

ORDINANCE NO. 051011

**ORDINANCE TO AMEND § 3.04 FINANCIAL GUARANTEES OF THE
McCORDSVILLE SUBDIVISION CONTROL ORDINANCE**

WHEREAS, the Town Council of the Town of McCordsville, Indiana, has heretofore adopted Ordinance No. 121410A adopting the McCordsville Subdivision Control Ordinance; and

WHEREAS, the Town Council of the Town of McCordsville, Indiana, has, after a public hearing being held on April 19, 2011, received a favorable recommendation from the McCordsville Advisory Plan Commission requesting an amendment to § 3.04(A) and (B) to adopt acceptable forms for maintenance agreements and bonds, as well as performance agreements and bonds; and

WHEREAS, the Town Council of the Town of McCordsville, Indiana, believes the recommended amendment to Ordinance No. 121410A is in the best interest of the health, safety and welfare of the citizens of McCordsville, Indiana, and to further the orderly administration and operation of the McCordsville Subdivision Control Ordinance.

THEREFORE BE IT ORDAINED by the Town Council of the Town of McCordsville, Indiana that Ordinance No. 121410A, § 3.04(A) and (B) are hereby amended as follows:

SECTION I

§ 3.04(A) of the McCordsville Subdivision Control Ordinance shall be amended by the addition of subsection (7) to read as follows:

- (7) The form of the required maintenance bond agreement and all maintenance bonds shall be substantially in compliance with Exhibits A and B, attached hereto and incorporated by reference herein.

SECTION II

§ 3.04(B) of the McCordsville Subdivision Control Ordinance shall be amended by the addition of subsection (5) to read as follows:

- (5) The form of the required performance bond agreement and all performance bond ~~shall~~ ^{safe} be substantially in compliance with Exhibits C and D, attached hereto and incorporated by reference herein.

SECTION III

This Ordinance shall be in full force and effect from and after its passage and due publication.


SECTION IV

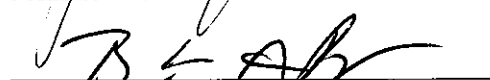
Introduced and filed on the 10th day of May, 2011. A motion to consider on first reading on the day of introduction was offered and sustained by a vote of 5 in favor and 0 opposed pursuant to I.C. 36-5-2-9.8.

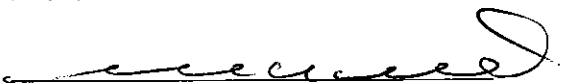
Duly ordained and passed this 10th day of May, 2011 by the Town Council of the Town of McCordsville, Hancock County, Indiana, having been passed by a vote of 5 in favor and 0 opposed.

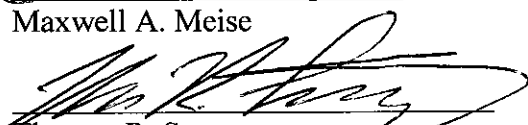
TOWN OF MCCORDSVILLE, INDIANA, BY ITS TOWN COUNCIL

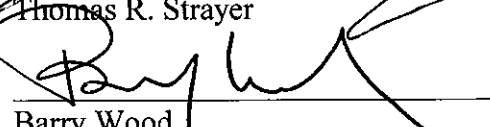
Voting Affirmative:


Jennifer E. Williams


Brent Barnes


Maxwell A. Meise


Thomas R. Strayer


Barry Wood

Voting Opposed:

Jennifer E. Williams


Brent Barnes

Maxwell A. Meise

Thomas R. Strayer

Barry Wood

ATTEST:


Catherine C. Gardner
Clerk-Treasurer

This instrument was prepared by Gregg H. Morelock, BRAND & MORELOCK, P.O. Box 6, 6 West South Street, Greenfield, IN 46140.

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law. Gregg H. Morelock.