

FLOYD COUNTY RESOLUTION 2004-IV
A RESOLUTION PERTAINING TO CERTAIN AMENDMENTS TO
FLOYD COUNTY ORDINANCE A67-4

WHEREAS, on the 7th day of August, 1967, the Floyd County, Indiana, Zoning Ordinance, being Floyd County Ordinance A67-4, was duly adopted by the Board of Commissioners of the County of Floyd (Board), which said ordinance has been modified and amended from time to time; and

WHEREAS, on the 25th day of August, 1968, the Subdivision Control Ordinance of Floyd County, Indiana, being Floyd County Ordinance 68-1, was duly adopted by the Board, which said ordinance has been modified and amended from time to time; and

WHEREAS, on the 29th day of December, 2003, the Floyd County Plan Commission (Commission), pursuant to the provisions of IC 36-7-4-605 and after conducting a public hearing on the 17th day of December, 2003, as required by law, certified to the Board certain amendments to Floyd County Ordinance A67-4 and 68-1; and

WHEREAS, the Board published notice of its intention to consider the proposed amendments as required by the provisions of IC 36-7-4-607, on the 1st day of January 2004, approved the amendments to said ordinances as certified; and

WHEREAS, the Board is desirous by this resolution of proposing a further amendment to Floyd County Ordinance A67-4.

NOW THEREFORE,

BE IT RESOLVED, that each of the recitals set forth herein be, and each of them hereby are, incorporated herein and made a part of this resolution as if set forth in full herein.

BE IT FURTHER RESOLVED, that paragraph 3(b) of subsection 3, Section 2.05 of Floyd County Ordinance A67-4, as amended by the Board on the 1st day of January, 2004, be, amended to read:

The proliferation of Package Wastewater Treatment Plants of small capacity or which are intended to serve but a single subdivision is found to be inconsistent with the achievement of the most cost efficient and environmentally sound waste disposal

system for Floyd County, and is in contravention of the goals and policies of the Comprehensive Plan for Floyd County. A proposed plant having the minimum capacity specified by this ordinance; which is designed so as to be expanded as herein provided; and, which is to be located not closer than 1/2 mile to an existing wastewater treatment plant (whether privately or publicly owned and/or operated), is deemed to satisfy this guideline, even though only a single subdivision or development will be initially served."

BE IT FURTHER RESOLVED, that the proposed amendment to Floyd County Ordinance A67-4 be referred to the Floyd County Plan Commission for hearing and recommendation thereon pursuant to the provisions of IC 36-7-4-607.

SO RESOLVED This 6th day of January, 2004.

BOARD OF COMMISSIONERS
OF THE COUNTY OF FLOYD

John C. [Signature]
MEMBER

Mike [Signature]
MEMBER

Charles A. [Signature]
MEMBER

ATTEST:

Jessica A. Plais
FLOYD COUNTY AUDITOR