



## *Westfield City Council Report*

<b>Ordinance Number:</b>	11-04
<b>APC Petition Number:</b>	1101-ZOA-01
<b>Petitioner:</b>	City of Westfield
<b>Requested Action:</b>	The City of Westfield is requesting amendments to sections WC 16.08.010 (Sign Standards), WC 16.07.010 (Lighting Standards) and WC 16.04.210 (Definitions) of the Westfield-Washington Township Zoning Ordinance
<b>Referral Date to APC:</b>	December 13, 2010
<b>APC Public Hearing:</b>	January 4, 2011
<b>APC Recommendation:</b>	January 18, 2011
<b>Adoption Consideration:</b>	February 28, 2011
<b>Prepared By:</b>	Kevin M. Todd, AICP

### **Petition History**

This petition to amend sections of the Westfield-Washington Township Zoning Ordinance was introduced at the December 13, 2010 City Council meeting. This petition received a public hearing at the January 4, 2011 Advisory Plan Commission meeting, and it received a unanimous favorable recommendation for approval at the January 18, 2011 Advisory Plan Commission meeting. This petition was continued at the February 14, 2011 City Council meeting in order to clarify certain sections of the Sign Standards.

### **Procedural**

- Requests for amendments to the zoning ordinance are required to be considered at a public hearing, in accordance with Ind. Code 36-7-4-602.
- The Advisory Plan Commission (the "APC") held a public hearing on January 4, 2011 and issued a unanimous favorable recommendation (6-0) to the City Council in support of the proposed rezone request at its January 18, 2011 meeting.
- Notification of the January 4, 2011 public hearing was provided in accordance with the APC Rules of Procedure.
- The Westfield City Council may take action on this item at the February 28, 2011 meeting.

### **Review of Amendments**

The proposed changes to the Sign Standards (WC 16.08.010) include clarifying the when the Sign Standards apply; adding standards for commercial/noncommercial flags; clarifying the Maintenance and

Repair requirements; adding provisions for Electronic Gas Price and Time/Temperature Signs; relocating the Window Signage standards within the ordinance; clarifying the sign area allocation for Individual Nonresidential Signs; adding new Temporary Signs (Building/Developer Sequential Sign Collections and Ornamental Banners); clarifying the Nonconforming Sign section; and clarifying when a sign permit is required.

The proposed changes to the Lighting Standards (WC 16.07.010) are as a result of the newly proposed Electronic Sign standards.

The proposed changes to the Definitions (WC 16.04.210) are new terms that were used in creating the new language in the Sign Standards.

The City Council Subcommittee reviewed these amendments, and forwarded them the City Council and the APC with a favorable recommendation.

#### Changes since the February 14, 2011 City Council Meeting

The proposal was modified to clarify the “Applicability”, “Nonconforming Signs”, and “Permits” sections of the Sign Standards. In the “Redline” version of the ordinance, the original amendment proposal (which was presented at the February 14, 2011 City Council meeting) can be found in RED lettering. The changes made since the February 14, 2011 City Council meeting can be found in BLUE lettering.

#### **Recommendations/Actions**

- Community Development Department [January 18, 2011]  
The Westfield Community Development Staff, in its report to the APC, made a recommendation that the APC forward a favorable recommendation to the City Council.
- Advisory Plan Commission [February 7, 2011]  
The Westfield-Washington Advisory Plan Commission has forwarded a unanimous favorable recommendation to the City Council (Vote of: 6-0).
- City Council
  - Introduction: [December 13, 2010]
  - Eligible for Adoption: [February 28, 2011]

Submitted by: Kevin M. Todd, AICP, *Senior Planner*

**WESTFIELD-WASHINGTON ADVISORY PLAN COMMISSION  
CERTIFICATION**

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The Westfield-Washington Advisory Plan Commission held a public hearing on Tuesday, January 4, 2011, to consider amendments to the Westfield-Washington Township Zoning Ordinance. Notice of the public hearing was advertised and noticed and presented to the Advisory Plan Commission. Notice was shown to have been published in a newspaper of general circulation in Hamilton County, Indiana. The proposal is as follows:

Case No.	1101-ZOA-01
Petitioner	City of Westfield
Description	Petitioner is requesting amendments to sections WC 16.08.010 (Sign Standards), WC 16.07.010 (Lighting Standards) and WC 16.04.210 (Definitions) of the Westfield-Washington Township Zoning Ordinance.

On January 18, 2011, a motion was made and passed to send a unanimous favorable recommendation (6-0) to the City Council to approve 1101-ZOA-01.

The above-mentioned proposal and the Advisory Plan Commission's recommendation thereof are hereby certified.

  
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Matthew S. Skelton, Secretary

January 19, 2011  
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Date