WARRICK COUNTY COMMISSIONERS ORDINANCE NO. 2011- 03

AN ORDINANCE AMENDING ARTICLE V ENTITLED SPECIAL USES SECTION 5 PROCEDURE SUBSECTION B OF THE COMPREHENSIVE ZONING ORDINANCE IN EFFECT FOR WARRICK COUNTY, INDIANA

BE IT ORDAINED by the Board of Commissioners of Warrick County, Indiana, as follows:

SECTION 1. AMENDMENT OF ARTICLE V SPECIAL USES SECTION 5 PROCEDURE SUBSECTION B, be and the same hereby amended to read as follows:

Section 5.B. of Article V of the Comprehensive Zoning Code for Warrick County, Indiana is hereby amended by deleting the first paragraph of said section and replacing it with a new paragraph which shall read as follows:

> "B. After receipt of the application, the Board of Zoning Appeals shall conduct a public hearing pursuant to I.C. 36-7-4 for which twenty-one (21) days prior notice has been given by the applicant by certified mail, return receipt requested, to (i) abutting surface property owners; (ii) in the case of a SU-13 Application if there are two (2) or more owners of the surface of the subject property, to the owners of the surface of the subject property, unless such owners have signed the SU-13 Application, and (iii) to the public by legal advertisement. Also, no less than ten (10) days prior to the hearing, a notice containing the date, time, place and purpose of the hearing must be posted conspicuously on the property by the petitioner."

SECTION 2. EFFECTIVE DATE.

This ordinance shall be in full force and effect from and after its passage by the Board of Commissioners of Warrick County, State of Indiana

Approved this 24th day of January, 2011.

BOARD OF COMMISSIONERS OF WARRICK COUNTY, INDIANA

Don Williams

Don Williams, President

Tim Mosbey

Tim Mosbey, Member

Marlin Weisheit

Marlin Weisheit, Member

ATTEST:

Allan Jamer 1st Deputy

L.B. Dugan, Auditor

Public hearing held by Area Plan Commission January 10, 2011.