

TRANSMITTAL OF REPLACEMENT ZONING ORDINANCE TEXT TO LOCAL LEGISLATIVE BODIES

RESOLUTION OF THE POSEY COUNTY AREA PLAN COMMISSION

Resolution Number: \_\_\_\_\_

Passed: July 12, 2012

A RESOLUTION RECOMMENDING THAT THE CITY OF MOUNT VERNON COMMON COUNCIL, THE CYNTHIANA TOWN COUNCIL, THE POSEYVILLE TOWN COUNCIL AND THE POSEY COUNTY BOARD OF COMMISSIONERS, INDIANA, APPROVE THE PROPOSAL INITIATED BY THE POSEY COUNTY AREA PLAN COMMISSION TO REPLACE THE TEXT OF THE ZONING ORDINANCES OF MOUNT VERNON, CYNTHIANA, POSEYVILLE AND THE UNINCORPORATED AREA OF POSEY COUNTY.

WHEREAS, the Posey County Area Plan Commission did on July 12, 2012, hold a legally advertised public hearing to replace the texts of the separate zoning ordinances of Mount Vernon, Cynthiana, Poseyville and the Unincorporated Area of Posey County, Indiana, until all objections and remonstrances were heard; and

WHEREAS, the replacement of the existing zoning ordinances' texts was initiated by the Posey County Area Plan Commission; and

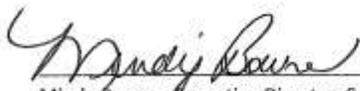
WHEREAS, the replacement zoning ordinance text is consistent with adopted comprehensive plans for Mount Vernon, Cynthiana, Poseyville and Unincorporated Posey County; and

WHEREAS, said request did propose that the texts of the individual zoning ordinances of Mount Vernon, Cynthiana, Poseyville and the Unincorporated Area of Posey County be replaced by a single text for all four jurisdictions; and

WHEREAS, the Official Zoning Map of each jurisdiction in place on July 12, 2012, remains unchanged and is incorporated by reference into the replacement zoning ordinance.

NOW, THEREFORE, BE IT RESOLVED, that the Posey County (Indiana) Area Plan Commission certifies that said commission makes a favorable recommendation to the Mount Vernon Common Council, the Cynthiana Town Council, the Poseyville Town Council, and the Posey County Board of Commissioners, Indiana, that the attached zoning ordinance (known as the "Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, Town of Poseyville and Unincorporated Posey County) be adopted.

  
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Mark Seib, President, Posey County Area Plan Commission

  
\_\_\_\_\_  
Mindy Bourne, Executive Director, Secretary, Posey County Area Plan Commission

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ORDINANCE NUMBER: 2012-080702

**AN ORDINANCE REPLACING THE ZONING ORDINANCE OF POSEY COUNTY, INDIANA**

SECTION 1. Be it ordained by the Board of Commissioners of Posey County, Indiana, that the text of the "Zoning Ordinance of Posey County, Indiana" adopted through Posey County Ordinance No. 02-22-93, is hereby amended and replaced with the "Zoning Ordinance of the City of Mt. Vernon, the Town of Cynthiana, the Town of Poseyville and Unincorporated Posey County" as approved by the Area Plan Commission of Posey County, Indiana except for Section 153.110 et seq. entitled "Flood Hazard (FH) Area or Flood Prone District". The effective date of implementation for the approved portion of the ordinance shall be September 1, 2012.

SECTION 2. This ordinance was initiated by the Area Plan Commission of Posey County, Indiana, which did on July 12, 2012, hold a legally advertised public hearing to replace the texts of the separate zoning ordinances of Mount Vernon, Cynthiana, Poseyville and the Unincorporated Area of Posey County, Indiana, and by resolution recommend adoption of this amended zoning ordinance.

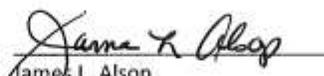
SECTION 3. The "Zoning Ordinance of Posey County, Indiana" adopted through Posey County Ordinance No. 02-22-93, is replaced by the attached Exhibit A "Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville, and Unincorporated Posey County" except for Section 153.110 et seq. entitled Flood Hazard (FH) Area or Flood Prone District.

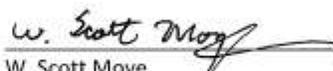
SECTION 4. The Board of Commissioners of Posey County, Indiana amends Section 153.110 et seq. of the "Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville, and Unincorporated Posey County" pursuant to Exhibit B attached hereto containing the recommendations of the Indiana Department of Natural Resources, Division of Water.

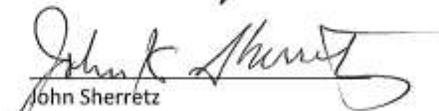
SECTION 5. The Comprehensive Zoning Atlas of Posey County, Indiana, as of the passage of this ordinance, remains unchanged; and is hereby reincorporated by reference into the "Zoning Ordinance of Posey County, Indiana", in conjunction with the replacement zoning text.

SECTION 6. This ordinance shall be in full force and effect from and after its passage as provided by law for the Unincorporated Area of Posey County, Indiana.

DULY ADOPTED BY THE BOARD OF COMMISSIONERS OF POSEY COUNTY, INDIANA, ON THIS 7<sup>th</sup> DAY OF August, 2012.

  
James L. Alsop

  
W. Scott Moye

  
John Sherretz

ATTEST:

  
Nicholas J. Wildeman, Auditor

ORDINANCE NUMBER: 2012-8-14.3

**AN ORDINANCE REPLACING THE ZONING ORDINANCE THE TOWN OF CYNTHIANA, INDIANA**

SECTION 1. Be it ordained by the Town Council of the Town of Cynthiana, Indiana, that the text of the "Zoning Ordinance of the Town of Cynthiana" adopted July 14, 1992, is hereby amended and replaced with the "Zoning Ordinance of the City of Mt. Vernon, the Town of Cynthiana, the Town of Poseyville and Unincorporated Posey County" as approved by the Area Plan Commission of Posey County, Indiana except for Section 153.110 et. Seq. entitled "Flood Hazard (FH) Area or Flood Prone District". The effective date of implementation for the approved portion of the ordinance shall be September 1, 2012.

SECTION 2. This ordinance was initiated by the Area Plan Commission of Posey County, Indiana, which did on July 12, 2012, hold a legally advertised public hearing to replace the texts of the separate zoning ordinances of Mount Vernon, Cynthiana, Poseyville and the Unincorporated Area of Posey County, Indiana, and by resolution recommend adoption of this replacement zoning ordinance.

SECTION 3. The "Zoning Ordinance of the Town of Cynthiana", Indiana, adopted July 14, 1992, is replaced by the attached Exhibit A "Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville, and Unincorporated Posey County " except for Section 153.110 et seq. entitled Flood Hazard (FH) Area or Flood Prone District.

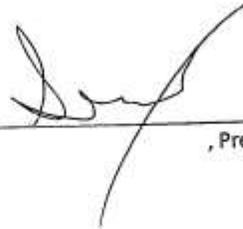
SECTION 4. The Town Council of the Town of Cynthiana, Indiana amends Section 153.110 et seq. of the "Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville, and Unincorporated Posey County" pursuant to Exhibit B attached hereto containing the recommendations of the Indiana Department of Natural Resources, Division of Water.

SECTION 5. The Official Zoning Map of the Town of Cynthiana, Indiana, as of the passage of this ordinance, remains unchanged; and is hereby reincorporated by reference into the "Zoning Ordinance of the Town of Cynthiana", in conjunction with the replacement zoning text.

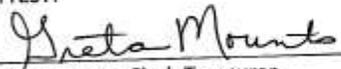
SECTION 6. This ordinance shall be in full force and effect from and after its passage as provided by law.

DULY ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF CYNTHIANA, INDIANA, ON THIS 14th DAY OF August, 2012.

<u>Aye</u>	<u>Nay</u>		<u>Abstain</u>	<u>Absent</u>
<input checked="" type="checkbox"/>	—	Scott Cox	—	—
<input checked="" type="checkbox"/>	—	James Sheets	—	—
<input checked="" type="checkbox"/>	—	Gary Smith	—	—

  
\_\_\_\_\_  
, President

ATTEST:

  
\_\_\_\_\_  
Greta Mounts, Clerk-Treasurer

ORDINANCE NUMBER: 2012-08-15-02

**AN ORDINANCE REPLACING THE ZONING ORDINANCE THE TOWN OF POSEYVILLE, INDIANA**

SECTION 1. Be it ordained by the Town Council of the Town of Poseyville, Indiana, that the text of the "Zoning Ordinance" adopted through Poseyville Ordinance No. 77-2, is hereby amended and replaced with the "Zoning Ordinance of the City of Mt. Vernon, the Town of Cynthiana, the Town of Poseyville and Unincorporated Posey County" as approved by the Area Plan Commission of Posey County, Indiana except for Section 153.110 et. Seq. entitled "Flood Hazard (FH) Area or Flood Prone District". The effective date of implementation for the approved portion of the ordinance shall be September 1, 2012.

SECTION 2. This ordinance was initiated by the Area Plan Commission of Posey County, Indiana, which did on July 12, 2012, hold a legally advertised public hearing to replace the texts of the separate zoning ordinances of Mount Vernon, Poseyville, Poseyville and the Unincorporated Area of Posey County, Indiana, and by resolution recommend adoption of this replacement zoning ordinance.

SECTION 3. The "Zoning Ordinance" adopted through Poseyville Ordinance No. 77-2, is replaced by the attached Exhibit A "Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville, and Unincorporated Posey County " except for Section 153.110 et seq. entitled Flood Hazard (FH) Area or Flood Prone District.

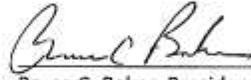
SECTION 4. The Town Council of the Town of Poseyville, Indiana amends Section 153.110 et seq. of the "Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville, and Unincorporated Posey County" pursuant to Exhibit B attached hereto containing the recommendations of the Indiana Department of Natural Resources, Division of Water.

SECTION 5. The Comprehensive Zoning Atlas of the Town of Poseyville, Indiana, as of the passage of this ordinance, remains unchanged; and is hereby reincorporated by reference into the "Zoning Ordinance of the Town of Poseyville", in conjunction with the replacement zoning text.

SECTION 6. This ordinance shall be in full force and effect from and after its passage as provided by law.

DULY ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF POSEYVILLE, INDIANA, ON THIS 15<sup>th</sup> DAY OF August, 2012.

<u>Aye</u>	<u>Nay</u>		<u>Abstain</u>	<u>Absent</u>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Steve J. Ahrens	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Bruce C. Baker	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Ronald G. Fallowfield	<input type="checkbox"/>	<input type="checkbox"/>

  
Bruce C. Baker, President

ATTEST:

  
\_\_\_\_\_  
Nancy Grimes, Clerk-Treasurer  
Stanley Forzley

ORDINANCE NO. 2012-16

CITY OF MT. VERNON, IND.,

AN ORDINANCE REPLACING CHAPTER 153 OF THE CODE OF LAWS OF THE CITY OF MOUNT VERNON,  
INDIANA, THE ZONING CODE

SECTION 1. Be it ordained by the Common Council of the City of Mount Vernon, Indiana, that the text of Chapter 153 of the Code of Laws of the City of Mount Vernon, Indiana, the Zoning Code, is hereby amended and replaced with the "Zoning Ordinance of the City of Mt. Vernon, the Town of Cynthiana, the Town of Poseyville and Unincorporated Posey County" as approved by the Area Plan Commission of Posey County, Indiana except for Section 153.110 et. Seq. entitled "Flood Hazard (FH) Area or Flood Prone District" and with an amendment to Section 153.204 entitled "Non-conforming Signs" as follows:

- a) delete the word "lawfully" from Section 153.204 (A), Line 1; and
- b) delete the word "lawfully" from 153.204 (B), Line 1; and
- c) add 153.204 subparagraph (C) which shall read:

153.204 (C) **Record:** A record shall be maintained of signs in existence as of September 1, 2012.

The effective date of implementation for the approved portion of the ordinance shall be September 1, 2012.

SECTION 2. This ordinance was initiated by the Area Plan Commission of Posey County, Indiana, which did on July 12, 2012, hold a legally advertised public hearing to replace the texts of the separate zoning ordinances of Mount Vernon, Cynthiana, Poseyville and the Unincorporated Area of Posey County, Indiana, and by resolution recommend adoption of this amended zoning ordinance.

SECTION 3. Chapter 153 of the Code of Laws of the City of Mount Vernon, Indiana, is replaced by the attached Exhibit A "Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville, and Unincorporated Posey County" except for:

- a) Section 153.110 et seq. entitled Flood Hazard (FH) Area or Flood Prone District; and
- b) Section 153.204 Non-Conforming Signs, as amended above.

SECTION 4. The Common Council of the City of Mount Vernon, Indiana amends Section 153.110 et seq. of the "Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville, and Unincorporated Posey County" pursuant to Exhibit B attached hereto containing the recommendations of the Indiana Department of Natural Resources, Division of Water.

SECTION 5. The Common Council of the City of Mount Vernon, Indiana amends Section 153.204 of the "Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville, and Unincorporated Posey County" as follows:

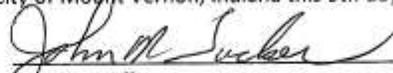
- a) delete the word "lawfully" from Section 153.204 (A), line 1; and
- b) delete the word "lawfully" from 153.204 (B), line 1; and
- c) add 153.204 subparagraph (C) which shall read:

153.204 (C) **Record:** A record shall be maintained of signs in existence as of September 1, 2012.

SECTION 6. The Official Zoning Map of the City of Mount Vernon, Indiana, as of the passage of this ordinance, remains unchanged; and is hereby reincorporated by reference into Chapter 153 of the Code of Laws of the City of Mount Vernon, Indiana, the Zoning Code, in conjunction with the replacement zoning text.

SECTION 7. This ordinance shall be in full force and effect as set forth above as provided by law.

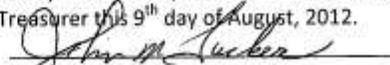
**ORDAINED AND PASSED** by the Common Council of the City of Mount Vernon, Indiana this 9th day of August, 2012.

  
\_\_\_\_\_  
Presiding Officer

Presented by me to the Mayor of the City of Mount Vernon, IN at \_\_\_\_\_ o'clock P.M. on the 9th day of August, 2012, for his consideration and action thereon.

  
\_\_\_\_\_  
Denise Dike, Clerk-Treasurer

Having examined the foregoing Ordinance and I do now, as Mayor of the City of Mount Vernon, Indiana, approve said Ordinance and return the same to the Clerk-Treasurer this 9<sup>th</sup> day of August, 2012.

  
\_\_\_\_\_  
John Tucker, Mayor

ATTEST:

  
\_\_\_\_\_  
Denise Dike, Clerk-Treasurer

Estimated Fiscal Impact of this Ordinance  
Printing and Advertising-\$1200.00

**RESOLUTION OF THE POSEY COUNTY AREA PLAN COMMISSION**

Resolution Number: \_\_\_\_\_

Passed: 9-18-12

A RESOLUTION APPROVING AMENDMENTS PROPOSED BY THE CITY OF MOUNT VERNON COMMON COUNCIL CONCERNING SECTION 153.204 OF THE MT. VERNON ZONING ORDINANCE AND BY THE CITY OF MOUNT VERNON COMMON COUNCIL, THE CYNTHIANA TOWN COUNCIL, THE POSEYVILLE TOWN COUNCIL AND THE POSEY COUNTY BOARD OF COMMISSIONERS, INDIANA CONCERNING SECTION 153.110 OF THE ZONING ORDINANCES OF MT. VERNON, CYNTHIANA, POSEYVILLE AND THE UNINCORPORATED AREA OF POSEY COUNTY.

WHEREAS, the Posey County Area Plan Commission did on July 12, 2012, hold a legally advertised public hearing to replace the texts of the separate zoning ordinances of Mount Vernon, Cynthiana, Poseyville and the Unincorporated Area of Posey County, Indiana, until all objections and remonstrances were heard; and

WHEREAS, the replacement of the existing zoning ordinances' texts was initiated by the Posey County Area Plan Commission; and

WHEREAS, the replacement zoning ordinance text is consistent with adopted comprehensive plans for Mount Vernon, Cynthiana, Poseyville and Unincorporated Posey County; and

WHEREAS, said request did propose that the texts of the individual zoning ordinances of Mount Vernon, Cynthiana, Poseyville and the Unincorporated Area of Posey County be replaced by a single text for all four jurisdictions; and

WHEREAS, The Official Zoning Map of each jurisdiction in place on July 12, 2012, remains unchanged and is incorporated by reference into the replacement zoning ordinance; and

WHEREAS, the Common Council of the City of Mt. Vernon proposed and passed an amendment to the "Zoning Ordinance of the City of Mt. Vernon, the Town of Cynthiana, the Town of Poseyville, and the Unincorporated Area of Posey County" as it pertains to the provisions which apply ONLY to the City of Mt. Vernon found in Section 153.204 of said ordinance; and

WHEREAS, the Common Council of the City of Mt. Vernon, the Cynthiana Town Council, the Poseyville Town Council and the Posey County Board of Commissioners proposed and passed the amendment attached hereto as Exhibit A to the "Zoning Ordinance of the City of Mt. Vernon, the Town of Cynthiana, the Town of Poseyville, and the Unincorporated Area of Posey County" as it pertains to the provisions which apply to each of the said jurisdictions found in Section 153.110 et seq. of said ordinance.

WHEREAS, the Common Council of the City of Mt. Vernon, the Cynthiana Town Council, the Poseyville Town Council and the Posey County Board of Commissioners

adopted all remaining provisions of the "Zoning Ordinance of the City of Mt. Vernon, the Town of Cynthiana, the Town of Poseyville, and the Unincorporated Area of Posey County" (See City of Mt. Vernon, Indiana Ordinance No. 2012-16, Town of Cythiana, Indiana Ordinance Number 2012-8-14.3, Town of Poseyville, Indiana Ordinance Number 2012-08-15-02, and Posey County, Indiana Ordinance Number 2012-080702); and

WHEREAS, the Posey County Area Plan Commission did on September 18, 2012 hold a legally advertised public hearing on the proposed amendments to the zoning ordinances of Mount Vernon, Cynthiana, Poseyville and the Unincorporated Area of Posey County, Indiana, until all objections and remonstrances were heard

NOW, THEREFORE, BE IT RESOLVED, that the Posey County, Indiana Area Plan Commission approves the amendment to the "Zoning Ordinance of the City of Mt. Vernon, the Town of Cynthiana, the Town of Poseyville, and the Unincorporated Area of Posey County" as follows:

- I. Amendment to Section 153.204 for the City of Mt. Vernon, IN ONLY shall now read as follows (deletions to the current Ordinance are indicated by strike-out and additions are denoted by underline):

**Section 153.204 NONCONFORMING SIGNS**

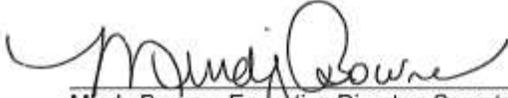
- (A) Outdoor advertising signs:** Outdoor advertising signs lawfully existing on the effective date of the ordinance but which would be prohibited by its terms shall be subject to the following regulations:
- (1) Should the sign be damaged or partially destroyed to the extent of more than fifty (50%) percent its current replacement cost the sign shall be removed or made to conform.
  - (2) If the sign is not used for advertising purposes for a period of twelve (12) consecutive months, the sign shall be deemed abandoned and shall be removed.
- (B) Business signs:** Business signs lawfully existing on the effective date of this ordinance, or amendment thereto, but which would be prohibited by its terms shall be subject to the following requirements:
- (1) Should the sign be damaged or partially destroyed to the extent of more than fifty (50%) percent of its current replacement cost the sign shall be removed, or made to conform.
  - (2) If the sign is not used for advertising purposes for a period of twelve (12) consecutive months, the sign shall be deemed abandoned and shall be removed.
  - (3) Signs with flashing lights lawfully existing on the effective date of this ordinance or amendment thereto, but which would be prohibited by its terms shall be removed, or made to conform to the provisions of Section 153.166 within one (1) year from the effective date of this ordinance. However, promotional business signs shall comply with this ordinance immediately, from after its effective date.
- (C) Record:** A record shall be maintained of signs in existence as of September 1, 2012.

- II. Amendment to Section 153.110 to the "Zoning Ordinance of the City of Mt. Vernon, the Town of Cynthiana, the Town of Poseyville, and the Unincorporated Area of Posey County" as found in Exhibit A attached hereto as it pertains to the provisions which apply to all jurisdictions.
- III. The effective date of these amendments shall be effective September 18, 2012.

So ORDAINED AND PASSED this 18<sup>th</sup> day of September, 2012.



\_\_\_\_\_  
Mark Seib, President,  
Posey County Area Plan Commission



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Mindy Bourne, Executive Director, Secretary,  
Posey County Area Plan Commission

**RESOLUTION OF THE POSEY COUNTY AREA PLAN COMMISSION**

Resolution Number: \_\_\_\_\_

Passed: 10-11-12

A RESOLUTION APPROVING AMENDMENTS PROPOSED BY THE POSEY COUNTY AREA PLAN COMMISSION CONCERNING SECTION 153.088 (A)(18), SECTION 153.105(A)(8) AND APPENDIX A: USE UNIT 20-COMMERCIAL RECREATION: INTENSIVE; OF THE ZONING ORDINANCE OF THE CITY OF MT. VERNON, TOWN OF CYNTHIANA, TOWN OF POSEYVILLE AND THE UNINCORPORATED AREA OF POSEY COUNTY.

WHEREAS, the Posey County Area Plan Commission did on October 11, 2012, hold a legally advertised public hearing to amend texts of the Zoning Ordinance of City of Mount Vernon, Town of Cynthiana, Town of Poseyville and the Unincorporated Area of Posey County, Indiana, until all objections and remonstrances were heard; and

NOW, THEREFORE, BE IT RESOLVED, that the Posey County, Indiana Area Plan Commission approves the amendment to the "Zoning Ordinance of the City of Mt. Vernon, the Town of Cynthiana, the Town of Poseyville, and the Unincorporated Area of Posey County" as follows:

Amendments to Section 153.088(A)(18) Use Unit 20-Commercial Recreation: Intensive, Section 153.105(A)(8) Use Unit 20-Commercial and Recreation: Intensive and Appendix A: Use Unit 20-Commercial Recreation: Intensive

B 3/C4 Zoning District Section 153.088 (A) "Use by Right" (page 72), remove Use Unit 20 (number 18) and renumber the rest of the section (18-21) as follows:

- (18) Use Unit 21-Business Signs and Outdoor Advertising
- (19) Use Unit 23-Warehousing and Wholesaling
- (20) Use Unit 28-Home Occupations
- (21) Other Uses:

B 3/C11 Zoning District Section 153.088 (B) "Use by Special Exception" (page 72), add Use Unit 20 (3). Renumber the rest of the section (3-5) as follows.

- (3) Use Unit 20-Commercial Recreation: Intensive
- (4) Use Unit 22-Research and Development
- (5) Use Unit 25-Light Manufacturing

M-2 Zoning District Section 153.105 (A) "Use by Right" (page 84), remove Use Unit 20 (number 8). Renumber the rest of the section (8-13) as follows:

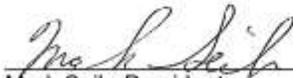
- (8) Use Unit 21-Business Signs and Outdoor Advertising
- (9) Use Unit 22-Research and Development
- (10) Use Unit 23-Warehousing and Wholesaling
- (11) Use Unit 25-Light Manufacturing
- (12) Use Unit 26-Medium Manufacturing and Industry
- (13) Other Uses:

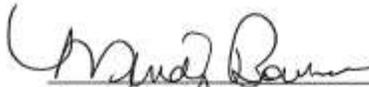
M-2 Zoning District Section 153.105 (B) "Use by Special Exception" (page84), add Use Unit 20 (8).  
Renumbr the rest of the section (8-10) as follows:

- (8) Use Unit 20- Commercial Recreation: Intensive
- (9) Use Unit 24-Mining and Mineral Processing
- (10) Use Unit 27-Heavy Manufacturing and Industry

Appendix A "Use Unit by Zoning District" Table (page 172), in the cell defined by the B-3/CH column and the Use Unit 20 row, change the "X" (permitted by right) to an "E" (permitted by Special Exception). In the cell defined M-2 column and the Use Unit 20 row, change the "X" (permitted by right) to an "E" (permitted by Special Exception).

So ORDAINED AND PASSED this 11<sup>th</sup> day of October, 2012.

  
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Mark Seib, President,  
Posey County Area Plan Commission

  
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Mindy Bourne, Executive Director, Secretary,  
Posey County Area Plan Commission

**Amendment to the Zoning Ordinance of the City of Mount Vernon, the Town of Poseyville, and Unincorporated Posey County**

**Amendments to Section 153.088(A)(18) Use Unit 20-Commercial Recreation  
153.105(A)(8) Use Unit 20-Commercial and Recreation: Intensive and Appendix A  
Commercial Recreation: Intensive**

B-3/CH Zoning District Section 153.088 (A) "Use by Right" (page 72), remove Use Unit 18  
Renumber the rest of the section (18-21) as follows:

- (18) Use Unit 21-Business Signs and Outdoor Advertising
- (19) Use Unit 23-Warehousing and Wholesaling
- (20) Use Unit 28-Home Occupations
- (21) Other Uses:

B-3/CH Zoning District Section 153.088 (B) "Use by Special Exception" (page 72)  
Renumber the rest of the section (3-5) as follows:

- (3) Use Unit 20-Commercial Recreation: Intensive
- (4) Use Unit 22-Research and Development
- (5) Use Unit 25-Light Manufacturing

M-2 Zoning District Section 153.105 (A) "Use by Right" (page 84), remove Use Unit 8  
Renumber the rest of the section (8-13) as follows:

- (8) Use Unit 21-Business Signs and Outdoor Advertising
- (9) Use Unit 22-Research and Development
- (10) Use Unit 23-Warehousing and Wholesaling
- (11) Use Unit 25-Light Manufacturing
- (12) Use Unit 26-Medium Manufacturing and Industry
- (13) Other Uses:

M-2 Zoning District Section 153.105 (B) "Use by Special Exception" (page 84), remove Use Unit 8  
Renumber the rest of the section (8-10) as follows:

- (8) Use Unit 20- Commercial Recreation: Intensive
- (9) Use Unit 24-Mining and Mineral Processing
- (10) Use Unit 27-Heavy Manufacturing and Industry

Appendix A "Use Unit by Zoning District" Table (page 172), in the cell defined by the Use Unit 20 row, change the "X" (permitted by right) to an "E" (permitted by Special Exception) in the cell defined M-2 column and the Use Unit 20 row, change the "X" (permitted by right) to an "E" (permitted by Special Exception).

ENACTMENT

This amendment shall be in full force and effect from and after its passage by the Board of Commissioner of the County of Posey, State of Indiana.

APPROVED THIS 16<sup>th</sup> DAY OF October, 2012

James Oberg  
County Commissioner

John F. Hester  
County Commissioner

Scott May  
County Commissioner

ATTEST:

[Signature]  
County Auditor



201204732

HARTHA J BREEZE  
POSEY COUNTY RECORDER  
RECORDED ON  
11/08/2012 10:25:53AM  
REC FEE:0.00  
PAGES: 2

Ref No. 201204263

ORDINANCE NO. 12-22  
CITY OF MT. VERNON, INDIANA

**AN ORDINANCE TO AMEND THE CITY OF MT.VERNON CODE OF ORDINANCES, TITLE 15-LAND USAGE, CHAPTER 153-ZONING CODE, The Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, Town of Poseyville and Unincorporated Posey County, SECTION 153.088(A)(18) Use Unit 20-Commercial Recreation: Intensive, Section 153.105(A)(8) Use Unit 20-Commercial and Recreation: Intensive and Appendix A: Use Unit 20-Commercial Recreation: Intensive**

SECTION 1. Be it ordained by the Common Council of the City of Mount Vernon, Posey County, Indiana that the City of Mt. Vernon, Indiana Code of Ordinances Title 14 Land Usage, Chapter 153-Zoning Code, The Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, Town of Poseyville and Unincorporated Posey County, Section 153.088(A)(18) Use Unit 20-Commercial Recreation: Intensive, Section 153.105(A)(8) Use Unit 20-Commercial and Recreation: Intensive and Appendix A: Use Unit 20-Commercial Recreation: Intensive shall be amended as follows:

B-3/CH Zoning District Section 153.088 (A) "Use by Right" (page 72), remove Use Unit 20 (number 18) Renumber the rest of the section (18-21) as follows:  
(18) Use Unit 21-Business Signs and Outdoor Advertising  
(19) Use Unit 23-Warehousing and Wholesaling  
(20) Use Unit 28-Home Occupations  
(21) Other Uses:

B-3/CH Zoning District Section 153.088 (B) "Use by Special Exception" (page 72), add Use Unit 20 (3). Renumber the rest of the section (3-5) as follows:  
(3) Use Unit 20-Commercial Recreation: Intensive  
(4) Use Unit 22-Research and Development  
(5) Use Unit 25-Light Manufacturing

M-2 Zoning District Section 153.105 (A) "Use by Right" (page 84), remove Use Unit 20 (number 8). Renumber the rest of the section (8-13) as follows:  
(8) Use Unit 21-Business Signs and Outdoor Advertising  
(9) Use Unit 22-Research and Development  
(10) Use Unit 23-Warehousing and Wholesaling  
(11) Use Unit 25-Light Manufacturing  
(12) Use Unit 26-Medium Manufacturing and Industry  
(13) Other Uses:

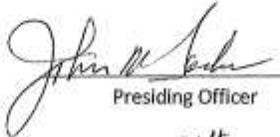
M-2 Zoning District Section 153.105 (B) "Use by Special Exception" (page84), add Use Unit 20 (8). Renumber the rest of the section (8-10) as follows:  
(8) Use Unit 20- Commercial Recreation: Intensive

- (9) Use Unit 24-Mining and Mineral Processing
- (10) Use Unit 27-Heavy Manufacturing and Industry

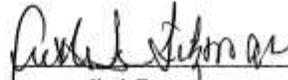
Appendix A "Use Unit by Zoning District" Table (page 172), in the cell defined by the B-3/CH column and the Use Unit 20 row, change the "X" (permitted by right) to an "E" (permitted by Special Exception). In the cell defined M-2 column and the Use Unit 20 row, change the "X" (permitted by right) to an "E" (permitted by Special Exception).

SECTION 2. This Ordinance shall be in full force and effect upon passage by the Common Council and approval by the Mayor and appropriate action by the Area Plan Commission

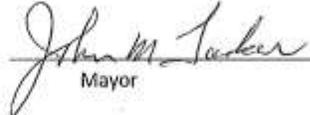
ORDAINED and PASSED by the Common Council of the City of Mount Vernon, Indiana, this 1<sup>st</sup> day of Nov, 2012.

  
Presiding Officer

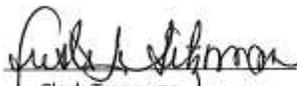
Presented by me to the Mayor of the City of Mount Vernon, Indiana at 7:45 o'clock P.M. on this 1<sup>st</sup> day of Nov, 2012, for his consideration and action thereon.

  
Clerk-Treasurer

Having examined the foregoing Ordinance and I do now, as Mayor of the City of Mount Vernon, Indiana, approve said Ordinance and return the same to the Clerk-Treasurer this 1<sup>st</sup> day of Nov, 2012.

  
Mayor

ATTEST:

  
Clerk-Treasurer

Ref No. 201204263



201204893

MARTHA J BREEZE  
POSEY COUNTY RECORDER

RECORDED ON  
11/16/2012 11:41:44AM

REC FEE:0.00

PAGES: 2

**Amendment to the Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville, and Unincorporated Posey County**

**Amendments to Section 153.088(A)(18) Use Unit 20-Commercial Recreation: Intensive, Section 153.105(A)(8) Use Unit 20-Commercial and Recreation: Intensive and Appendix A: Use Unit 20-Commercial Recreation: Intensive**

B-3/CH Zoning District Section 153.088 (A) "Use by Right" (page 72), remove Use Unit 20 (number 18)  
Renumber the rest of the section (18-21) as follows:

- (18) Use Unit 21-Business Signs and Outdoor Advertising
- (19) Use Unit 23-Warehousing and Wholesaling
- (20) Use Unit 28-Home Occupations
- (21) Other Uses:

B-3/CH Zoning District Section 153.088 (B) "Use by Special Exception" (page 72), add Use Unit 20 (3).  
Renumber the rest of the section (3-5) as follows:

- (3) Use Unit 20-Commercial Recreation: Intensive
- (4) Use Unit 22-Research and Development
- (5) Use Unit 25-Light Manufacturing

M-2 Zoning District Section 153.105 (A) "Use by Right" (page 84), remove Use Unit 20 (number 8).  
Renumber the rest of the section (8-13) as follows:

- (8) Use Unit 21-Business Signs and Outdoor Advertising
- (9) Use Unit 22-Research and Development
- (10) Use Unit 23-Warehousing and Wholesaling
- (11) Use Unit 25-Light Manufacturing
- (12) Use Unit 26-Medium Manufacturing and Industry
- (13) Other Uses:

M-2 Zoning District Section 153.105 (B) "Use by Special Exception" (page 84), add Use Unit 20 (8).  
Renumber the rest of the section (8-10) as follows:

- (8) Use Unit 20- Commercial Recreation: Intensive
- (9) Use Unit 24-Mining and Mineral Processing
- (10) Use Unit 27-Heavy Manufacturing and Industry

Appendix A "Use Unit by Zoning District" Table (page 172), in the cell defined by the B-3/CH column and the Use Unit 20 row, change the "X" (permitted by right) to an "E" (permitted by Special Exception). In the cell defined M-2 column and the Use Unit 20 row, change the "X" (permitted by right) to an "E" (permitted by Special Exception).

ENACTMENT

This amendment shall be in full force and effect from and after its passage by the Town Board of Poseyville of the County of Posey, State of Indiana.

APPROVED THIS 14<sup>th</sup> DAY OF November, 2012

Bruce C. Baker  
Board Member

Ronald Fallowfield  
Board Member

\_\_\_\_\_  
Board Member

ATTEST:

Staff  
Clerk, Treasurer



201205360

MARTHA J BREEZE  
POSEY COUNTY RECORDER  
RECORDED ON  
12/13/2012 12:47:38PM  
REC FEE:0.00  
PAGES: 2

Ref No. 201204263

**Amendment to the Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville, and Unincorporated Posey County**

**Amendments to Section 153.088(A)(18) Use Unit 20-Commercial Recreation: Intensive, Section 153.105(A)(8) Use Unit 20-Commercial and Recreation: Intensive and Appendix A: Use Unit 20-Commercial Recreation: Intensive**

B-3/CH Zoning District Section 153.088 (A) "Use by Right" (page 72), remove Use Unit 20 (number 18)  
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- (21) Other Uses:

B-3/CH Zoning District Section 153.088 (B) "Use by Special Exception" (page 72), add Use Unit 20 (3).  
Renumber the rest of the section (3-5) as follows:

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M-2 Zoning District Section 153.105 (A) "Use by Right" (page 84), remove Use Unit 20 (number 8).  
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M-2 Zoning District Section 153.105 (B) "Use by Special Exception" (page84), add Use Unit 20 (8).  
Renumber the rest of the section (8-10) as follows:

- (8) Use Unit 20- Commercial Recreation: Intensive
- (9) Use Unit 24-Mining and Mineral Processing
- (10) Use Unit 27-Heavy Manufacturing and Industry

Appendix A "Use Unit by Zoning District" Table (page 172), in the cell defined by the B-3/CH column and the Use Unit 20 row, change the "X" (permitted by right) to an "E" (permitted by Special Exception). In the cell defined M-2 column and the Use Unit 20 row, change the "X" (permitted by right) to an "E" (permitted by Special Exception).

ENACTMENT

This amendment shall be in full force and effect from and after its passage by the Town Board of Cynthiana of the County of Posey, State of Indiana.

APPROVED THIS 13th DAY OF November, 2012

[Signature]  
\_\_\_\_\_

Board Member

[Signature]  
\_\_\_\_\_

Board Member

[Signature]  
\_\_\_\_\_

Board Member

ATTEST: [Signature]  
Clerk-Treasurer

Ref No. 201204263



**Amendment to the Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville, and Unincorporated Posey County**

**Amendments to Section 153.021(B) Limitation on Domestic Animals in Non-Agricultural Zones, Section 153.221(B)(5) Application for Improvement Location Permit, Section 153.223(A) Site Development Plan Approval for More than Eight Attached Dwelling Units and Uses in the Business/Commercial and Manufacturing Zoning Districts**

**Section 153.021(B) Limitation on Domestic Animals in Non-Agricultural Zones**

Amendment for this section to replace previous text and to now read as follows:

In all zoning districts except the Agricultural District, animals permitted on lots or in structures are limited to domestic animals (such as dogs and cats). A kennel is a use of right in Use Unit 15 permitted in the B-2/CG, B-3/CH, M-1 and M-2 Districts. A Variance may be obtained from the Board of Zoning Appeals for non-domestic animals permitted outside the Agricultural District.

**Section 153.221(B)(5) Application for Improvement location permit**

Amendment to add the following sentence to the beginning sentence of this section:

Site plan approval is not required for those structures which are exempt pursuant to 675 IAC 12-6-4, am may be amended.

**Section 153.223(A) Site Development Plan Approval for More than Eight Attached Dwelling Units and Uses in the Business/Commercial and Manufacturing Zoning Districts**

Amendment to add the following sentence to the beginning sentence of this section:

Site plan approval is not required for those structures which are exempt pursuant to 675 IAC 12-6-4, as may be amended.

**ENACTMENT**

This amendment shall be in full force and effect from and after its passage by the Town Board of Poseyville of the County of Posey, State of Indiana.

APPROVED THIS 9 DAY OF JAN., 2013

[Signature]  
Board Member

[Signature]  
Board Member

[Signature]  
Board Member

ATTEST: [Signature]  
Clerk/Treasurer

**Amendment to the Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville, and Unincorporated Posey County**

**Amendments to Section 153.021(B) Limitation on Domestic Animals in Non-Agricultural Zones, Section 153.221(B)(5) Application for Improvement Location Permit, Section 153.223(A) Site Development Plan Approval for More than Eight Attached Dwelling Units and Uses in the Business/Commercial and Manufacturing Zoning Districts**

**Section 153.021(B) Limitation on Domestic Animals in Non-Agricultural Zones**

Amendment for this section to replace previous text and to now read as follows:

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**Section 153.221(B)(5) Application for Improvement location permit**

Amendment to add the following sentence to the beginning sentence of this section:

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**Section 153.223(A) Site Development Plan Approval for More than Eight Attached Dwelling Units and Uses in the Business/Commercial and Manufacturing Zoning Districts**

Amendment to add the following sentence to the beginning sentence of this section:

Site plan approval is not required for those structures which are exempt pursuant to 675 IAC 12-6-4, as may be amended.

**ENACTMENT**

This amendment shall be in full force and effect from and after its passage by the Town Board of Cynthiana of the County of Posey, State of Indiana.

APPROVED THIS 8 DAY OF January, 2013

[Signature]  
Board Member

[Signature]  
Board Member

[Signature]  
Board Member

ATTEST: [Signature]  
Clerk-Treasurer

**Amendment to the Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville, and Unincorporated Posey County**

**Amendments to Section 153.021(B) Limitation on Domestic Animals in Non-Agricultural Zones, Section 153.221(B)(5) Application for Improvement Location Permit, Section 153.223(A) Site Development Plan Approval for More than Eight Attached Dwelling Units and Uses in the Business/Commercial and Manufacturing Zoning Districts**

**Section 153.021(B) Limitation on Domestic Animals in Non-Agricultural Zones**

Amendment for this section to replace previous text and to now read as follows:

In all zoning districts except the Agricultural District, animals permitted on lots or in structures are limited to domestic animals (such as dogs and cats). A kennel is a use of right in Use Unit 15 permitted in the B-2/CG, B-3/CH, M-1 and M-2 Districts. A Variance may be obtained from the Board of Zoning Appeals for non-domestic animals permitted outside the Agricultural District.

**Section 153.221(B)(5) Application for Improvement location permit**

Amendment to add the following sentence to the beginning sentence of this section:

Site plan approval is not required for those structures which are exempt pursuant to 675 IAC 12-6-4, am may be amended.

**Section 153.223(A) Site Development Plan Approval for More than Eight Attached Dwelling Units and Uses in the Business/Commercial and Manufacturing Zoning Districts**

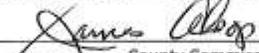
Amendment to add the following sentence to the beginning sentence of this section:

Site plan approval is not required for those structures which are exempt pursuant to 675 IAC 12-6-4, as may be amended.

**ENACTMENT**

This amendment shall be in full force and effect from and after its passage by the Board of Commissioner of the County of Posey, State of Indiana.

APPROVED THIS 2<sup>nd</sup> DAY OF January, 2013

  
\_\_\_\_\_  
County Commissioner

  
\_\_\_\_\_  
County Commissioner

  
\_\_\_\_\_  
County Commissioner

ATTEST:   
County Auditor

9:22  
1/24/18

ORDINANCE NO. 13- 1  
CITY OF MT. VERNON, INDIANA

**AN ORDINANCE TO AMEND THE CITY OF MT.VERNON CODE OF ORDINANCES, TITLE 15-LAND USAGE, CHAPTER 153-ZONING CODE, The Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, Town of Poseyville and Unincorporated Posey County, Section 153.021(B) Limitation on Domestic Animals in Non-Agricultural Zones, Section 153.221(B)(5) Application for Improvement location permit and Section 153.223(A) Site Development Plan Approval for More than Eight Attached Dwelling Units and Uses in the Business/Commercial and Manufacturing Zoning Districts**

SECTION 1. Be it ordained by the Common Council of the City of Mount Vernon, Posey County, Indiana that the City of Mt. Vernon, Indiana Code of Ordinances Title 15 Land Usage, Chapter 153-Zoning Code, The Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, Town of Poseyville and Unincorporated Posey County, Section 153.021(B) Limitation on Domestic Animals in Non-Agricultural Zones, Section 153.221(B)(5) Application for Improvement location permit and Section 153.223(A) Site Development Plan Approval for More than Eight Attached Dwelling Units and Uses in the Business/Commercial and Manufacturing Zoning Districts shall be amended as follows:

**Section 153.021(B) Limitation on Domestic Animals in Non-Agricultural Zones**

Amendment for this section to replace previous text and to now read as follows:

In all zoning districts except the Agricultural District, animals permitted on lots or in structures are limited to domestic animals (such as dogs and cats). A kennel is a use of right in Use Unit 15 permitted in the B-2/CG, B-3/CH, M-1 and M-2 Districts. A Variance may be obtained from the Board of Zoning Appeals for non-domestic animals permitted outside the Agricultural District.

**Section 153.221(B)(5) Application for Improvement location permit**

Amendment to add the following sentence to the beginning sentence of this section:

Site plan approval is not required for those structures which are exempt pursuant to 675 IAC 12-6-4, as may be amended.

**Section 153.223(A) Site Development Plan Approval for More than Eight Attached Dwelling Units and Uses in the Business/Commercial and Manufacturing Zoning Districts**

Amendment to add the following sentence to the beginning sentence of this section:

Site plan approval is not required for those structures which are exempt pursuant to 675 IAC 12-6-4, as may be amended.

SECTION 2. This Ordinance shall be in full force and effect upon passage by the Common Council and approval by the Mayor and appropriate action by the Area Plan Commission

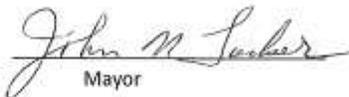
ORDAINED and PASSED by the Common Council of the City of Mount Vernon, Indiana, this 24 day of January, 2013.

  
Presiding Officer

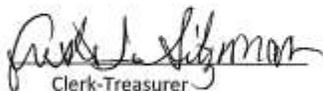
Presented by me to the Mayor of the City of Mount Vernon, Indiana at 7:22 o'clock P.M. on this 24 day of January, 2013, for his consideration and action thereon.

  
Clerk-Treasurer

Having examined the foregoing Ordinance and I do now, as Mayor of the City of Mount Vernon, Indiana, approve said Ordinance and return the same to the Clerk-Treasurer this 24 day of January, 2013.

  
Mayor

ATTEST:

  
Clerk-Treasurer

**RESOLUTION OF THE POSEY COUNTY AREA PLAN COMMISSION**

Resolution Number: \_\_\_\_\_ Passed: 12-13-12

A RESOLUTION APPROVING AMENDMENTS PROPOSED BY THE POSEY COUNTY AREA PLAN COMMISSION CONCERNING SECTION 153.021(B), SECTION 153.221(B)(5) AND SECTION 153.223(A) OF THE ZONING ORDINANCE OF THE CITY OF MT. VERNON, TOWN OF CYNTHIANA, TOWN OF POSEYVILLE AND THE UNINCORPORATED AREA OF POSEY COUNTY.

WHEREAS, the Posey County Area Plan Commission did on December 13, 2012 hold a legally advertised public hearing to amend texts of the Zoning Ordinance of City of Mount Vernon, Town of Cynthiana, Town of Poseyville and the Unincorporated Area of Posey County, Indiana, until all objections and remonstrances were heard; and

NOW, THEREFORE, BE IT RESOLVED, that the Posey County, Indiana Area Plan Commission approves the amendment to the "Zoning Ordinance of the City of Mt. Vernon, the Town of Cynthiana, the Town of Poseyville, and the Unincorporated Area of Posey County" as follows:

**Amendments to Section 153.021(B) Limitation on Domestic Animals in Non-Agricultural Zones, Section 153.221(B)(5) Application for Improvement Location Permit, Section 153.223(A) Site Development Plan Approval for More than Eight Attached Dwelling Units and Uses in the Business/Commercial and Manufacturing Zoning Districts**

**Section 153.021(B) Limitation on Domestic Animals in Non-Agricultural Zones**

Amendment for this section to replace previous text and to now read as follows:

In all zoning districts except the Agricultural District, animals permitted on lots or in structures are limited to domestic animals (such as dogs and cats). A kennel is a use of right in Use Unit 15 permitted in the B-2/CG, B-3/CH, M-1 and M-2 Districts. A Variance may be obtained from the Board of Zoning Appeals for non-domestic animals permitted outside the Agricultural District.

**Section 153.221(B)(5) Application for Improvement location permit**

Amendment to add the following sentence to the beginning sentence of this section:

Site plan approval is not required for those structures which are exempt pursuant to 675 IAC 12-6-4, a5 may be amended.

**Section 153.223(A) Site Development Plan Approval for More than Eight Attached Dwelling Units and Uses in the Business/Commercial and Manufacturing Zoning Districts**

Amendment to add the following sentence to the beginning sentence of this section:

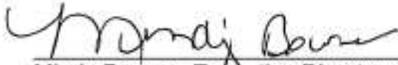
Site plan approval is not required for those structures which are exempt pursuant to 675 IAC 12-6-4, am  
may be amended.

So ORDAINED AND PASSED this 13<sup>th</sup> day of December, 2012.



---

Mark Seib, President,  
Posey County Area Plan Commission



---

Mindy Bourne, Executive Director, Secretary,  
Posey County Area Plan Commission

Ref No. 201204263



\* 2 0 1 3 0 2 3 3 4 2 5 \*  
POSEY COUNTY RECORDER, IN  
201302334  
05/28/2013 11:47:31AM

Amendment to Zoning Ordinance of City of Mount Vernon, the Town of Cynthiana,  
the Town of Poseyville and Unincorporated Posey County

**Amendment to add 153.174 USE UNIT 29**

**153.174 USE UNIT 29**

(A) Description: Mobile Office Trailer

(B) Uses: A vehicle designed to serve whenever parked as a temporary office for a construction project and not for dwelling, living or sleeping quarters.

(C) Use Conditions: In zoning districts where the mobile office trailer is a use by right, the set back requirements for accessory structures applicable in the respective zoning district shall be met. In zoning districts where the mobile office trailer is a use by special exception, the set back requirements shall be established at the discretion of Board of Zoning Appeals at the time of the hearing on the special exception.

(D) Off-street parking and loading requirements: None

**Amendment to add definition of Mobile Office Trailer to 153.270 DEFINITIONS**

MOBILE OFFICE TRAILER: A vehicle designed to serve whenever parked as a temporary office for a construction project and not for dwelling, living, or sleeping quarters.

**AMENDMENT TO 153.032(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION:**

Add under 153.032 (A)

(12) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

Add under 153.032(B)

(13) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

**AMENDMENT TO 153.082(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

Add under 153.082 (A)

(15) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

Add under 153.082(B)

(7) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

**AMENDMENT TO 153.084(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

Add under 153.084 (A)

- (17) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

Add under 153.084(B)

- (2) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

**AMENDMENT TO 153.086(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

Add under 153.86 (A)

- (19) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

Add under 153.086(B)

- (2) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

**AMENDMENT TO 153.088(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

Add under 153.088 (A)

- (22) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

Add under 153.088(B)

- (6) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

**AMENDMENT TO 153.090(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

Add under 153.090 (A)

- (14) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

Add under 153.090(B)

- (10) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

**AMENDMENT TO 153.102(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

Add under 153.102 (A)

- (13) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

Add under 153.102(B)

- (10) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

**AMENDMENT TO 153.105(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

**Add under 153.105 (A)**

- (14) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.**

**Add under 153.105(B)**

- (11) Use Unit 29 – Mobile Office Trailer when property abuts a residential district**

**AMENDMENT TO 153.042(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

**Add under 153.042(B)**

- (5) Use Unit 29 – Mobile Office Trailer**

**AMENDMENT TO 153.044(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

**Add under 153.044(B)**

- (5) Use Unit 29 – Mobile Office Trailer**

**AMENDMENT TO 153.046(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

**Add under 153.046(B)**

- (5) Use Unit 29 – Mobile Office Trailer**

**AMENDMENT TO 153.048(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

**Add under 153.048(B)**

- (7) Use Unit 29 – Mobile Office Trailer**

**AMENDMENT TO 153.051(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

**Add under 153.051(B)**

- (6) Use Unit 29 – Mobile Office Trailer**

**AMENDMENT TO 153.063(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

**Add under 153.063(B)**

- (5) Use Unit 29 – Mobile Office Trailer**

**AMENDMENT TO 153.072(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

**Add under 153.072(B)**

- (6) Use Unit 29 – Mobile Office Trailer**

**AMENDMENT TO APPENDIX A: USE UNIT BY ZONING DISTRICT**

**Amendment to add Use Unit 29 to Appendix A**

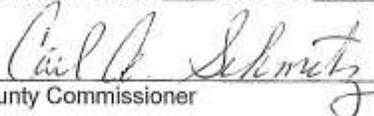
**29 Mobile Office Trailer**

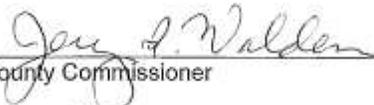
- Under A - "X/E"
- Under RS or R1 - "E"
- Under RT - "E"
- Under R-2 - "E"
- Under RM or R3 - "E"
- Under RMH - "E"
- Under PUD - "E"
- Under R-O or O - "E"
- Under B-1 - "X/E"
- Under B-1A or CS - "X/E"
- Under B-2 or CG - "X/E"
- Under B-3 or CH - "X/E"
- Under CBD - "X/E"
- Under M-1 - "X/E"
- Under M-2 - "X/E"

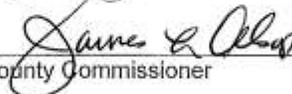
**ENACTMENT**

This amendment shall be in full force and effect from and after its passage by the Board of Commissioners of the County of Posey, State of Indiana.

APPROVED THIS 7 DAY OF MAY, 2013

  
\_\_\_\_\_  
County Commissioner

  
\_\_\_\_\_  
County Commissioner

  
\_\_\_\_\_  
County Commissioner

ATTEST:   
\_\_\_\_\_  
Auditor

Amendment to Zoning Ordinance of City of Mount Vernon, the Town of Cynthiana,  
the Town of Poseyville and Unincorporated Posey County

**Amendment to add 153.174 USE UNIT 29**

**153.174 USE UNIT 29**

**(A) Description: Mobile Office Trailer**

**(B) Uses: A vehicle designed to serve whenever parked as a temporary office for a construction project and not for dwelling, living or sleeping quarters.**

**(C) Use Conditions: In zoning districts where the mobile office trailer is a use by right, the set back requirements for accessory structures applicable in the respective zoning district shall be met. In zoning districts where the mobile office trailer is a use by special exception, the set back requirements shall be established at the discretion of Board of Zoning Appeals at the time of the hearing on the special exception.**

**(D) Off-street parking and loading requirements: None**

**Amendment to add definition of Mobile Office Trailer to 153.270 DEFINITIONS**

**MOBILE OFFICE TRAILER: A vehicle designed to serve whenever parked as a temporary office for a construction project and not for dwelling, living, or sleeping quarters.**

**AMENDMENT TO 153.032(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION:**

**Add under 153.032 (A)**

- (12) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.**

**Add under 153.032(B)**

- (13) Use Unit 29 – Mobile Office Trailer when property abuts a residential district**

**AMENDMENT TO 153.082(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

**Add under 153.082 (A)**

- (15) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.**

**Add under 153.082(B)**

- (7) Use Unit 29 – Mobile Office Trailer when property abuts a residential district**

**AMENDMENT TO 153.084(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

**Add under 153.084 (A)**

- (17) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

**Add under 153.084(B)**

- (2) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

**AMENDMENT TO 153.086(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

**Add under 153.86 (A)**

- (19) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

**Add under 153.086(B)**

- (2) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

**AMENDMENT TO 153.088(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

**Add under 153.088 (A)**

- (22) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

**Add under 153.088(B)**

- (6) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

**AMENDMENT TO 153.090(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

**Add under 153.090 (A)**

- (14) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

**Add under 153.090(B)**

- (10) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

**AMENDMENT TO 153.102(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

**Add under 153.102 (A)**

- (13) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

**Add under 153.102(B)**

- (10) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

**AMENDMENT TO 153.105(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

Add under 153.105 (A)

- (14) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

Add under 153.105(B)

- (11) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

**AMENDMENT TO 153.042(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

Add under 153.042(B)

- (5) Use Unit 29 – Mobile Office Trailer

**AMENDMENT TO 153.044(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

Add under 153.044(B)

- (5) Use Unit 29 – Mobile Office Trailer

**AMENDMENT TO 153.046(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

Add under 153.046(B)

- (5) Use Unit 29 – Mobile Office Trailer

**AMENDMENT TO 153.048(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

Add under 153.048(B)

- (7) Use Unit 29 – Mobile Office Trailer

**AMENDMENT TO 153.051(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

Add under 153.051(B)

- (6) Use Unit 29 – Mobile Office Trailer

**AMENDMENT TO 153.063(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

Add under 153.063(B)

- (5) Use Unit 29 – Mobile Office Trailer

**AMENDMENT TO 153.072(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

Add under 153.072(B)

- (6) Use Unit 29 – Mobile Office Trailer

**AMENDMENT TO APPENDIX A: USE UNIT BY ZONING DISTRICT**

**Add Use Unit 29**

**29 Mobile Office Trailer**

- Under A - "X/E"
- Under RS or R1 - "E"
- Under RT - "E"
- Under R-2 - "E"
- Under RM or R3 - "E"
- Under RMH - "E"
- Under PUD - "E"
- Under R-O or O - "E"
- Under B-1 - "X/E"
- Under B-1A or CS - "X/E"
- Under B-2 or CG - "X/E"
- Under B-3 or CH - "X/E"
- Under CBD - "X/E"
- Under M-1 - "X/E"
- Under M-2 - "X/E"

AMENDMENT TO APPENDIX A: USE UNIT BY ZONING DISTRICT

Add Use Unit 29

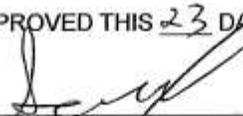
29 Mobile Office Trailer

- Under A - "X/E"
- Under RS or R1 - "E"
- Under RT - "E"
- Under R-2 - "E"
- Under RM or R3 - "E"
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- Under R-O or O - "E"
- Under B-1 - "X/E"
- Under B-1A or CS - "X/E"
- Under B-2 or CG - "X/E"
- Under B-3 or CH - "X/E"
- Under CBD - "X/E"
- Under M-1 - "X/E"
- Under M-2 - "X/E"

ENACTMENT

This amendment shall be in full force and effect from and after its passage by the Town Board of Cynthiana of the County of Posey, State of Indiana.

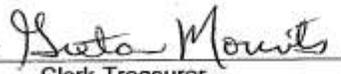
APPROVED THIS 23 DAY OF MAY, 2013

  
\_\_\_\_\_  
Board Member

  
\_\_\_\_\_  
Board Member

  
\_\_\_\_\_  
Board Member

ATTEST:

  
\_\_\_\_\_  
Clerk-Treasurer

Amendment to Zoning Ordinance of City of Mount Vernon, the Town of Cynthiana,  
the Town of Poseyville and Unincorporated Posey County

**Amendment to add 153.174 USE UNIT 29**

**153.174 USE UNIT 29**

**(A) Description: Mobile Office Trailer**

**(B) Uses: A vehicle designed to serve whenever parked as a temporary office for a construction project and not for dwelling, living or sleeping quarters.**

**(C) Use Conditions: In zoning districts where the mobile office trailer is a use by right, the set back requirements for accessory structures applicable in the respective zoning district shall be met. In zoning districts where the mobile office trailer is a use by special exception, the set back requirements shall be established at the discretion of Board of Zoning Appeals at the time of the hearing on the special exception.**

**(D) Off-street parking and loading requirements: None**

**Amendment to add definition of Mobile Office Trailer to 153.270 DEFINITIONS**

**MOBILE OFFICE TRAILER: A vehicle designed to serve whenever parked as a temporary office for a construction project and not for dwelling, living, or sleeping quarters.**

**AMENDMENT TO 153.032(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION:**

**Add under 153.032 (A)**

- (12) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.**

**Add under 153.032(B)**

- (13) Use Unit 29 – Mobile Office Trailer when property abuts a residential district**

**AMENDMENT TO 153.082(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

**Add under 153.082 (A)**

- (15) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.**

**Add under 153.082(B)**

- (7) Use Unit 29 – Mobile Office Trailer when property abuts a residential district**

**AMENDMENT TO 153.084(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

Add under 153.084 (A)

- (17) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

Add under 153.084(B)

- (2) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

**AMENDMENT TO 153.086(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

Add under 153.86 (A)

- (19) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

Add under 153.086(B)

- (2) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

**AMENDMENT TO 153.088(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

Add under 153.088 (A)

- (22) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

Add under 153.088(B)

- (6) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

**AMENDMENT TO 153.090(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

Add under 153.090 (A)

- (14) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

Add under 153.090(B)

- (10) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

**AMENDMENT TO 153.102(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

Add under 153.102 (A)

