

AN ORDINANCE TO AMEND CHAPTER 27
OF THE CITY CODE OF LEBANON, INDIANA

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF LEBANON, INDIANA
THAT:

Section 1: Sections 27, 29, (c), 30 (c), 31 (a), 32 (a), 32 (c), 33 (a), 33 (c), 34 (c), 44, 45, 49, 50, 63 (a), and 65, of Chapter 27 of the City Code of Lebanon, Indiana (the same being Sections 30-16, 30-18 (c), 30-19(c), 30-20 (a), 30-21 (a), 30-21(c), 30-22 (a), 30-22 (c), 30-23 (c), 30-33, 30-34, 30-38, 30-29, 30-42 (a), and 30-44 of the Master Plan Code of Lebanon, Indiana) be amended by striking therefore the words, "Board of Zoning Appeals", and inserting in place thereof the words, "City Plan Commission".

Section 2: Section 63 (c) of Chapter 27, of the City Code of Lebanon, Indiana (the same being Section 30-42 (c) of the Master Plan Code of Lebanon Indiana) be amended by striking all of said Section after the word, "Procedure", and inserting in the place thereof the following:

Upon receipt of an application for an improvement location permit for a conditional use by the director of planning and development, it shall be referred to the commission accompanied with an application for a conditional use which shall then make an examination as to the manner in which the proposed location and character of the conditional use will affect the master plan. The commission shall not be required to hold public hearings of any kind during their investigation, but may do so if in the judgement of the commission it is deemed advisable; provided, however, the commission shall hold public hearings in PB-1, PB-2, and residential districts in which the conditional use is intended to be placed.

Upon determining that a hearing is advisable or required by this Section, the commission shall proceed with a hearing, provided that notice is given to parties in interest in accordance with the provisions of this code and the rules of procedure of the commission.

Section 3: Sections 63 (d), 63 (e), and 63 (h) of Chapter 27 of the City Code of Lebanon, Indiana (the same being Sections 30-42 (d), 30-42(e), and 30-42 (h) of the Master Plan Code of Lebanon, Indiana) be amended by striking therefrom the word "Board", and inserting in place thereof the word, "Commission".

Section 4: Two new Section be added to Chapter 27 of the City Code of Lebanon, Indiana, which will read as follows:

27-63 (m) nothing in Section 27-63 shall require a hearing on an application for an improvement location permit when the only request is to add to, alter, or remodel an existing building which has a conditional use which is a conforming use in the district where located, unless, in the judgment of the commission, a hearing is deemed advisable.

27-63 (n) any applicant who is in disagreement with the decision of the commission may appeal such decision to the Board of Zoning Appeals. The Board shall hold a public hearing thereon pursuant to the requirements of this Code.

The above new Sections shall be inserted in the Master Plan Code of Lebanon, Indiana as Sections 30-42 (m) and 30-42 (n).

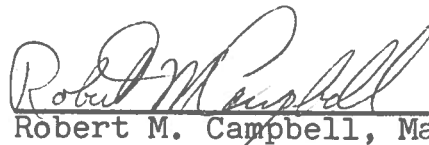
Section 5: Section 85 of Chapter 27 of the City Code of Lebanon, Indiana, (the same Sections 30-53 of the Master Plan Code of Lebanon, Indiana) be amended by under application for appeals, conditional uses and amendments as a new fee the following:

(1a) Variance - Residential -- \$15.00

That said new fee shall be inserted in the master plan Code of Lebanon, Indiana in Section 30-53.

Section 6: This ordinance shall be in full force and effect from and after its passage and the provisions thereof shall become part of the City Code of Lebanon, Indiana.

Passed by the Common Council and approved by me this 10th day of November, 1975.


Robert M. Campbell, Mayor

ATTEST:
Ann Garoffolo, Clerk-Treasurer

EMERGENCY APPROPRIATION ORDINANCE #75-17

Whereas, certain extraordinary emergencies have developed since the adoption of the existing annual budget, so that it is now necessary to appropriate more money than was appropriated in the annual budget; now, therefore, to meet such extraordinary emergencies: