

ORDINANCE NO 2023 - 24

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF SHELBY COUNTY, INDIANA, AMENDING THE SHELBY COUNTY UNIFIED DEVELOPMENT ORDINANCE – SPECIFICALLY: ARTICLE 9

WHEREAS, the Board of Commissioners of Shelby County, Indiana recognize the need for orderly growth and development within Shelby County and those areas within its planning jurisdiction;

WHEREAS, Shelby County has an existing Unified Development Ordinance that regulates development within its jurisdictional areas;

WHEREAS, Shelby County desires to update its development regulations to meet current economic conditions, current trends, and to promote quality growth;

WHEREAS, Public Notice was given for at least one public hearing as required by Indiana Code 36-7-4-604; and

WHEREAS, the Shelby County Plan Commission has recommended approval of the amendment to the Unified Development Ordinance as required by Indiana Code 36-7-4-605.

NOW, THEREFORE, BE IT ORDAINED, by the Board of Commissioners of Shelby County, Indiana as follows:

SECTION 1: That Article 9, Section 9.20: Plan Commission and Board of Zoning Appeals Bylaws and Rules of Procedure is added as follows:

- A. **Plan Commission:** The Plan Commission shall adopt Bylaws and Rules of Procedure to govern qualifications for members and staff, the procedures for petition before the Plan Commission, and the conduct of Plan Commission meetings. In the case of conflicting provisions between Article 5 Processes of the Shelby County Unified Development Ordinance and the effective Bylaws and Rules of Procedure, the provisions of the effective Bylaws and Rules of Procedure shall apply.
- B. **Board of Zoning Appeals:** The Board of Zoning Appeals shall adopt Bylaws and Rules of Procedure to govern qualifications for members and staff, the procedures for petition before the Board of Zoning Appeals, and the conduct of Board of Zoning Appeals meetings. In the case of conflicting provisions between Article 5 Processes of the Shelby County Unified Development Ordinance and the effective Bylaws and Rules of Procedure, the provisions of the effective Bylaws and Rules of Procedure shall apply.

SECTION 2: Effective Date. This ordinance shall be in full force and effect from and after its adoption by the Board of Commissioners of Shelby County, Indiana.

SECTION 3: Repealable Provisions. All ordinances and parts of ordinances in conflict with the specific amendment herein are hereby repealed.