- (13) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

Add under 153.102(B)

- (10) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

**AMENDMENT TO 153.105(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

**Add under 153.105 (A)**

- (14) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

**Add under 153.105(B)**

- (11) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

**AMENDMENT TO 153.042(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

**Add under 153.042(B)**

- (5) Use Unit 29 – Mobile Office Trailer

**AMENDMENT TO 153.044(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

**Add under 153.044(B)**

- (5) Use Unit 29 – Mobile Office Trailer

**AMENDMENT TO 153.046(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

**Add under 153.046(B)**

- (5) Use Unit 29 – Mobile Office Trailer

**AMENDMENT TO 153.048(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

**Add under 153.048(B)**

- (7) Use Unit 29 – Mobile Office Trailer

**AMENDMENT TO 153.051(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

**Add under 153.051(B)**

- (6) Use Unit 29 – Mobile Office Trailer

**AMENDMENT TO 153.063(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

**Add under 153.063(B)**

- (5) Use Unit 29 – Mobile Office Trailer

**AMENDMENT TO 153.072(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

**Add under 153.072(B)**

- (6) Use Unit 29 – Mobile Office Trailer

**AMENDMENT TO APPENDIX A: USE UNIT BY ZONING DISTRICT**

**Add Use Unit 29**

**29 Mobile Office Trailer**

- Under A - "X/E"
- Under RS or R1 - "E"
- Under RT - "E"
- Under R-2 - "E"
- Under RM or R3 - "E"
- Under RMH - "E"
- Under PUD - "E"
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- Under B-1A or CS - "X/E"
- Under B-2 or CG - "X/E"
- Under B-3 or CH - "X/E"
- Under CBD - "X/E"
- Under M-1 - "X/E"
- Under M-2 - "X/E"

AMENDMENT TO APPENDIX A: USE UNIT BY ZONING DISTRICT

Amendment to add Use Unit 29 to Appendix A

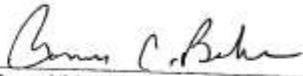
29 Mobile Office Trailer

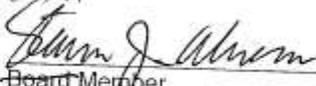
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- Under B-1A or CS - "X/E"
- Under B-2 or CG - "X/E"
- Under B-3 or CH - "X/E"
- Under CBD - "X/E"
- Under M-1 - "X/E"
- Under M-2 - "X/E"

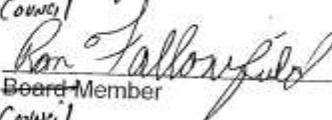
ENACTMENT

This amendment shall be in full force and effect from and after its passage by the Town ~~Board~~ of Poseyville of the County of Posey, State of Indiana.  
*(Council)*

APPROVED THIS 8<sup>th</sup> DAY OF May, 2013

  
\_\_\_\_\_  
~~Board Member~~  
*(Council)*

  
\_\_\_\_\_  
~~Board Member~~  
*(Council)*

  
\_\_\_\_\_  
~~Board Member~~  
*(Council)*

ATTEST:   
\_\_\_\_\_  
Clerk-Treasurer

ORDINANCE NO. 13-9  
CITY OF MT. VERNON, INDIANA

AN ORDINANCE TO AMEND THE CITY OF MT. VERNON CODE OF ORDINANCES, TITLE 15-LAND USAGE, CHAPTER 153-ZONING CODE, THE ZONING ORDINANCE OF THE CITY OF MOUNT VERNON, THE TOWN OF CYNTHIANA, THE TOWN OF POSEYVILLE, AND UNINCORPORATED POSEY COUNTY, SECTIONS 153.174, 153.270, 153.032 (A&B), 153.082(A&B), 153.084(A&B), 153.086(A&B), 153.088(A&B) 153.090(A&B), 53.102(A&B), 153.105(A&B), 153.042(B), 153.044(B), 153.046(B), 153.048(B), 153051(B), 153.063(B), 153.072(B) AND APPENDIX A.

Section 1. Be it ordained by the Common Council of the City of Mount Vernon, Posey County, Indiana that the City of Mt. Vernon, Indiana Code of Ordinances, Title 15 Land Usage, Chapter 153 – Zoning Code, The Zoning Ordinance of The City of Mount Vernon, The Town of Cynthiana, The Town of Poseyville, and Unincorporated Posey County, Sections 153.174, 153.270, 153.032 (A&B), 153.082(A&B), 153.084(A&B), 153.086(A&B), 153.088(A&B) 153.090(A&B), 53.102(A&B), 153.105(A&B), 153.042(B), 153.044(B), 153.046(B), 153.048(B), 153051(B), 153.063(B), 153.072(B) and Appendix A be amended as follows:

Amendment to add 153.174 USE UNIT 29

153.174 USE UNIT 29

- (A) Description: Mobile Office Trailer
- (B) Uses: A vehicle designed to serve whenever parked as a temporary office for a construction project and not for dwelling, living or sleeping quarters.
- (C) Use Conditions: In zoning districts where the mobile office trailer is a use by right, the set back requirements for accessory structures applicable in the respective zoning district shall be met. In zoning districts where the mobile office trailer is a use by special exception, the set back requirements shall be established at the discretion of Board of Zoning Appeals at the time of the hearing on the special exception.
- (D) Off-street parking and loading requirements: None

Amendment to add definition of Mobile Office Trailer to 153.270 DEFINITIONS

MOBILE OFFICE TRAILER: A vehicle designed to serve whenever parked as a temporary office for a construction project and not for dwelling, living, or sleeping quarters.

AMENDMENT TO 153.032(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION:

Add under 153.032 (A)

- (12) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

Add under 153.032(B)

- (13) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

AMENDMENT TO 153.082(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION

Add under 153.082 (A)

- (15) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

Add under 153.082(B)

- (7) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

AMENDMENT TO 153.084(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION

Add under 153.084 (A)

- (17) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

Add under 153.084(B)

- (2) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

AMENDMENT TO 153.086(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION

Add under 153.86 (A)

- (19) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

Add under 153.086(B)

- (2) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

AMENDMENT TO 153.088(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION

Add under 153.088 (A)

- (22) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

Add under 153.088(B)

- (6) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

AMENDMENT TO 153.090(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION

Add under 153.090 (A)

- (14) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

Add under 153.090(B)

- (10) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

AMENDMENT TO 153.102(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION

Add under 153.102 (A)

- (13) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

Add under 153.102(B)

- (10) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

AMENDMENT TO 153.105(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION

Add under 153.105 (A)

- (14) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

Add under 153.105(B)

- (11) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

AMENDMENT TO 153.042(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION

Add under 153.042(B)

- (5) Use Unit 29 – Mobile Office Trailer

AMENDMENT TO 153.044(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION

Add under 153.044(B)

- (5) Use Unit 29 – Mobile Office Trailer

AMENDMENT TO 153.046(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION

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- (5) Use Unit 29 – Mobile Office Trailer

AMENDMENT TO 153.048(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION

Add under 153.048(B)

- (7) Use Unit 29 – Mobile Office Trailer

AMENDMENT TO 153.051(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION

Add under 153.051(B)

(6) Use Unit 29 – Mobile Office Trailer

AMENDMENT TO 153.063(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION

Add under 153.063(B)

(5) Use Unit 29 – Mobile Office Trailer

AMENDMENT TO 153.072(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION

Add under 153.072(B)

(6) Use Unit 29 – Mobile Office Trailer

AMENDMENT TO APPENDIX A: USE UNIT BY ZONING DISTRICT

Amendment to add Use Unit 29 to Appendix A

29 Mobile Office Trailer

Under A - "X/E"

Under RS or R1 - "E"

Under RT - "E"

Under R-2 - "E"

Under RM or R3 - "E"

Under RMH – "E"

Under PUD - "E"

Under R-O or O – "E"

Under B-1 – "X/E"

Under B-1A or CS – "X/E"

Under B-2 or CG – "X/E"

Under B-3 or CH – "X/E"

Under CBD - "X/E"

Under M-1 – "X/E"

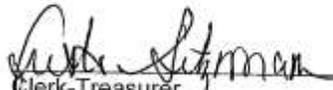
Under M-2 – "X/E"

Section 2. This Ordinance shall be in full force and effect upon passage by the Common Council and approval by the Mayor and appropriate action by the Area Plan Commission.

ORDAINED AND PASSED by the Common Council of the City of Mount Vernon,  
Indiana, this 16 day of May, 2013.

  
Presiding Officer

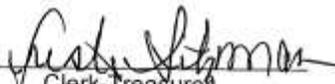
Presented to me to the Mayor of the City of Mount Vernon, Indiana at 7:16  
o'clock p.m. this 16 day of May, 2013 for his  
consideration and action thereon.

  
Clerk-Treasurer

Having examined the foregoing Ordinance and I do now, as Mayor of the City of  
Mount Vernon, Indiana, approve said Ordinance and return the same to the Clerk-  
Treasurer this 16 day of May, 2013.

  
Mayor

ATTEST:

  
Clerk-Treasurer

**RESOLUTION OF THE POSEY COUNTY AREA PLAN COMMISSION  
AND TRANSMITTAL OF AMENDMENT OF ZONING ORDINANCE  
TO LOCAL LEGISLATIVE BODIES**

Resolution Number: \_\_\_\_\_

Passed: 4-11-13

A RESOLUTION RECOMMENDING THAT THE CITY OF MOUNT VERNON COMMON COUNCIL, THE CYNTHIANA TOWN COUNCIL, THE POSEYVILLE TOWN COUNCIL AND THE POSEY COUNTY BOARD OF COMMISSIONS, INDIANA APPROVE THE AMENDMENT INITIATED BY THE POSEY COUNTY AREA PLAN COMMISSION TO AMEND THE TEXT OF THE ZONING ORDINANCE CONCERNING SECTIONS 153.174, 153.270, 153.032 (A&B), 153.082(A&B), 153.084(A&B), 153.086(A&B), 153.088(A&B) 153.090(A&B), 153.102(A&B), 153.105(A&B), 153.042(B), 153.044(B), 153.046(B), 153.048(B), 153051(B), 153.063(B), 153.072(B) AND APPENDIX A OF THE ZONING ORDINANCE OF THE CITY OF MOUNT VERNON, THE TOWN OF CYNTHIANA, THE TOWN OF POSEYVILLE, AND UNINCORPORATED POSEY COUNTY.

WHEREAS, the Posey County Area Plan Commission did on April 11, 2013, hold a legally advertised public hearing to amend the texts of the Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville, and Unincorporated Posey County in the amendment attached hereto until all objections and remonstrances were heard; and

WHEREAS, the amendment of the existing zoning ordinances' text attached hereto was initiated by the Posey County Area Plan Commission and approved by the same; and

WHEREAS, the amendment of the existing zoning ordinance text attached hereto is consistent with adopted comprehensive plans for Mount Vernon, Cynthiana, Poseyville and Unincorporated Posey County; and

WHEREAS, said amendment did propose the attached amendment to the Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville, and Unincorporated Posey County

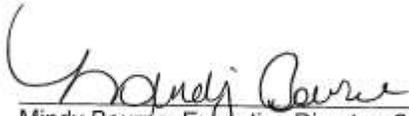
WHEREAS, The Official Zoning Map of each jurisdiction in place on July 12, 2012, remains unchanged and is incorporated by reference into the replacement zoning ordinance; and

NOW, THEREFORE, BE IT RESOLVED, that the Posey County (Indiana) Area Plan Commission certifies that said commission makes a favorable recommendation to the Mount Vernon Common Council, the Cynthiana Town Council, the Poseyville Town Council, and the Posey County Board of Commissioners, Indiana, that the attached amendment to the Zoning Ordinance of the City of Mt. Vernon, the Town of Cynthiana,

the Town of Poseyville, and the Unincorporated Area of Posey County be approved and adopted.



\_\_\_\_\_  
Mark Seib, President,  
Posey County Area Plan Commission



\_\_\_\_\_  
Mindy Bourne, Executive Director, Secretary,  
Posey County Area Plan Commission

Amendment to Zoning Ordinance of City of Mount Vernon, the Town of Cynthiana,  
the Town of Poseyville and Unincorporated Posey County

**Amendment to add 153.174 USE UNIT 29**

**153.174 USE UNIT 29**

**(A) Description: Mobile Office Trailer**

**(B) Uses: A vehicle designed to serve whenever parked as a temporary office for a construction project and not for dwelling, living or sleeping quarters.**

**(C) Use Conditions: In zoning districts where the mobile office trailer is a use by right, the set back requirements for accessory structures applicable in the respective zoning district shall be met. In zoning districts where the mobile office trailer is a use by special exception, the set back requirements shall be established at the discretion of Board of Zoning Appeals at the time of the hearing on the special exception.**

**(D) Off-street parking and loading requirements: None**

**Amendment to add definition of Mobile Office Trailer to 153.270 DEFINITIONS**

**MOBILE OFFICE TRAILER: A vehicle designed to serve whenever parked as a temporary office for a construction project and not for dwelling, living, or sleeping quarters.**

**AMENDMENT TO 153.032(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION:**

**Add under 153.032 (A)**

- (12) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.**

**Add under 153.032(B)**

- (13) Use Unit 29 – Mobile Office Trailer when property abuts a residential district**

**AMENDMENT TO 153.082(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

**Add under 153.082 (A)**

- (15) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.**

**Add under 153.082(B)**

- (7) Use Unit 29 – Mobile Office Trailer when property abuts a residential district**

**AMENDMENT TO 153.084(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

**Add under 153.084 (A)**

- (17) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

**Add under 153.084(B)**

- (2) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

**AMENDMENT TO 153.086(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

**Add under 153.86 (A)**

- (19) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

**Add under 153.086(B)**

- (2) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

**AMENDMENT TO 153.088(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

**Add under 153.088 (A)**

- (22) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

**Add under 153.088(B)**

- (6) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

**AMENDMENT TO 153.090(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

**Add under 153.090 (A)**

- (14) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

**Add under 153.090(B)**

- (10) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

**AMENDMENT TO 153.102(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

**Add under 153.102 (A)**

- (13) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

**Add under 153.102(B)**

- (10) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

**AMENDMENT TO 153.105(A & B) TO ADD MOBILE OFFICE TRAILER USE BY RIGHT AND USE BY SPECIAL EXCEPTION**

**Add under 153.105 (A)**

- (14) Use Unit 29 – Mobile Office Trailer, so long as property does not abut a residential district.

