

ORDINANCE NO. 1800

AN ORDINANCE AMENDING CHAPTER 26 ARTICLE 6 OF THE TOWN OF MUNSTER MUNICIPAL CODE PERMITTING CHANGEABLE COPY ON GAS STATION MONUMENT SIGNS

WHEREAS, the Town of Munster and its Staff have reviewed and recommended various changes to the Town of Munster Zoning Code; and

WHEREAS, based upon those recommendations, the Munster Plan Commission conducted a public hearing on PC Docket No. 20-006 on June 9, 2020 after due notice as required by law on the proposed amendment; and

WHEREAS, the Town of Munster, after said public hearing and after due deliberation, has concluded that amendments to Chapter 26 Article 6, Character-Based Code, are appropriate; and

WHEREAS, the Munster Town Council deems it to be in the best interest of the general health, safety, and welfare of the citizens of the Town of Munster to amend Chapter 26, Section 6 Character-Based Code of the Munster Code of Ordinances, and more particularly, Section 26-6.701.B.5.s of the Munster Zoning Ordinance, now, therefore, be it

ORDAINED, THAT THE MUNSTER LAND DEVELOPMENT CODE BE AMENDED AS FOLLOWS:

CHAPTER 26 – ARTICLE 6 is amended as set forth herein.

Article 1. Statutory Authorization, Certification, and Purpose.

Section A. Statutory Authorization.

The Indiana Legislature has in I.C. 36-7-4, et seq., granted the power to local government units to control land use within their jurisdictions. Therefore, the Town Council of the Town of Munster does hereby adopt the following regulations.

Section B. Certification per I.C. 36-7-4-605.

- (1) The Plan Commission of the Town of Munster has studied and reviewed the previous ordinances of the Town of Munster, as amended, and has found the same to be in need of revision.
- (2) The Plan Commission has approved the changes in CHAPTER 26 – SECTION 6, and has forwarded to the Town Council revisions with a favorable recommendation, which Certification is dated June 17, 2020, and is in the following words and figures, to-wit:

Section C. Statement of Purpose.

It is the purpose of this Ordinance to revise the Munster Zoning Ordinances and promote the public health, safety, aesthetics and general welfare of the Town of Munster and to establish a site plan review committee.

Article 2. Character Based Code

Chapter 26, Article 6 is amended as follows:

Section 26-6.701.B.5.s

No Sign may have changeable copy except for a Canopy Sign with physically changeable letters, or an Outdoor Display Case with removable printed items, a Sandwich Board Sign, or ~~a Sign on a gasoline pump permitted under Section 26-6-701-B.5.g.ii.~~ a monument sign, located at a gasoline station, with physically changeable or static electronic or digital letters and numbers that conform to all other monument sign standards.

Article 3. Severability.

If any section, clause, sentence or phrase of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way effect the validity of the remaining portions of this Ordinance.

Article 4. Effective Date.

This Ordinance shall be in full force and effect from and after its passage and signing by the members of the Munster Town Council.

ORDAINED AND ADOPTED by the Town Council of the Town of Munster, Lake County, Indiana, this 6 day of July, 2020, by a vote of 5 in favor and 0 opposed.

Town Council of the Town of Munster,
Lake County, Indiana

Lee Ann Mellon
Lee Ann Mellon, President

ATTEST:

Wendy Mis
Wendy Mis, Clerk-Treasurer