

STATE OF INDIANA

BEFORE THE BOARD OF CLARK COUNTY COMMISSIONERS

ORDINANCE NO. 22 -2016

**AN ORDINANCE RESCINDING AND REPLACING ORDINANCE 13- 2016  
APPROVING AMENDMENT 11 TO ZONING ORDINANCE 17-2007 ON  
RECOMMENDATION BY THE CLARK COUNTY PLAN COMMISSION**

**WHEREAS**, this Board of Commissioners of Clark County, Indiana (this “Board”), is the executive body of Clark County government pursuant to the provisions of Ind. Code § 36-2-2-2; and,

**WHEREAS**, this Board is also the legislative body of Clark County government pursuant to the provisions of Ind. Code 36-1-2-9; and,

**WHEREAS**, the Clark County Plan Commission has advisory authority regarding zoning pursuant to Ind. Code 36-7-4, *et al*; and,

**WHEREAS**, the Clark County Plan Commission has passed, Amendment 11 to Zoning Ordinance 17-2007, (see Amendment 11 to Ordinance 17-2007 attached hereto as Exhibit “A”) to amend Article XXI regarding off premises outdoor advertising .

**NOW, THEREFORE, BE IT ORDAINED** by this Board of Clark County Commissioners as follows:

1. That Ordinance 13-2016 of the Clark County Board of Commissioners is hereby rescinded in its entirety.
2. That this Ordinance, \_\_\_-2016 shall replace in full substance and form of Ordinance 13-2016
3. That Plan Commission, Amendment 11 to Ordinance 17-2007, as attached hereto, is approved.

4. This Ordinance shall be in full force and effect upon its passage and promulgation as evidenced by the affirmative signatures of the undersigned as the majority of the duly elected and serving members of this Board.

So Ordained this 20th day of October, 2016

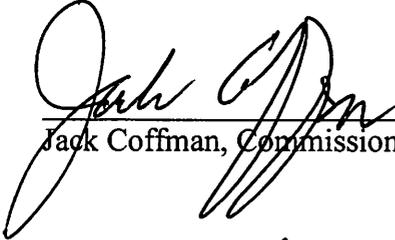
*Members voting "NO":*

\_\_\_\_\_  
Jack Coffman, Commissioner

\_\_\_\_\_  
Rick Stephenson, Commissioner

\_\_\_\_\_  
Bryan Glover, Commissioner

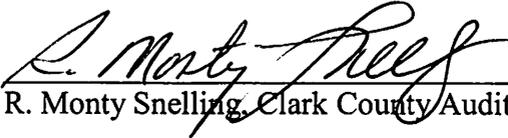
*Members voting "YES":*

  
\_\_\_\_\_  
Jack Coffman, Commissioner

*Absent*  
\_\_\_\_\_  
Rick Stephenson, Commissioner

  
\_\_\_\_\_  
Bryan Glover, Commissioner

*Attested by:*

  
\_\_\_\_\_  
R. Monty Snelling, Clark County Auditor

TO THE BOARD OF COUNTY COMMISSIONERS  
OF CLARK COUNTY, INDIANA

**ORDINANCE NO. \_\_\_\_\_**  
**AMENDMENT NO. 11**  
**TO ORDINANCE NO. 17-2007**

**AN ORDINANCE AMENDING THE ZONING ORDINANCE  
FOR CLARK COUNTY, INDIANA**

WHEREAS, the Board of Commissioners of Clark County, Indiana, adopted the County's Zoning Ordinance as Ordinance No. 17-2007; and

WHEREAS, since adoption of said Ordinance, the Executive Director has made a recommendation that the Zoning Ordinance be modified; and

WHEREAS, both the Clark County Plan Commission and the Commissioners of Clark County have reviewed such recommendation, and believe such recommendation should be followed.

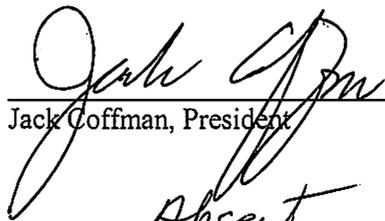
The following is a summary of the proposed Amendment No. 11 to Ordinance No. 17-2007:

- A. Article XXI: Outdoor Advertising/Off Premises – Page 52. The existing language under “Placement” is deleted and the following language shall be added as follows:
  - a) An off-premise sign means an identification, description, or illustration which directs attention to a product, person, business, or service not offered or sold as primary use, business, activity on the premises where it is located.
  - b) An off-premise sign may not be erected or placed in any district until an initial Building/Location permit has been issued by the Plan Commission and written consent from the owner or lessor of the premises on which the display is located. Items needed for a Building/Location permit include a plot plan showing exact location of the display, front elevation showing the size of the sign and height above street level, completed sign application, written consent from the owner or lessor of the property, and a rendering of the sign in full color.
  - c) The initial Building/Location permit shall permit construction of the sign and its use for a period of one (1) year. The owner or lessee of the sign shall annually register the sign with the Building Commissioner within forty-five (45) days of each annual anniversary date and pay a maintenance inspection fee of \$300.00 annually. The Building Commissioner shall reissue the Building/Location permit annually upon such registration and after physical inspection of the sign, which confirms the sign is functional and in good and safe repair. If the inspection reveals the sign is not functional, that the structure is not in repair or safe or if the owner or lessee has not registered the sign, then the Building Commissioner shall order registration, maintenance, or removal under this Article as appropriate.

EFFECTIVE DATE OF ORDINANCE AMENDMENT. This Ordinance shall become effective immediately from and after its passage.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

**EXHIBIT A**

  
\_\_\_\_\_  
Jack Coffman, President

*Absent*  
\_\_\_\_\_  
Rick Stephenson, Commissioner

  
\_\_\_\_\_  
Bryan Glover, Commissioner

ATTEST:

  
\_\_\_\_\_  
R. Monty Snelling, County Auditor