**Add under 153.105(B)**

- (11) Use Unit 29 – Mobile Office Trailer when property abuts a residential district

**AMENDMENT TO 153.042(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

**Add under 153.042(B)**

- (5) Use Unit 29 – Mobile Office Trailer

**AMENDMENT TO 153.044(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

**Add under 153.044(B)**

- (5) Use Unit 29 – Mobile Office Trailer

**AMENDMENT TO 153.046(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

**Add under 153.046(B)**

- (5) Use Unit 29 – Mobile Office Trailer

**AMENDMENT TO 153.048(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

**Add under 153.048(B)**

- (7) Use Unit 29 – Mobile Office Trailer

**AMENDMENT TO 153.051(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

**Add under 153.051(B)**

- (6) Use Unit 29 – Mobile Office Trailer

**AMENDMENT TO 153.063(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

**Add under 153.063(B)**

- (5) Use Unit 29 – Mobile Office Trailer

**AMENDMENT TO 153.072(B) TO ADD MOBILE OFFICE TRAILER USE BY SPECIAL EXCEPTION**

**Add under 153.072(B)**

- (6) Use Unit 29 – Mobile Office Trailer

**AMENDMENT TO APPENDIX A: USE UNIT BY ZONING DISTRICT**

**Add Use Unit 29**

**29 Mobile Office Trailer**

- Under A - "X/E"
- Under RS or R1 - "E"
- Under RT - "E"
- Under R-2 - "E"
- Under RM or R3 - "E"
- Under RMH - "E"
- Under PUD - "E"
- Under R-O or O - "E"
- Under B-1 - "X/E"
- Under B-1A or CS - "X/E"
- Under B-2 or CG - "X/E"
- Under B-3 or CH - "X/E"
- Under CBD - "X/E"
- Under M-1 - "X/E"
- Under M-2 - "X/E"

Ref # 201204263



**RESOLUTION OF THE POSEY COUNTY AREA PLAN COMMISSION**

Resolution Number: \_\_\_\_\_ Passed: 9-11-14

A RESOLUTION APPROVING AMENDMENTS PROPOSED BY THE POSEY COUNTY AREA PLAN COMMISSION CONCERNING CHAPTER 153-ZONING CODE, SECTION 153.147- USE UNIT 2 AREA-WIDE SPECIAL EXCEPTION USES, 153.270- DEFINITIONS, APPENDIX A: USE UNIT BY ZONING DISTRICT OF THE ZONING ORDINANCE OF THE CITY OF MOUNT VERNON, THE TOWN OF CYNTHIANA, THE TOWN OF POSEYVILLE, AND UNINCORPORATED POSEY COUNTY

WHEREAS, The Posey County Area Plan Commission did on September 11, 2014 hold a duly advertised public hearing to amend the texts of the Zoning Ordinance of City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville and the Unincorporated Area of Posey County, Indiana, until all objections and remonstrances were heard; and

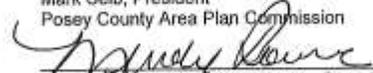
NOW, THEREFORE, BE IT RESOLVED, by the Posey County, Indiana Area Plan Commission that an amendment to the "Zoning Ordinance of the City of Mt. Vernon, the Town of Cynthiana, the Town of Poseyville and the Unincorporated Area of Posey County is approved as follows:

The Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville and Unincorporated Posey County, Section-153.147-Use Unit 2 Area-Wide Special Exception Uses, Section 153.270-Definitions, and Appendix A: Use Unit by Zoning District be amended as follows:

- I. Amendments:
  1. Add a new item to Section 153.147 USE UNIT 2-AREA-WIDE SPECIAL EXCEPTION USES, (B) Included Uses: "(14) Residential Storage Structure"
  2. Add a new definition to Section 153.270 DEFINITIONS as follows: "RESIDENTIAL STORAGE STRUCTURE. A structure used for personal storage purposes only and which storage does not involve the conduct of any business, trade, occupation or profession. This does not include mobile home dwellings."
  3. Amend APPENDIX A: USE UNIT BY ZONING DISTRICT chart by adding a footnote "w" under Notes. Footnote "w" shall read "w) Excludes Use Unit 2 (B){14}"
  4. Amend APPENDIX A: USE UNIT BY ZONING DISTRICT chart by adding footnote "w" to the following districts under Use Unit 2 : Areawide Special Exception Uses: RS or R-1, PUD, RMH, R-O or O, B-1A, CS, B-2, CG, B-3, CH, CBD, M-1, M-2 . These zoning districts will appear in the chart for this use unit like this: E<sup>w</sup>

So RESOLVED AND PASSED this 11<sup>th</sup> Day of September 2014.

  
 \_\_\_\_\_  
 Mark Seib, President  
 Posey County Area Plan Commission

  
 \_\_\_\_\_  
 Mindy Boarne, Executive Director, Secretary  
 Posey County Area Plan Commission

#201204263  
#201404233



201404234

MARY RHODES  
POSEY COUNTY RECORDER  
RECORDED ON  
10/30/2014 01:45:59PM  
REC FEE:0.00  
PAGES: 5

ORDINANCE NO. 14-22  
CITY OF MT. VERNON, INDIANA  
Page 1 of 2

**AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF MOUNT VERNON, THE TOWN OF CYNTHIANA, THE TOWN OF POSEYVILLE AND UNINCORPORATED POSEY COUNTY CHAPTER 153-ZONING CODE, SECTION 153.147-USE UNIT 2 AREA-WIDE SPECIAL EXCEPTION USES, 153.270- DEFINITIONS, APPENDIX A: USE UNIT BY ZONING DISTRICT**

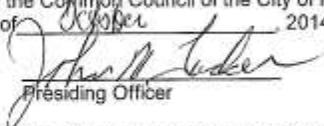
Be it ordained by the Common Council of the City of Mt. Vernon, Posey County, Indiana that The Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville and Unincorporated Posey County, Section-153.147-Use Unit 2 Area-Wide Special Exception Uses, Section 153.270-Definitions, and Appendix A: Use Unit by Zoning District be amended as follows:

I. Amendments:

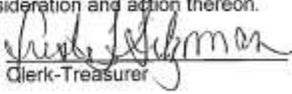
1. Add a new item to Section 153.147 USE UNIT 2-AREA-WIDE SPECIAL EXCEPTION USES, (B) Included Uses:  
"(14) Residential Storage Structure"
2. Add a new definition to Section 153.270 DEFINITIONS as follows:  
"RESIDENTIAL STORAGE STRUCTURE. A structure used for personal storage purposes only and which storage does not involve the conduct of any business, trade, occupation or profession. This does not include mobile home dwellings."
3. Amend APPENDIX A: USE UNIT BY ZONING DISTRICT chart by adding a footnote "w" under Notes. Footnote "w" shall read "w) Excludes Use Unit 2 (B)(14)"
4. Amend APPENDIX A: USE UNIT BY ZONING DISTRICT chart by adding footnote "w" to the following districts under Use Unit 2 : Areawide Special Exception Uses: R5 or R-1, PUD, RMH, R-O or O, B-1A, CS, B-2, CG, B-3, CH, CBD, M-1, M-2 . These zoning districts will appear in the chart for this use unit like this: E"

II. This Ordinance shall be in full force upon its passage.

ORDAINED AND PASSED by the Common Council of the City of Mount Vernon, Indiana, this 16 day of October, 2014.

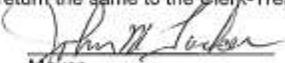
  
Presiding Officer

Presented to me to the Mayor of the City of Mount Vernon, Indiana at 7:16 o'clock p.m. this 16 day of Oct, 2014 for his consideration and action thereon.

  
Clerk-Treasurer

ORDINANCE NO. 14- 22  
CITY OF MT. VERNON, INDIANA  
Page 2 of 2

Having examine the foregoing Ordinance and I do now, as Mayor of the City of Mount Vernon, Indiana, approve said Ordinance and return the same to the Clerk-Treasurer this 16 day of Oct, 2014.

  
Mayor

ATTEST   
Clerk-Treasurer

POSEY COUNTY, INDIANA BOARD OF COMMISSIONERS  
ORDINANCE NO. 14-~~19~~-23-01  
UNINCORPORATED POSEY COUNTY, INDIANA

**AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF MOUNT VERNON, THE TOWN OF CYNTHIANA, THE TOWN OF POSEYVILLE AND UNINCORPORATED POSEY COUNTY CHAPTER 153-ZONING CODE, SECTION 153.147- USE UNIT 2 AREA-WIDE SPECIAL EXCEPTION USES, 153.270- DEFINITIONS, APPENDIX A: USE UNIT BY ZONING DISTRICT**

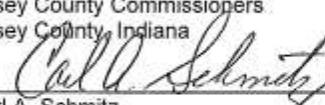
Be it ordained by the Posey County Commissioners, Posey County, Indiana that The Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville and Unincorporated Posey County, Section-153.147-Use Unit 2 Area-Wide Special Exception Uses, Section 153.270-Definitions and Appendix A: Use Unit by Zoning District be amended as follows:

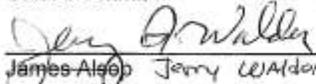
- I. Amendments:
1. Add a new item to Section 153.147 USE UNIT 2-AREA-WIDE SPECIAL EXCEPTION USES, (B) Included Uses:  
“(14) Residential Storage Structure”
  2. Add a new definition to Section 153.270 DEFINITIONS as follows:  
“RESIDENTIAL STORAGE STRUCTURE. A structure used for personal storage purposes only and which storage does not involve the conduct of any business, trade, occupation or profession. This does not include mobile home dwellings.”
  3. Amend APPENDIX A: USE UNIT BY ZONING DISTRICT chart by adding a footnote “w” under Notes. Footnote “w” shall read “w) Excludes Use Unit 2 (B)(14)”
  4. Amend APPENDIX A: USE UNIT BY ZONING DISTRICT chart by adding footnote “w” to the following districts under Use Unit 2 : Areawide Special Exception Uses: RS or R-1, PUD, RMH, R-O or O, B-1A, CS, B-2, CG, B-3, CH, CBD, M-1, M-2 . These zoning districts will appear in the chart for this use unit like this: E<sup>w</sup>

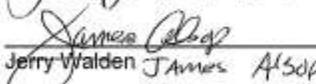
II. This Ordinance shall be in full force upon its passage.

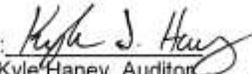
ORDAINED AND PASSED by the Posey County Commissioners, Posey County, Indiana, this 23<sup>rd</sup> day of September, 2014.

Posey County Commissioners  
Posey County, Indiana

  
\_\_\_\_\_  
Carl A. Schmitz

  
\_\_\_\_\_  
James Alsop

  
\_\_\_\_\_  
Jerry Walden

Attest:   
Kyle Haney, Auditor

ORDINANCE NO. 14-10-8-03  
TOWN OF POSEYVILLE, INDIANA

**AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF MOUNT VERNON, THE TOWN OF CYNTHIANA, THE TOWN OF POSEYVILLE AND UNINCORPORATED POSEY COUNTY CHAPTER 153-ZONING CODE, SECTION 153.147-USE UNIT 2 AREA-WIDE SPECIAL EXCEPTION USES, 153.270- DEFINITIONS, APPENDIX A: USE UNIT BY ZONING DISTRICT**

Be it ordained by the Poseyville Town Council, Posey County, Indiana that The Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville and Unincorporated Posey County, Section-153.147-Use Unit 2 Area-Wide Special Exception Uses, Section 153.270-Definitions, and Appendix A: Use Unit by Zoning District be amended as follows:

- I. Amendments:
  1. Add a new item to Section 153.147 USE UNIT 2-AREA-WIDE SPECIAL EXCEPTION USES, (B) Included Uses:  
“(14) Residential Storage Structure”
  2. Add a new definition to Section 153.270 DEFINITIONS as follows:  
“RESIDENTIAL STORAGE STRUCTURE. A structure used for personal storage purposes only and which storage does not involve the conduct of any business, trade, occupation or profession. This does not include mobile home dwellings.”
  3. Amend APPENDIX A: USE UNIT BY ZONING DISTRICT chart by adding a footnote “w” under Notes. Footnote “w” shall read “w) Excludes Use Unit 2 (B)(14)”
  4. Amend APPENDIX A: USE UNIT BY ZONING DISTRICT chart by adding footnote “w” to the following districts under Use Unit 2 : Areawide Special Exception Uses: RS or R-1, PUD, RMH, R-O or O, B-1A, CS, B-2, CG, B-3, CH, CBD, M-1, M-2 . These zoning districts will appear in the chart for this use unit like this: *E<sup>w</sup>*
- II. This Ordinance shall be in full force upon its passage.

ORDAINED AND PASSED by the Poseyville Town Council, Posey County, Indiana, this 8<sup>th</sup> day of October, 2014

Poseyville Town Council  
Posey County, Indiana  
Bruce C. Baker  
Bruce Baker

Ron Fallowfield  
Ron Fallowfield

Steve Ahrens  
Steve Ahrens

Attest [Signature]  
Clerk-Treasurer

ORDINANCE NO. 14-10-28  
TOWN OF CYNTHIANA, INDIANA

**AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF MOUNT VERNON, THE TOWN OF CYNTHIANA, THE TOWN OF POSEYVILLE AND UNINCORPORATED POSEY COUNTY CHAPTER 153-ZONING CODE, SECTION 153.147- USE UNIT 2 AREA-WIDE SPECIAL EXCEPTION USES, 153.270- DEFINITIONS, APPENDIX A: USE UNIT BY ZONING DISTRICT**

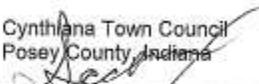
Be it ordained by the Cynthiana Town Council, Posey County, Indiana that The Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville and Unincorporated Posey County, Section-153.147-Use Unit 2 Area-Wide Special Exception Uses, Section 153.270-Definitions and Appendix A: Use Unit by Zoning District be amended as follows:

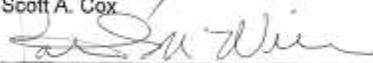
- I. Amendments:
  1. Add a new item to Section 153.147 USE UNIT 2-AREA-WIDE SPECIAL EXCEPTION USES, (B) Included Uses:  
“(14) Residential Storage Structure”
  2. Add a new definition to Section 153.270 DEFINITIONS as follows:  
“RESIDENTIAL STORAGE STRUCTURE. A structure used for personal storage purposes only and which storage does not involve the conduct of any business, trade, occupation or profession. This does not include mobile home dwellings.”
  3. Amend APPENDIX A: USE UNIT BY ZONING DISTRICT chart by adding a footnote “w” under Notes. Footnote “w” shall read “w) Excludes Use Unit 2 (B)(14)”
  4. Amend APPENDIX A: USE UNIT BY ZONING DISTRICT chart by adding footnote “w” to the following districts under Use Unit 2 : Area-wide Special Exception Uses: RS or R-1, PUD, RMH, R-O or O, B-1A, CS, B-2, CG, B-3, CH, CBD, M-1, M-2 . These zoning districts will appear in the chart for this use unit like this: “E”

II. This Ordinance shall be in full force upon its passage.

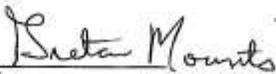
ORDAINED AND PASSED by the Cynthiana Town Council, Posey County, Indiana, this  
28th day of October, 2014

Cynthiana Town Council  
Posey County, Indiana

  
\_\_\_\_\_  
Scott A. Cox

  
\_\_\_\_\_  
Patricia M. Wilson

  
\_\_\_\_\_  
Gary L. Smith

Attest:   
Clerk-Treasurer

Ref # 201204263



201404243  
MARY RHOADES  
POSEY COUNTY RECORDER  
RECORDED ON  
10/30/2014 03:04:03PM  
REC FEE:0.00  
PAGES: 1

**RESOLUTION OF THE POSEY COUNTY AREA PLAN COMMISSION**

Resolution Number: \_\_\_\_\_ Passed: 7-10-14

A RESOLUTION APPROVING AMENDMENTS PROPOSED BY THE POSEY COUNTY AREA PLAN COMMISSION CONCERNING SECTION 153.110 FLOOD HAZARD (FH) AREA OR FLOOD PRONE DISTRICT OF THE ZONING ORDINANCE OF THE CITY OF MOUNT VERNON, THE TOWN OF CYNTHIANA, THE TOWN OF POSEYVILLE AND UNINCORPORATED POSEY COUNTY.

