

**ORDINANCE 12-14**

**AN ORDINANCE OF THE CITY OF WESTFIELD AND WASHINGTON TOWNSHIP,  
HAMILTON COUNTY, INDIANA CONCERNING AMENDMENT TO TITLE 16 –  
LAND USE CONTROLS**

This is a planned unit development ordinance (the “Ordinance”) to amend the Westfield-Washington Township Zoning Ordinance of the City of Westfield and Washington Township, Hamilton County, Indiana (the “Zoning Ordinance”), enacted by the City of Westfield pursuant to its authority under the laws of the State of Indiana, Ind. Code §36-7-4., as amended.

**WHEREAS**, the City of Westfield, Indiana (“City”) and the Township of Washington, both of Hamilton County, Indiana are subject to the Westfield-Washington Township Zoning Ordinance; and,

**WHEREAS**, the Westfield-Washington Advisory Plan Commission (the “Commission”) considered a petition (Docket 1205-PUD-05), filed with the Commission requesting an amendment to the Zoning Ordinance and to the Zoning Map;

**WHEREAS**, the Commission forwarded Docket 1205-PUD-05 to the Westfield City Council with a favorable recommendation in accordance with Indiana Code § 36-7-4-608, as required by Indiana Code § 36-7-4-1505; and,

**WHEREAS**, the Secretary of the Commission certified the action of the Commission to the City Council on December 4, 2012;

**WHEREAS**, the Westfield City Council is subject to the provisions of the Indiana Code § 36-7-4-1507 and Indiana Code § 36-7-4-1512 concerning any action on this request.

**NOW THEREFORE BE IT ORDAINED BY THE WESTFIELD CITY COUNCIL  
THAT THE ZONING ORDINANCE AND ZONING MAP BE AMENDED AS  
FOLLOWS:**

Section 1. Development of the Real Estate shall be governed by the provisions of the Zoning Ordinance unless specifically modified by the terms of this Ordinance. All provisions and representations of the Zoning Ordinance that conflict with the provisions of this Ordinance are hereby rescinded as applied to the Real Estate and shall be superseded by the terms of this Ordinance.

Section 2. This Ordinance shall be in full force and effect in accordance with Indiana law, upon the passage of any applicable waiting periods, all as provided by the laws of the State of Indiana. All Zoning Ordinances or parts thereof that are in conflict herewith are hereby inapplicable to the Real Estate. To the extent that this Ordinance conflicts with the terms of any previously adopted Zoning Ordinance, or part thereof, the terms of this Ordinance shall prevail.

ALL OF WHICH IS HEREBY ADOPTED BY THE CITY COUNCIL OF WESTFIELD,  
HAMILTON COUNTY, INDIANA, THIS 14 DAY OF January, 2013.

WESTFIELD CITY COUNCIL  
HAMILTON COUNTY, INDIANA

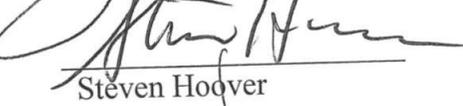
Voting For:

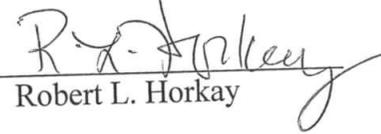
Voting Against:

Abstain

  
\_\_\_\_\_  
Jim Ake

  
\_\_\_\_\_  
John Dippel

  
\_\_\_\_\_  
Steven Hoover

  
\_\_\_\_\_  
Robert L. Horkay

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Jim Ake

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Steven Hoover

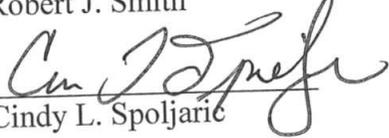
\_\_\_\_\_  
Robert L. Horkay

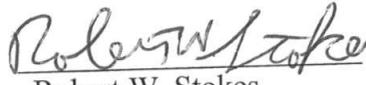
\_\_\_\_\_  
Robert J. Smith

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Cindy L. Spoljaric

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Robert W. Stokes

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Robert J. Smith

  
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Robert J. Smith

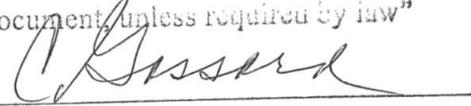
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Cindy L. Spoljaric

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Robert W. Stokes

ATTEST:

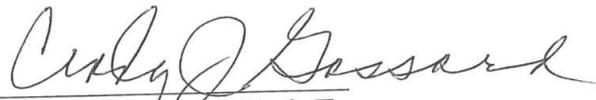
  
\_\_\_\_\_  
Cindy J. Gossard, Clerk-Treasurer

"I affirm, under the penalties of perjury,  
that I have taken reasonable care to redact  
each Social Security Number in this  
document, unless required by law"

  
\_\_\_\_\_  
Signed

I hereby certify that ORDINANCE 12-14 was delivered to the Mayor of Westfield on the

16<sup>th</sup> day of January, 2013, at 9:00 a.m.

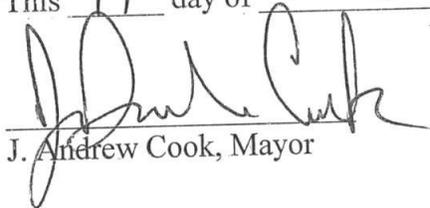


Cindy J. Gossard, Clerk-Treasurer

I hereby APPROVE ORDINANCE 12-14    I hereby VETO ORDINANCE 12-14

This 17<sup>th</sup> day of January, 2013.

This \_\_\_\_\_ day of \_\_\_\_\_, 2013.



J. Andrew Cook, Mayor

\_\_\_\_\_  
J. Andrew Cook, Mayor

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. Bryan D. Stumpf

Prepared by: Bryan D. Stumpf, ASLA, AICP, 11th Street Development  
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