb County, Indiana, as follows:

SECTION 1: That the DeKalb County unified Development Ordinance be amended according to the amendments, as follows:

ORDINANCE SECTION: 9.08 Development Plan, (D) Exemptions

PROPOSED LANGUAGE CHANGE:

D. Exemptions: ~~None~~ Any approvals from the Board of Zoning Appeals for Variance from Developmental Standards, Special Exceptions and/or Use Variances.

SECTION 2: That this amendment be in full force and effect upon its passage by the DeKalb County Board of Commissioners.

DULY PASSED AND RESOLVED this 27 day of February 2017.

Donald D. Grogg, President

Randall J. Deetz, Vice President

Jacqueline R. Rowan, Member

Attest, Jan Bauman, Auditor

I affirm, under the penalties of perjury,
that I have taken reasonable care to
redact each social security number in
this document, unless required by law.

Jan Bauman
2-27-17

Prepared by: Chris Gaumer



RESOLUTION 17-02
A DEKALB COUNTY PLAN COMMISSION RESOLUTION
RECOMMENDING CERTIFICATION OF TEXTUAL AMENDMENTS TO THE
UNIFIED DEVELOPMENT ORDINANCE

WHEREAS, The General Assembly of the State of Indiana granted powers to the counties to adopt zoning ordinances for their jurisdiction according to IC 36-7-4-600 series; and

WHEREAS, DeKalb County adopted the DeKalb County Unified Development Ordinance which became effective on November 17, 2008, and has had subsequent amendments; and

WHEREAS, The General Assembly on the State of Indiana granted powers to counties to amend the text of an adopted zoning ordinance according to IC-36-7-4-602 (b), and Section 9.05 of the DeKalb County Unified Development Ordinance allows for the amendment of said Ordinance; and

WHEREAS, The DeKalb County Plan Commission held a public hearing on February 15, 2017 to consider textual amendments to Sections 9.08: Development Plan (D): Exemptions and all related sections in the DeKalb County Unified Development Ordinance; and

Now, therefore, be it

RESOLVED, in accordance with IC 36-7-4-605, the DeKalb County Plan Commission certifies with a ✓ favorable, _____ unfavorable, _____ no recommendation the attached textual amendments to the DeKalb County Board of Commissioners, DeKalb County, Indiana.

Adopted this 15 day of February 2017

DEKALB COUNTY PLAN COMMISSION

Timothy B. Spafford
DeKalb County Plan Commission Official

Michael C. Kline
DeKalb County Plan Commission Official