

well as those proposed to exist within the City of Lebanon. Said districts include, but are not limited to, the following:

S, suburban residence district; AAA, residence district; AA, residence district; A, residence district; B, residence district; C, residence district; LB, local business district; GB, general business district; PBl, planned business district; PB2, planned business district; I-1, enclosed industrial district; I-2, open industrial district; UD, unit development plan district; and FP, flood plain district; FW, floodway district; and FF, floodway fringe district, as may be permitted by proper application to the Indiana Department of Natural Resources pursuant to the regulations regarding flood plain and floodway management.

The zoning districts of the Lebanon zoning code are hereby amended to reflect such use as a conditional use pursuant to the conditional use procedure of Section 27-63 of the Lebanon Municipal Code.

Section 5. Those facilities currently in operation at the time of adoption of this ordinance amendment providing for day care homes are specifically excluded from the requirements of this ordinance provided that the residential character of the structures is maintained, that the operator maintains a license in good standing with the State of Indiana for the provision of such services, and that the requirements of the Lebanon City Code, section 27-20, regarding nonconforming buildings and uses are otherwise complied with. Should the ownership of the residential structure, or the owner of the day care home service change, then such successor in interest shall be required to follow the requirements of the ordinance amendments provided herein.

Section 6. This ordinance shall be in full force and effect from and after its passage and any publication which may be required of the same by law.

Section 7. The sections, paragraphs, sentences, clauses and phrases of this ordinance are separable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional, invalid or unenforceable by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality, invalidity or unenforceability shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance.

ALL OF WHICH IS CONSIDERED, APPROVED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF LEBANON, INDIANA, this 24th day of August, 1989.

PRESIDING OFFICER:

Ann Garoffolo (Signed)
Ann Garoffolo, Mayor

ATTEST:

Helen M. Harman (Signed)
Helen M. Harman, Clerk-Treasurer

Presented by me to the Mayor of the City of Lebanon, Indiana, on this 24th day of August, 1989.

Helen M. Harman (Signed)
Helen M. Harman, Clerk-Treasurer

Examined, approved and signed by me on this 24th day of August, 1989.

Ann Garoffolo (Signed)
Ann Garoffolo, Mayor