

**COMMON COUNCIL OF THE CITY OF HOBART, INDIANA**  
**Ordinance No. 2017- 09**

**An Ordinance Amending the Municipal Code of the City of Hobart  
Concerning Site Plan, Tree Preservation and Landscaping**

WHEREAS, the Common Council ("Council") of the City of Hobart, Indiana ("City") has been informed that there is a need to regulate Site Plan, Tree Preservation and Landscaping within the City; and

WHEREAS, the Hobart Plan Commission by a majority vote recommended that its **Petition No. 17-14** be adopted and has requested a specific rule to be embodied in an ordinance included in the Hobart Municipal Code amending Site Plan, Tree Preservation and Landscaping; and

WHEREAS, the Council through this Ordinance, to address these matters legislatively and to spread same upon the public record.

THEREFORE, BE IT ORDAINED by the Common Council of the City of Hobart as follows:

*SECTION ONE.* The Municipal Code of the City of Hobart ("Code"), in Chapter 154 entitled "ZONING," is hereby amended by striking out subsection (B) §154.422, entitled "APPLICABILITY OF REVIEW," and inserting in lieu thereof the following new subsection:

(B) All site plan approvals shall expire 18 months from date of approval by the Plan Commission

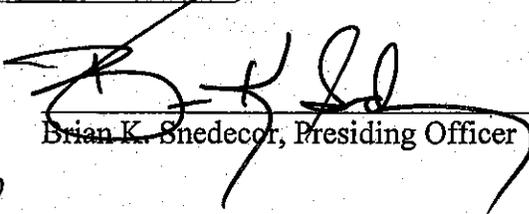
*SECTION TWO:* The Code is hereby further amended by adding a new subsection, "(C)," to §154.422 'APPLICABILITY OF REVIEW.

(C) Major site plan application consisting of one or more acres shall require a public hearing; or as determined by the plan commission and city planner the proposed development would significantly impact the surrounding properties.

*SECTION THREE:* This ordinance shall become effective upon its adoption in the manner required by law, and upon publication thereof pursuant to I.C. §36- 3-4-6-14(b) in two newspapers of general circulation published within the City pursuant to I.C. §5-3-1-4 (a).

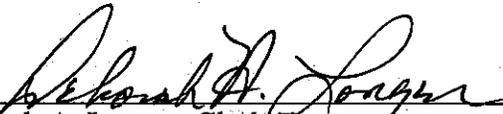
*SECTION FOUR:* All ordinances or portions thereof in effect prior to the effective date and in conflict with the provisions of this ordinance are hereby repealed.

ALL OF WHICH is PASSED and ADOPTED by the Common Council of the City of Hobart, Indiana on this 21<sup>st</sup> day of JULY, 2017.

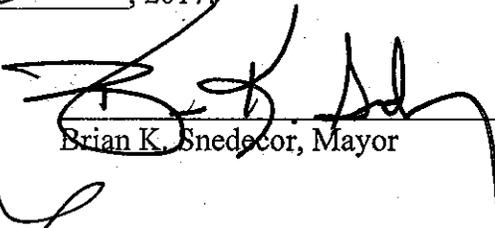
  
\_\_\_\_\_  
Brian K. Snedecor, Presiding Officer

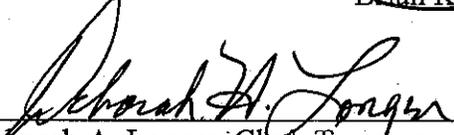
ATTEST:   
\_\_\_\_\_  
Deborah A. Longer, Clerk-Treasurer

PRESENTED by me to the Mayor of the City of Hobart on the 21<sup>st</sup> day of JULY, 2017 at the hour of 7:00 p.m.

  
\_\_\_\_\_  
Deborah A. Longer, Clerk-Treasurer

APPROVED, EXECUTED and RETURNED by me to the Common Council of the City of Hobart on this 21<sup>st</sup> day of JULY, 2017.

