

# HOUSE BILL No. 1300

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** None (noncode).

**Synopsis:** Zoning public question. Requires the placement of a public question on the ballot at a special election held in the Town of Paoli during the 1998 primary election asking the voters of Paoli whether the town council should adopt a zoning ordinance for the town. Requires the town council to adopt a zoning ordinance for the town if a majority of the voters who vote on the public question vote in favor of adoption of a zoning ordinance.

**Effective:** Upon passage.

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January 13, 1998, read first time and referred to Committee on Rules and Legislative Procedures.

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Introduced

Second Regular Session 110th General Assembly (1998)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1997 General Assembly.

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## HOUSE BILL No. 1300

A BILL FOR AN ACT concerning local government.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. [EFFECTIVE UPON PASSAGE] (a) **This SECTION**  
2 **applies to a county:**  
3 (1) **having a population of more than eighteen thousand three**  
4 **hundred (18,300) but less than eighteen thousand five**  
5 **hundred (18,500); and**  
6 (2) **whose county seat is a town.**  
7 (b) **A public question shall be placed on the ballot at a special**  
8 **election held in the county seat on May 5, 1998, asking voters**  
9 **whether the town council should adopt a zoning ordinance for the**  
10 **town. The public question must read as follows:**  
11 **"Shall the Town Council of the Town of (insert the name of**  
12 **the town) adopt a zoning ordinance for the Town of (insert the**  
13 **name of the town)?"**  
14 (c) **Above the public question stated in subsection (b) the county**  
15 **election board shall place the following statement:**  
16 **"If a majority of the voters of the Town of (insert the name of**  
17 **the town) who vote on this public question vote "Yes", the**  
18 **Town Council of the Town of (insert the name of the town)**



1           will be required under Indiana law to adopt a zoning  
2           ordinance for the Town of (insert the name of the town)."  
3           (d) The county election board shall tabulate the votes cast on the  
4           public question described in this SECTION and certify the results  
5           under IC 3-12-4-9. The county election board shall send a copy of  
6           the certification to the following:  
7                 (1) The president of the town council.  
8                 (2) The judge of the circuit court having jurisdiction in the  
9                 county.  
10           (e) Subject to this SECTION, IC 3-10-8 and IC 3-10-9 apply to  
11           the special election required by this SECTION.  
12           (f) If a majority of the voters of the county seat who vote on the  
13           public question vote "Yes" on the public question, the town council  
14           of the county seat shall adopt a zoning ordinance for the town not  
15           later than January 1, 2000, under applicable Indiana law for the  
16           adoption of zoning ordinances.  
17           (g) This SECTION expires January 1, 2001.  
18           SECTION 2. An emergency is declared for this act.

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