

ORDINANCE 2021- 09

AN ORDINANCE AMENDING THE ZONING ORDINANCE

FOR THE CITY OF AUSTIN, INDIANA

**WHEREAS**, the City Council of Austin, Indiana has adopted the Zoning Ordinance as Ordinance No. 1991-07; and

**WHEREAS**, a recommendation has been made that the Zoning Ordinance be modified; and

**WHEREAS**, both the City of Austin Advisory Plan Commission and the members of the Common Council have reviewed such recommendation, and believe such recommendation should be followed.

**THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF AUSTIN** that the City of Austin, Indiana Code of Ordinances is hereby amended and recodified as follows:

**SECTION 1.** Section 152.055 R-1 RESIDENCE ZONE - ONE-FAMILY RESIDENCE ZONE subsection (E) *Side yard setback - interior lots* shall be amended as following:

There shall be two side yard setbacks of an interior lot, each being a minimum eight (8) feet in width measured at right angles to the side property line.

**SECTION 2:** This Ordinance shall have no effect upon any other provisions of the Zoning Ordinance except as herein provided, and all other sections of said Title not inconsistent herewith shall remain the same.

**SECTION 3:** If any section, subsection, paragraph, sentence, clause or phrase of this Ordinance is declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the other remaining parts.

**SECTION 4.** This Ordinance shall be in full force and effect from and after its passage, approval, and publication according to law.

PASSED AND ADOPTED by the Common Council of the City of Austin, Indiana on

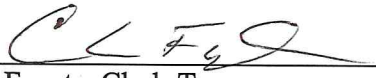
Apr. 1 18<sup>th</sup> by a vote of 5 to 0.

  
ROGER HAWKINS, Mayor  
Presiding Officer

Attest:

  
Chris Fugate, Clerk-Treasurer

Presented by me to the Mayor of the City of Austin for his approval or veto pursuant to Indiana Code § 36-4-6-15 and 16, this 13 day of April at 6:38 p.m.

  
Chris Fugate, Clerk-Treasurer

This Ordinance having been passed by the legislative body and presented to me is approved by me and duly adopted, pursuant to Indiana Code § 36-4-6-16(a)(1), this 13 day of April at 6:38 p.m.

  
Roger Hawkins, Mayor

Attest:

  
Chris Fugate, Clerk-Treasurer

Prepared by: **Joshua Stigdon, HOUSTON, THOMPSON and LEWIS, PC**  
**49 E. Wardell Street, Scottsburg, IN 47170**

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each social security number in the document, unless required by law. Joshua Stigdon