  
\_\_\_\_\_  
Brian K. Snedecor, Mayor

ATTEST:   
\_\_\_\_\_  
Deborah A. Longer, Clerk Treasurer

**CERTIFICATION AND REPORT TO  
COMMON COUNCIL OF THE CITY OF HOBART ON  
AMENDMENT OF THE ZONING ORDINANCE**

CERTIFICATION TO: Common Council of the City of Hobart

FROM: Sergio Mendoza  
City Planner

RE: Change to be made to the Zoning Ordinance, Chapter 154  
Site Plan, Tree Preservation and Landscaping

DATE: June 6, 2017

PETITIONER: City of Hobart Plan Commission  
414 Main Street,  
Hobart, Indiana 46342

REQUEST: To Amend Chapter 154 of the Hobart Municipal Code  
Sec. 154.422 Applicability of Review

PLAN COMMISSION PETITION NO.: 17-14

DATE OF PLAN COMMISSION ACTION: June 1, 2017

DEADLINE FOR COMMON COUNCIL ACTION: August 30, 2017

**CERTIFICATION**

ACTION TAKEN BY PLAN COMMISSION:  
(Recommendation to the Common Council to Approve the change as requested  
(Favorable Recommendation)

CONDITIONS: None

VOTE: 7-0

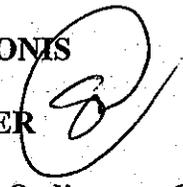
I certify that the foregoing information accurately represents the action taken on this matter by the City of Hobart Plan Commission.

  
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Sergio Mendoza, City Planner  
CITY OF HOBART

MEMORANDUM

**DATE:** June 6, 2017

**TO:** HOBART COMMON COUNCIL MEMBERS  
MAYOR BRIAN K. SNEDECOR  
CITY ATTORNEY ANTHONY DEBONIS

**FROM:** SERGIO MENDOZA, CITY PLANNER 

**RE:** Petition to Amend the Hobart Zoning Ordinance, Chapter 154 of the Hobart Municipal Code, Sec. 154.422 Applicability of Review

Below please find the minutes of the Plan Commission meetings regarding Petition 17-14

DRAFT MINUTES OF THE PLAN COMMISSION'S MEETING OF JUNE 1, 2017 FOR PETITION 17-14: Mr. Mendoza proposed to amend Sec. 154.422 to include language in subsection (B) to read "All" site plan approval shall expire 18 months from date of approval by the Plan Commission and to include a new subsection (C) Major site plan application consisting of one or more acres shall require a public hearing; or as determined by the plan commission and city planner the proposed development would significantly impact the surrounding properties. Ms. Galka opened and closed the public hearing for Petition 17-14 without comments. Mr. Allen motioned for a Favorable Recommendation to the Common Council for Petition 17-14 including all discussion, seconded by Mr. Ehrhardt. All ayes, motion carried. (7-0)

*Please add to your agenda  
Thank you.*

Regular meetings are held on the 1<sup>st</sup> and 3<sup>rd</sup> Wednesdays of each month in the Council Chambers, 2<sup>nd</sup> floor, Hobart City Hall

*ORD 2017-09*

**CITY OF HOBART**  
**AGENDA ITEM REQUEST FORM**

(PLEASE PRINT)

MEETING DATE: June 7, 2017

     BOARD OF PUBLIC WORKS (3:30 p.m.)

X COMMON COUNCIL (6:00 p.m.)

ITEM TO BE ADDED TO AGENDA Petition 17-14

Amendment to Sec. 154.422 Applicability of Review

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SUPPORTING DOCUMENTATION ATTACHED Memo, Minutes, Ordinance &  
Certification & Report

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REQUEST SUBMITTED BY Joy

ADDRESS (DEPARTMENT) Planning

PHONE NUMBER (EXT) \_\_\_\_\_

DATE SUBMITTED 6/6/17