

AN ORDINANCE ESTABLISHING AN ADVISORY PLANNING DEPARTMENT

THEREFORE BE IT ORDAINED by the Town Council of the Town of McCordsville, Indiana that:

SECTION I

Pursuant to Indiana Code 36-7-4-202, the Town of McCordsville, Indiana, hereby adopts the advisory planning law and establishes the McCordsville Planning Department, which shall include the McCordsville Advisory Plan Commission, the McCordsville Board of Zoning Appeals and the necessary administrative officers and staff to implement and enforce the law of the State of Indiana regarding land use and all ordinances adopted by the Town of McCordsville, Indiana, in association therewith.

SECTION II

Pursuant to Indiana Code 36-7-4-207, the representation on the McCordsville Advisory Plan Commission is as follows:

- (a) Three persons appointed by the Town Council of the Town of McCordsville, Indiana, who must be elected or appointed Town officials or employees of the Town.
- (b) Four citizen members appointed by the Town Council President of whom no more than two may be of the same political party.

SECTION III

Pursuant to Indiana Code 36-7-4-216, each citizen member shall be appointed, because of the member's knowledge and experience in community affairs, the member's awareness of the social, economic, agricultural, and industrial problems of the area, and the member's interest in the development and integration of the area. A citizen member may not hold any other elected or appointed office in government of the Town of McCordsville, Indiana, and Hancock County, Indiana, nor the State of Indiana, and must be a resident of the jurisdictional area of the McCordsville Advisory Plan Commission.

SECTION IV

The term of office of a member, who is appointed from the membership of the Town Council of McCordsville, Indiana, shall be coextensive with the member's term of office on said Council. The term of all other appointed members shall be four years. A member shall serve until his/her successor is appointed and qualifies. A member vacates his/her position when he/she fails to meet the residency requirements of this ordinances, resigns, or if he/she no longer holds the elected office of Town Council member, or is no longer an employee of the Town of McCordsville, Indiana. A vacancy shall be filled by the appointing authority for the balance of the term. Notwithstanding the above, the initial appointments to the McCordsville Advisory Plan Commission by the Town Council President shall be for terms of one year, two years, three years and four years, respectively, and as designated by the Town Council President at the time of appointment with each subsequent term thereafter to be for a period of four years. A member is eligible for reappointment.

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Sharon Shambaugh
Hancock County Recorder IN
Recorded as Presented



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Robin D. Lowder
Auditor of Hancock County

FILED

SECTION V

Pursuant to Indiana Code 36-7-4-902, the membership of the McCordsville Board of Zoning Appeals shall consist of three citizen members, who shall be appointed by the Town Council President of the Town of McCordsville, Indiana, one of whom must be a member of the McCordsville Advisory Plan Commission and two of whom must not be members of the McCordsville Advisory Plan Commission. One citizen member who shall be appointed by the Town Council of the Town of McCordsville, Indiana, who must not be a member of the McCordsville Advisory Plan Commission. One member who shall be appointed by the McCordsville Advisory Plan Commission from the citizen membership of the McCordsville Advisory Plan Commission.

SECTION VI

Pursuant to Indiana Code 36-7-4-906, the initial term of the members of the McCordsville Board of Zoning Appeals shall be staggered so that one member's term is for one year, one member's term is for two years, one member's term is for three years and two members' terms are for four years, as so designated by the original appointing person or entity. When an initial term of offices expires, each new appointment is for a term of four years. Each initial term shall expire, pursuant to Indiana Code 36-7-4-906 on the first Monday of January of the first, second, third or fourth year respectively after the year of the member's appointment. A member of the McCordsville Board of Zoning Appeals serves until his/her successor is appointed and qualified. A member is eligible for reappointment.

SECTION VII

The McCordsville Planning Department shall be operated utilizing monies appropriated by the Town Council of the Town of McCordsville, Indiana.

SECTION VIII

This Ordinance shall be in full force and effect from and after its passage and publication as prescribed by law.

SECTION IX

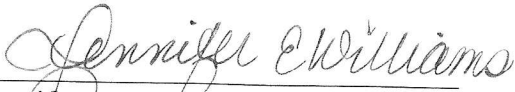
Introduced and filed on the **9th day of November, 2010**. A motion to consider on first reading on the day of introduction was offered and sustained by a vote of 5 in favor and 0 opposed pursuant to I.C. 36-5-2-9.8.

Duly ordained and passed this 9th day of November, 2010 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:

Voting Opposed:



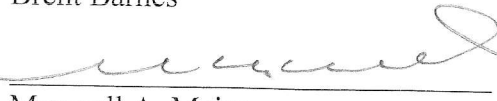
Jennifer E. Williams

Jennifer E. Williams




Brent Barnes

Brent Barnes



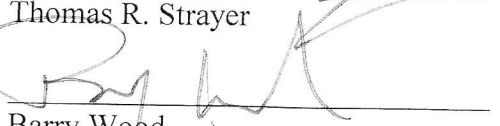
Maxwell A. Meise

Maxwell A. Meise



Thomas R. Strayer

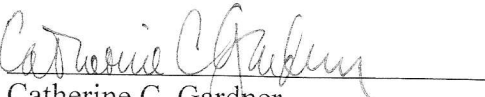
Thomas R. Strayer



Barry Wood

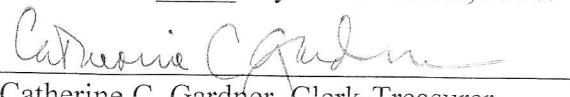
Barry Wood

ATTEST:



Catherine C. Gardner
Clerk-Treasurer

I hereby certify that I have caused to be delivered and recorded in the offices of the Hancock County Recorder a true and accurate copy of this Ordinance this 9th day of November, 2010.



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.