

ORDINANCE NO. \_\_\_\_\_-2017

AN ORDINANCE TO AMEND THOSE PORTIONS OF CHAPTER 82 OF THE MUNICIPAL CODE OF THE CITY OF LA PORTE THAT CONTAINS THE PRESENT ZONING ORDINANCE OF THE CITY OF LA PORTE AND THE ZONE MAP THAT IS PART THEREOF BY REPEALING THOSE PORTIONS OF CHAPTER 82 AS CODIFIED IN THE MUNICIPAL CODE OF THE CITY OF LA PORTE, AND ANY AMENDMENTS ADOPTED THEREAFTER, AND ADOPTING A NEW CHAPTER 82 AND ZONE MAP; BUT RETAINING AND NOT REPEALING THAT PORTION OF CHAPTER 82 THAT CONTAINS THE SUBDIVISION ORDINANCE OF THE CITY OF LA PORTE

“THE ZONING ORDINANCE OF THE CITY OF LA PORTE, INDIANA”

WHEREAS, the City Plan Commission of the City of La Porte has initiated a proposal to adopt a replacement Zoning Ordinance for the City of La Porte as provided by I.C. 36-7-4-602(a)(1); and

WHEREAS, the City of La Porte adopted a comprehensive plan entitled the County Wide Land Development Plan for La Porte County on May 5, 2008 as required by I.C. 36-7-4-500 et. Seq. and I.C. 36-7-4-601 as required by I.C. 36-7-4-602(a)(2); and,

WHEREAS, the City Plan Commission has prepared a new Zoning Ordinance that is consistent with I.C. 36-7-4-601 as required by I.C. 36-7-4-602(a)(2); and

WHEREAS, the City Plan Commission and the Common Council of the City of La Porte have both complied with the provisions of I.C. 36-7-4-603 by paying reasonable regards to:

- (1) the comprehensive Land Use Plan of the City of La Porte;
- (2) current conditions and the character of current structures and uses in each proposed use district;
- (3) the most desirable use for which the land in each proposed use district is adapted;
- (4) the conservation of property values throughout the City of La Porte; and,
- (5) responsible development and growth within the City of La Porte; and,

WHEREAS, the City Plan Commission of the City of La Porte has held a properly advertised public hearing as required by I.C. 36-7-4-604; and,

WHEREAS, the City Plan Commission certified its recommendation to the Common Council that a new Zoning Ordinance should be adopted, pursuant to I.C. 36-7-4-605(a)(1); and,

WHEREAS, the Common Council, before the passage of this Ordinance, has complied with the provision of I.C. 36-7-4-606; and,

WHEREAS, the Common Council, after considering the recommendations of the City Plan Commission, has determined that the present Zoning Ordinance of The City of La Porte, as set forth in Article I through Article IV, including sections 82-1 through 82-445, and in Article VI through Article X, including sections 82-561 through 82-1007, all in chapter 82 of the Municipal Code of the City of La Porte shall be repealed, and that a new portion of Chapter 82; to be known as "THE ZONING ORDINANCE OF THE CITY OF LA PORTE, INDIANA" in the form as prepared by the City Plan Commission, and as certified by it to the Common Council, and as set forth in its entirety in Articles One through Thirty-One attached hereto, should be adopted; and

WHEREAS, the Plan commission has recommended that the remaining portion of Chapter 82 of the Municipal Code of the City of La Porte, consisting of Article V thereof and including Sections 82-446 through Section 82-538, which is the present SUBDIVISION ORDINANCE OF THE CITY OF LA PORTE, which is an entirely separate ordinance, and not part of the present Zoning Ordinance, be retained and not repealed.

NOW, THEREFORE.

Section 1. BE IT, AND IT IS, HEREBY ORDAINED that those portions of Chapter 82 of the Municipal Code of the City of La Porte, as codified by the adoption of the Municipal Code, as THE ZONING ORDINANCE OF THE CITY OF LA PORTE and any amendments thereto, are hereby repealed but that Article V thereof, consisting of Sections 82-446 to 82-538 and which was codified as the SUBDIVISION ORDINANCE OF THE CITY OF LA PORTE shall be retained and not repealed; and

Section 2. BE IT, AND IT IS, HEREBY ORDAINED that a new portion of Chapter 82 of the Municipal Code of the City of La Porte, to be known as "The Zoning Ordinance of the City of La Porte, Indiana" is hereby adopted in the form set forth in Article One through Thirty-One attached hereto and incorporated herein by reference thereto, as if fully set forth in this Section 2; and

Section 3. BE IT, AND IT IS HEREBY ORDAINED that the City Plan Commission shall, following passage of this Ordinance, comply with the provisions of I.C. 36-7-4-610(a), I.C. 36-7-4-610(b), I.C. 36-7-4-610(f) and I.C. 36-7-4-610(g).

Section 4. This Ordinance shall be in full force and effect fourteen (14) days after the passage of his ordinance by The Common Council, approval by The Mayor and publication of the notice required by I.C. 36-7-4-610(a).

PASSED AND ADOPTED by the Common Council of the City of La Porte, Indiana, this \_\_\_\_\_, day of \_\_\_\_\_, 2017.

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Blair Milo, Mayor and Presiding Officer

ATTEST:

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Teresa L. Ludlow, Clerk/Treasurer

APPROVED by me this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

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Blair Milo, Mayor and Presiding Officer

ATTEST:

\_\_\_\_\_  
Teresa L. Ludlow, Clerk/Treasurer

SYNOPSIS

This Ordinance repeals the present Zoning Ordinance of the City of La Porte, as included in portions of Chapter 82 of the Municipal Code, and adopted a new portion of Chapter 82 to be known as "The Zoning Ordinance of the City of La Porte, Indiana"