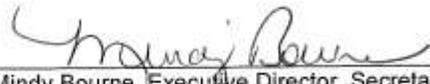
WHEREAS, The Posey County Area Plan Commission did on July 10, 2014 hold a duly advertised public hearing to amend the texts of the Zoning Ordinance of City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville and the Unincorporated Area of Posey County, Indiana, until all objections and remonstrances were heard; and

NOW, THEREFORE, BE IT RESOLVED, by the Posey County, Indiana Area Plan Commission that an amendment to the "Zoning Ordinance of the City of Mt. Vernon, the Town of Cynthiana, the Town of Poseyville and the Unincorporated Area of Posey County is approved as follows:

The Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville and Unincorporated Posey County is amended by updating and restating, in full, SECTION 153.110 FLOOD HAZARD (FH) AREA OR FLOOD PRONE DISTRICT. SECTION 153.110 shall be replaced, in full, with Exhibit A hereto.

So RESOLVED AND PASSED this 10<sup>th</sup> day of July, 2014.

  
\_\_\_\_\_  
Mark Seib, President  
Posey County Area Plan Commission

  
\_\_\_\_\_  
Mindy Bourne, Executive Director, Secretary  
Posey County Area Plan Commission

# 201204263  
# 201404243



201404244

MARY RHADES  
POSEY COUNTY RECORDER  
RECORDED ON  
10/30/2014 03:04:04PM  
REC FEE:0.00  
PAGES: 27

ORDINANCE NO. 14-~~8~~-5-01  
UNINCORPORATED POSEY COUNTY, INDIANA

**AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF MOUNT VERNON, THE TOWN OF CYNTHIANA, THE TOWN OF POSEYVILLE AND UNINCORPORATED POSEY COUNTY CHAPTER 153-ZONING CODE, SECTION 153.110 FLOOD HAZARD (FH) AREA OR FLOOD PRONE DISTRICT**

Be it ordained by the Posey County Commissioners, Posey County, Indiana that The Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville and Unincorporated Posey County, Section-153.110 Flood Hazard (FH) Area or Flood Prone District shall be amended as follows:

I. This ordinance shall update and restate SECTION 153.110 FLOOD HAZARD (FH) AREA OR FLOOD PRONE DISTRICT in full and SECTION 153.110 shall be replaced, in full, with Exhibit A hereto.

II. This Ordinance shall be in full force and in effect November 5, 2014.

ORDAINED AND PASSED by the Posey County Commissioners, Posey County, Indiana, this 5<sup>th</sup> day of August, 2014.

Posey County Commissioners  
Posey County, Indiana

Absent  
Carl A. Schmitz

James Alsop  
James Alsop

Jerly Walden  
Jerly Walden

Attest: Kyle Haney  
Kyle Haney, Auditor

ORDINANCE NO. 14-8-12  
TOWN OF CYNTHIANA, INDIANA

**AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF MOUNT VERNON,  
THE TOWN OF CYNTHIANA, THE TOWN OF POSEYVILLE AND UNINCORPORATED POSEY  
COUNTY CHAPTER 153-ZONING CODE, SECTION 153.110 FLOOD HAZARD (FH) AREA OR  
FLOOD PRONE DISTRICT**

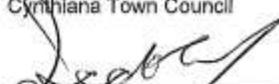
Be it ordained by the Cynthiana Town Council, Posey County, Indiana that The Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville and Unincorporated Posey County, Section-153.110 Flood Hazard (FH) Area or Flood Prone District shall be amended as follows:

I. This ordinance shall update and restate SECTION 153.110 FLOOD HAZARD (FH) AREA OR FLOOD PRONE DISTRICT in full and SECTION 153.110 shall be replaced, in full, with Exhibit A hereto.

II. This Ordinance shall be in full force and in effect November 5, 2014.

ORDAINED AND PASSED by the Cynthiana Town Council, Posey County, Indiana, this  
12th day of August, 2014.

Cynthiana Town Council

  
\_\_\_\_\_  
Scott Cox

  
\_\_\_\_\_  
Gary Smith

Attest:   
Greta Mounts, Clerk-Treasurer

ORDINANCE NO. 2014-08-13-01  
TOWN OF POSEYVILLE, INDIANA

**AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF MOUNT VERNON,  
THE TOWN OF CYNTHIANA, THE TOWN OF POSEYVILLE AND UNINCORPORATED POSEY  
COUNTY CHAPTER 153-ZONING CODE, SECTION 153.110 FLOOD HAZARD (FH) AREA OR  
FLOOD PRONE DISTRICT**

Be it ordained by the Poseyville Town Council, Posey County, Indiana that The Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville and Unincorporated Posey County, Section-153.110 Flood Hazard (FH) Area or Flood Prone District shall be amended as follows:

I. This ordinance shall update and restate SECTION 153.110 FLOOD HAZARD (FH) AREA OR FLOOD PRONE DISTRICT in full and SECTION 153.110 shall be replaced, in full, with Exhibit A hereto.

II. This Ordinance shall be in full force and in effect November 5, 2014.

ORDAINED AND PASSED by the Poseyville Town Council, Posey County, Indiana, this  
13<sup>th</sup> day of August, 2014.

Poseyville Town Council  
Posey County, Indiana

  
\_\_\_\_\_  
Bruce Baker

  
\_\_\_\_\_  
Ron Fallowfield

  
\_\_\_\_\_  
Steve Ahrens

Attest:   
\_\_\_\_\_  
Clerk-Treasurer

ORDINANCE NO. 14-17  
CITY OF MT. VERNON, INDIANA

**AN ORDINANCE TO AMEND THE CITY OF MT. VERNON CODE OF ORDINANCES, TITLE 15-  
LAND USAGE, CHAPTER 153-ZONING CODE, SECTION 153.110 FLOOD HAZARD (FH)  
AREA OR FLOOD PRONE DISTRICT**

Be it ordained by the Common Council of the City of Mount Vernon, Posey County, Indiana that the City of Mt. Vernon, Indiana Code of Ordinances Title 15-Land Usage, Chapter 153-Zoning Code, Section-153.110 Flood Hazard (FH) Area or Flood Prone District shall be amended as follows:

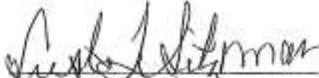
I. This ordinance shall update and restate SECTION 153.110 FLOOD HAZARD (FH) AREA OR FLOOD PRONE DISTRICT in full and SECTION 153.110 shall be replaced, in full, with Exhibit A hereto.

II. This Ordinance shall be in full force and in effect November 5, 2014.

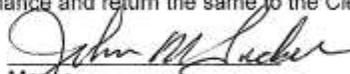
ORDAINED AND PASSED by the Common Council of the City of Mount Vernon, Indiana, this 4 day of September, 2014.

  
Presiding Officer

Presented to me to the Mayor of the City of Mount Vernon, Indiana at 7:45 o'clock p.m. this 4 day of Sept, 2014 for his consideration and action thereon.

  
Clerk-Treasurer

Having examined the foregoing Ordinance and I do now, as Mayor of the City of Mount Vernon, Indiana, approve said Ordinance and return the same to the Clerk-Treasurer this 4 day of Sept, 2014.

  
Mayor

ATTEST:   
Clerk-Treasurer

Fiscal Impact of this Ordinance  
Printing and Advertising-\$500.00



201500620

MARY RHOADES  
POSEY COUNTY RECORDER  
RECORDED ON  
02/18/2015 10:13:06AM  
REC FEE:0.00  
PAGES: 2

ORDINANCE NO. 2015-2  
CITY OF MT. VERNON, IND.,  
Page 1 of 2

AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF MOUNT VERNON, THE TOWN OF CYNTHIANA, THE TOWN OF POSEYVILLE AND UNINCORPORATED POSEY COUNTY CHAPTER 153-ZONING CODE, SECTION 153.181-PURPOSE, SECTION 153.183(J) - PARKING SURFACE, AND SECTION 153.245 - VARIANCES

Be it ordained by the Common Council of the City of Mount Vernon, Posey County, Indiana that the Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville and Unincorporated Posey County, Section 153.180 Off Street Parking Off-Street Loading, Section 153.181-Purpose, Section 153.183(J) - Parking Surface, and Section 153.245- Variances be amended as follows [deleted language is shown by strikethrough and new language is shown by underline]:

- I. The following amendments shall be made:
  - A. Section 153.181- PURPOSE shall be amended by adding the following statement to the last sentence of 153.181:
    - "however, parking surface requirements in 153.183(J) shall apply".
  - B. Section 153.183(J) shall be amended and shall now read as follows:
    - ~~"With the exception of the Agricultural District, As set forth herein, unenclosed off-street parking areas, off-street loading areas and driveways associated therein shall be surfaced with an all-weather material. (See definition "all-weather material", Section 153.270.) Surfacing shall be completed prior to the initiation of the use.~~
    - (1) Agriculture Zoning District and zoned areas designated as R-1, R-2, R-3 and RMH which are located in Unincorporated Posey County and not within City of Mount Vernon, Town of Cynthiana or Town of Poseyville; and zoned areas designated as B-1, B-1A, B-2 and B-3, which are located in Unincorporated Posey County and not within the City of Mount Vernon, Town of Cynthiana or Town of Poseyville; and zoned areas designated as PUD and R-O which are located in Unincorporated Posey County and not within City of Mount Vernon, Town of Cynthiana or Town of Poseyville - all weather material parking surface requirements shall not apply, subject to (5) below.
    - (2) All zoned areas designated as Residential not excluded in (1) above- unenclosed parking areas, off street loading areas and driveways associated therein shall be surfaced with all-weather material. (See definition "all-weather material", Section 153.270) Surfacing shall be completed prior to the initiation of the use.
    - (3)All PUD, O, R-O, Business, Commercial and CBD Zoning Districts, not excluded in (1) above - unenclosed off-street parking areas, off-street loading areas and driveways

ORDINANCE NO. 201 6-2  
CITY OF MT. VERNON, IND.,  
Page 2 of 2

associated therein shall be surfaced with an all-weather material. (See definition "all-weather material", Section 153.270) Surfacing shall be completed prior to the initiation of the use.

(4) All Manufacturing Zoning Districts - All-weather material parking surface requirement shall only apply to the required parking spaces.

(5) Notwithstanding (1)-(4) above, ALL zoning districts must comply with the following: All transitions or approaches to a paved roadway shall be constructed with a six (6) foot all-weather material approach to the paved roadway. Paved roadway excludes "chip and seal".

(6) Nothing in (1)-(5) above supersedes any local, state or federal requirement in contradiction with these provisions.

C. Section 153.245(C)(8) shall be amended to read as follows:

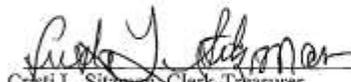
"The modification of the parking and loading requirements as provided in Section 153.183(J)(2) and 153.185."

II. This Ordinance shall be in full force upon its passage.

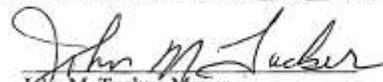
ORDAINED AND PASSED by the Common Council of the City of Mount Vernon, Indiana, this 22 day of January, 2015.

  
John M. Tucker  
Presiding Officer

Presented to me to the Mayor of the city of Mount Vernon, Indiana at 7:20 o'clock p.m. this 22 day of January, 2015 for his consideration and action thereon.

  
Crista L. Sitzman, Clerk-Treasurer

Having examine the foregoing Ordinance and I do now, as Mayor of the City of Mount Vernon, Indiana, approve said Ordinance and return the same to the Clerk-Treasurer this 22 day of January, 2015.

  
John M. Tucker, Mayor

ATTEST   
Crista L. Sitzman, Clerk-Treasurer



201500621

MARY RHOADES  
POSEY COUNTY RECORDER  
RECORDED ON  
02/18/2015 10:13:07AM  
REC FEE: 0.00

ORDINANCE NO. 2014-12-9A  
TOWN OF CYNTHIANA  
Page 1 of 2

AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF MOUNT  
VERNON, THE TOWN OF CYNTHIANA, THE TOWN OF POSEYVILLE AND  
UNINCORPORATED POSEY COUNTY CHAPTER 153-ZONING CODE, SECTION 153.181-  
PURPOSE, SECTION 153.183(J) - PARKING SURFACE, AND SECTION  
153.245 - VARIANCES

Be it ordained by the Cynthiana Town Council, Posey County, Indiana that the Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville and Unincorporated Posey County, Section 153.180 Off Street Parking Off-Street Loading, Section 153.181- Purpose, Section 153.183(J) - Parking Surface, and Section 153.245- Variances be amended as follows [deleted language is shown by ~~strike through~~ and new language is shown by underline]:

- I. The following amendments shall be made:
  - A. Section 153.181- PURPOSE shall be amended by adding the following statement to the last sentence of 153.181:  
"however, parking surface requirements in 153.183(J) shall apply".
  - B. Section 153.183(J) shall be amended and shall now read as follows:  
  
"With the exception of the Agricultural District, As set forth herein, unenclosed off-street parking areas, off-street loading areas and driveways associated therein shall be surfaced with an all-weather material. (See definition "all-weather material", Section 153.270.) Surfacing shall be completed prior to the initiation of the use.  
  
(1) Agriculture Zoning District and zoned areas designated as R-1, R-2, R-3 and RMH which are located in Unincorporated Posey County and not within City of Mount Vernon, Town of Cynthiana or Town of Poseyville; and zoned areas designated as B-1, B-1A, B-2 and B-3, which are located in Unincorporated Posey County and not within the City of Mount Vernon, Town of Cynthiana or Town of Poseyville; and zoned areas designated as PUD and R-O which are located in Unincorporated Posey County and not within City of Mount Vernon, Town of Cynthiana or Town of Poseyville - all weather material parking surface requirements shall not apply, subject to (5) below.  
  
(2) All zoned areas designated as Residential not excluded in (1) above- unenclosed parking areas, off street loading areas and driveways associated therein shall be surfaced with all-weather material. (See definition "all-weather material", Section 153.270) Surfacing shall be completed prior to the initiation of the use.  
  
(3) All PUD, O, R-O, Business, Commercial and CBD Zoning Districts, not excluded in (1) above - unenclosed off-street parking areas, off-street loading areas and driveways

ORDINANCE NO. 2014-12-9-A  
TOWN OF CYNTHIANA  
Page 2 of 2

associated therein shall be surfaced with an all-weather material. (See definition "all-weather material", Section 153.270) Surfacing shall be completed prior to the initiation of the use.

(4) All Manufacturing Zoning Districts - All-weather material parking surface requirement shall only apply to the required parking spaces.

(5) Notwithstanding (1)-(4) above, ALL zoning districts must comply with the following: All transitions or approaches to a paved roadway shall be constructed with a six (6) foot all-weather material approach to the paved roadway. Paved roadway excludes "chip and seal".

(6) Nothing in (1)-(5) above supersedes any local, state or federal requirement in contradiction with these provisions.

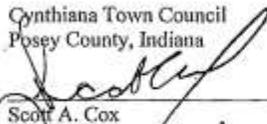
C. Section 153.245(C)(8) shall be amended to read as follows:

"The modification of the parking and loading requirements as provided in Section 153.183(J)(2) and 153.185."

II. This Ordinance shall be in full force upon its passage.

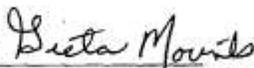
ORDAINED AND PASSED by the Cynthiana Town Council, Posey County, Indiana, this  
9 day of DECEMBER, 2014

Cynthiana Town Council  
Posey County, Indiana

  
Scott A. Cox

  
Patricia M. Wilson

  
Gary L. Smith

Attest:   
Clerk-Treasurer



201500622

MARY RHOADES  
POSEY COUNTY RECORDER  
RECORDED ON  
02/18/2015 10:13:08AM  
REC FEE:0.00  
PAGES: 2

ORDINANCE NO. 2014-120101  
POSEY COUNTY COMMISSIONERS  
Page 1 of 2

AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF MOUNT VERNON, THE TOWN OF CYNTHIANA, THE TOWN OF POSEYVILLE AND UNINCORPORATED POSEY COUNTY CHAPTER 153-ZONING CODE, SECTION 153.181-PURPOSE, SECTION 153.183(J) - PARKING SURFACE, AND 153.245 - VARIANCES

Be it ordained by the Posey County Commissioners, Posey County, Indiana that the Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville and Unincorporated Posey County, Section 153.180 Off Street Parking Off-Street Loading, Section 153.181-Purpose, Section 153.183(J) - Parking Surface, and Section 153.245- Variances be amended as follows [deleted language is shown by ~~strikethrough~~ and new language is shown by underline]:

- i. The following amendments shall be made:
  - A. Section 153.181- PURPOSE shall be amended by adding the following statement to the last sentence of 153.181:  
~~"however, parking surface requirements in 153.183(J) shall apply".~~
  - B. Section 153.183(J) shall be amended and shall now read as follows:  
~~"With the exception of the Agricultural District, As set forth herein, unenclosed off-street parking areas, off-street loading areas and driveways associated therein shall be surfaced with an all-weather material. (See definition "all-weather material", Section 153.270.) Surfacing shall be completed prior to the initiation of the use.~~  
  
(1) Agriculture Zoning District and zoned areas designated as R-1, R-2, R-3 and RMH which are located in Unincorporated Posey County and not within City of Mount Vernon, Town of Cynthiana or Town of Poseyville; and zoned areas designated as B-1, B-1A, B-2 and B-3, which are located in Unincorporated Posey County and not within the City of Mount Vernon, Town of Cynthiana or Town of Poseyville; and zoned areas designated as PUD and R-O which are located in Unincorporated Posey County and not within City of Mount Vernon, Town of Cynthiana or Town of Poseyville - all weather material parking surface requirements shall not apply, subject to (5) below.  
  
(2) All zoned areas designated as Residential not excluded in (1) above- unenclosed parking areas, off street loading areas and driveways associated therein shall be surfaced with all-weather material. (See definition "all-weather material", Section 153.270) Surfacing shall be completed prior to the initiation of the use.  
  
(3) All PUD, O, R-O, Business, Commercial and CBD Zoning Districts, not excluded in (1) above - unenclosed off-street parking areas, off-street loading areas and driveways

ORDINANCE NO. 201 -  
POSEY COUNTY COMMISSIONERS  
Page 2 of 2

associated therein shall be surfaced with an all-weather material. (See definition "all-weather material", Section 153.270) Surfacing shall be completed prior to the initiation of the use.

(4) All Manufacturing Zoning Districts - All-weather material parking surface requirement shall only apply to the required parking spaces.

(5) Notwithstanding (1)-(4) above, ALL zoning districts must comply with the following: All transitions or approaches to a paved roadway shall be constructed with a six (6) foot all-weather material approach to the paved roadway. Paved roadway excludes "chip and seal".

(6) Nothing in (1)-(5) above supersedes any local, state or federal requirement in contradiction with these provisions.

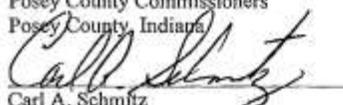
C. Section 153.245(C)(8) shall be amended to read as follows:

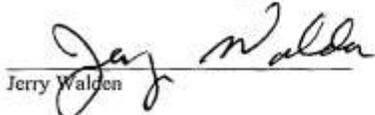
"The modification of the parking and loading requirements as provided in Section 153.183(J)(2) and 153.185."

ii. This Ordinance shall be in full force upon its passage.

ORDAINED AND PASSED by the Posey County Commissioners, Posey County, Indiana, this  
1st day of December, 2014

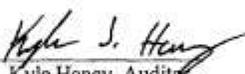
Posey County Commissioners  
Posey County, Indiana

  
Carl A. Schmitz

  
Jerry Walden

  
James Alsop

Attest:

  
Kyle Haney, Auditor



201500623

MARY RHOADES  
POSEY COUNTY RECORDER  
RECORDED ON  
02/18/2015 10:13:09AM  
REC FEE:0.00  
PAGES: 4

ORDINANCE NO. 201 -  
TOWN OF POSEYVILLE  
Page 1 of 2

**AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF MOUNT VERNON, THE TOWN OF CYNTHIANA, THE TOWN OF POSEYVILLE AND UNINCORPORATED POSEY COUNTY CHAPTER 153-ZONING CODE, SECTION 153.181-PURPOSE, SECTION 153.183(J) - PARKING SURFACE, AND SECTION 153.245 - VARIANCES**

Be it ordained by the Poseyville Town Council, Posey County, Indiana that the Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville and Unincorporated Posey County, Section 153.180 Off Street Parking Off-Street Loading, Section 153.181- Purpose, Section 153.183(J) - Parking Surface, and Section 153.245- Variances be amended as follows [deleted language is shown by ~~strikethrough~~ and new language is shown by underline]:

I. The following amendments shall be made:

A. Section 153.181- PURPOSE shall be amended by adding the following statement to the last sentence of 153.181:

"however, parking surface requirements in 153.183(J) shall apply".

B. Section 153.183(J) shall be amended and shall now read as follows:

~~"With the exception of the Agricultural District, As set forth herein, unenclosed off-street parking areas, off-street loading areas and driveways associated therein shall be surfaced with an all-weather material. (See definition "all-weather material", Section 153.270.) Surfacing shall be completed prior to the initiation of the use.~~

(1)Agriculture Zoning District and zoned areas designated as R-1, R-2, R-3 and RMH which are located in Unincorporated Posey County and not within City of Mount Vernon, Town of Cynthiana or Town of Poseyville; and zoned areas designated as B-1, B-1A, B-2 and B-3, which are located in Unincorporated Posey County and not within the City of Mount Vernon, Town of Cynthiana or Town of Poseyville; and zoned areas designated as PUD and R-O which are located in Unincorporated Posey County and not within City of Mount Vernon, Town of Cynthiana or Town of Poseyville - all weather material parking surface requirements shall not apply, subject to (5) below.

(2) All zoned areas designated as Residential not excluded in (1) above- unenclosed parking areas, off street loading areas and driveways associated therein shall be surfaced with all-weather material. (See definition "all-weather material", Section 153.270) Surfacing shall be completed prior to the initiation of the use,

(3)All PUD, O, R-O, Business, Commercial and CBD Zoning Districts, not excluded in(1) above - unenclosed off-street parking areas, off-street loading areas and driveways

ORDINANCE NO. 201\_\_\_\_\_  
TOWN OF POSEYVILLE  
Page 2 of 2

associated therein shall be surfaced with an all-weather material. (See definition "all-weather material", Section 153.270) Surfacing shall be completed prior to the initiation of the use.

(4) All Manufacturing Zoning Districts - All-weather material parking surface requirement shall only apply to the required parking spaces.

(5) Notwithstanding (1)-(4) above, ALL zoning districts must comply with the following: All transitions or approaches to a paved roadway shall be constructed with a six (6) foot all-weather material approach to the paved roadway. Paved roadway excludes "chip and seal".

(6) Nothing in (1)-(5) above supersedes any local, state or federal requirement in contradiction with these provisions.

C. Section 153.245(C)(8) shall be amended to read as follows:

"The modification of the parking and loading requirements as provided in Section 153.183(J)(2) and 153.185."

II. This Ordinance shall be in full force upon its passage.

ORDAINED AND PASSED by the Poseyville Town Council, Posey County, Indiana, this  
\_\_\_\_\_ day of \_\_\_\_\_, 201\_\_\_\_

No action.  
Passed upon recommendation  
from Area Plan Commission  
IC 36-7-4-607(e)(3)

Poseyville Town Council  
Posey County, Indiana

\_\_\_\_\_  
Bruce Baker

\_\_\_\_\_  
Steve Ahrens

\_\_\_\_\_  
Ron Fallowfield

Attest: \_\_\_\_\_  
Clerk-Treasurer

POSEY COUNTY  
AREA PLAN COMMISSION  
126 EAST THIRD STREET  
MT. VERNON, INDIANA 47620  
812-838-1323

November 14, 2014

COPY

Dear Poseyville Town Council,

This letter is to certify that the Posey County Area Plan Commission met on November 13, 2014 with a quorum present. The Posey County Area Plan Commission heard the following:

The Zoning Ordinance of the City of Mount Vernon, the Town of Cynthiana, the Town of Poseyville and Unincorporated Posey County, Section 153.180 Off Street Parking Off-Street Loading, Section 153.181-Purpose, Section 153.183(J) - Parking Surface, and Section 153.245- Variances be amended as follows [deleted language is shown by ~~striketrough~~ and new language is shown by underline]:

I. The following amendments shall be made:

- A. Section 153.181- PURPOSE shall be amended by adding the following statement to the last sentence of 153.181:

"however, parking surface requirements in 153.183(J) shall apply".

- B. Section 153.183(J) shall be amended and shall now read as follows:

~~"With the exception of the Agricultural District, As set forth herein, unenclosed off-street parking areas, off-street loading areas and driveways associated therein shall be surfaced with an all-weather material. (See definition "all-weather material", Section 153.270.) Surfacing shall be completed prior to the initiation of the use.~~

(1) Agriculture Zoning District and zoned areas designated as R-1, R-2, R-3 and RMH which are located in Unincorporated Posey County and not within City of Mount Vernon, Town of Cynthiana or Town of Poseyville; and zoned areas designated as B-1, B-1A, B-2 and B-3, which are located in Unincorporated Posey County and not within the City of Mount Vernon, Town of Cynthiana or Town of Poseyville; and zoned areas designated as PUD and R-O which are located in Unincorporated Posey County and not within City of Mount Vernon, Town of Cynthiana or Town of Poseyville - all weather material parking surface requirements shall not apply, subject to (5) below.

(2) All zoned areas designated as Residential not excluded in (1) above- unenclosed parking areas, off street loading areas and driveways associated therein shall be surfaced with all-weather material. (See definition "all-weather material", Section 153.270) Surfacing shall be completed prior to the initiation of the use.

(3) All PUD, O, R-O, Business, Commercial and CBD Zoning Districts, not excluded in (1) above - unenclosed off-street parking areas, off-street loading areas and driveways associated therein shall be surfaced with an all-weather material. (See definition "all-weather material", Section 153.270) Surfacing shall be completed prior to the initiation of the use.

(4) All Manufacturing Zoning Districts - All-weather material parking surface requirement shall only apply to the required parking spaces.

(5) Notwithstanding (1)-(4) above, ALL zoning districts must comply with the following: All transitions or approaches to a paved roadway shall be constructed with a six (6) foot all-weather material approach to the paved roadway. Paved roadway excludes "chip and seal".

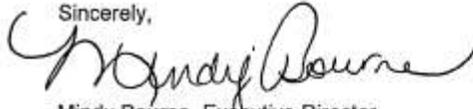
(6) Nothing in (1)-(5) above supersedes any local, state or federal requirement in contradiction with these provisions.

C. Section 153.245(C)(8) shall be amended to read as follows:

"The modification of the parking and loading requirements as provided in Section 153.183(J)(2) and 153.185."

Larry Williams made a motion in the affirmative to recommend approval for the proposed amendment to the Zoning Ordinance of the City of Mt. Vernon, Town of Cynthiana, Town of Poseyville and Unincorporated Posey County. Motion seconded by Don Mattingly. The motion was carried by roll call vote (5-0) Yes.

Sincerely,



Mindy Bourne, Executive Director  
Posey County Area Plan Commission



APC RESOLUTION  
PAGE 2 of 2

Mount Vernon, Town of Cynthiana or Town of Poseyville - all weather material parking surface requirements shall not apply, subject to (5) below.

(2) All zoned areas designated as Residential not excluded in (1) above- unenclosed parking areas, off street loading areas and driveways associated therein shall be surfaced with all-weather material. (See definition "all-weather material", Section 153.270) Surfacing shall be completed prior to the initiation of the use.

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(4) All Manufacturing Zoning Districts - All-weather material parking surface requirement shall only apply to the required parking spaces.

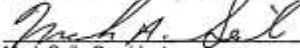
(5) Notwithstanding (1)-(4) above, ALL zoning districts must comply with the following: All transitions or approaches to a paved roadway shall be constructed with a six (6) foot all-weather material approach to the paved roadway. Paved roadway excludes "chip and seal".

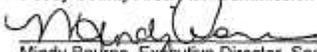
(6) Nothing in (1)-(5) above supersedes any local, state or federal requirement in contradiction with these provisions.

C. Section 153.245(C)(8) shall be amended to read as follows:

"The modification of the parking and loading requirements as provided in Section 153.183(J)(2) and 153.185."

So RESOLVED AND PASSED this 13<sup>th</sup> Day of November, 2014.

  
\_\_\_\_\_  
Mark Seib, President  
Posey County Area Plan Commission

  
\_\_\_\_\_  
Mindy Bourne, Executive Director, Secretary  
Posey County Area Plan Commission