

ORDINANCE NO. 35-2008

**AN ORDINANCE REPEALING THE CITY OF VALPARAISO ZONING ORDINANCE
AND ADOPTING THE CITY OF VALPARAISO, INDIANA, UNIFIED
DEVELOPMENT ORDINANCE**

WHEREAS, the City of Valparaiso's current Zoning Ordinance was adopted by the Common Council of the City of Valparaiso in Ordinance No. 17-1969, as amended; and

WHEREAS, the City of Valparaiso has undertaken the process to review and revise its current Zoning Ordinance, and, as result of said process, the City of Valparaiso has drafted the City of Valparaiso Unified Development Ordinance; and

WHEREAS, extensive discussions were held with the general public and other interested parties concerning the proposed Unified Development Ordinance; and

WHEREAS, the City of Valparaiso Plan Commission voted to recommend the approval of the proposed Unified Development Ordinance by a 7-0 vote on October 13, 2008.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Valparaiso, Porter County, Indiana, as follows:

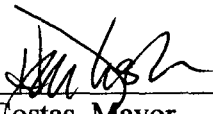
1. The City of Valparaiso Unified Development Ordinance is hereby adopted; and
2. The following ordinances were hereby repealed in their entirety:
 - a. Ordinance No. 17-1969, as amended constituting the current Zoning Ordinance; and
 - b. Chapter 120 of the City of Valparaiso Code of Ordinances.

The City of Valparaiso Unified Development Ordinance shall not be in full force and effect until such time as the Common Council adopts the revised City of Valparaiso Zoning Map. Until such time as the Common Council adopts the revised City of Valparaiso Zoning Map, the current Zoning Ordinance remains in full force and effect. Nothing in this Ordinance shall be interpreted as repealing the City of Valparaiso's current Zoning Map which Map remains in full force and effect.

If any portion of this Ordinance shall be held to be invalid or unconstitutional by any court of competent jurisdiction, such decision shall not affect any other portion or provision of this Ordinance.

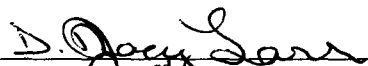
All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency. It is provided, however, that such repeal shall be only to the extent of such inconsistency, and in all other respects the ordinances or parts of ordinances are hereby ratified, re-established and confirmed.

PASSED AND ADOPTED by the Common Council of the City of Valparaiso, Indiana, by a 4-0 vote of all members present and voting this 27th day of Oct, 2008.


Jon Costas, Mayor

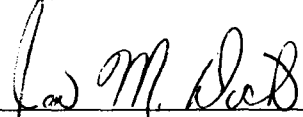
absent
Al Eisenmenger, 2nd Dist., Council President

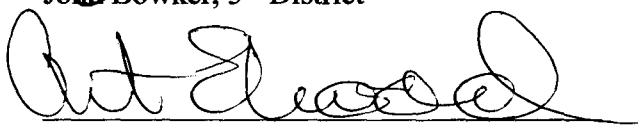
absent
Bob Taylor, 1st District


Joey Larr, 3rd District

absent
Kelly Ward, 4th District


John Bowker, 5th District

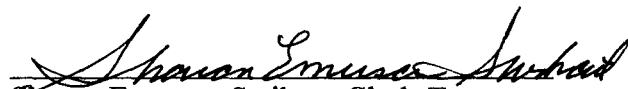

Jan Dick, Council at Large


Art Elwood, Council at Large

ATTEST:


Sharon Emerson Swihart, Clerk-Treasurer

Presented by me to the Mayor of the City of Valparaiso, Indiana, this 27th day of Oct, 2008 at the hour of 7:35 o'clock P.M.


Sharon Emerson Swihart, Clerk-Treasurer

This Ordinance approved and signed by me this 27th day of Oct, 2008 at the hour of 7:35 o'clock P.M.


Sharon Emerson Swihart, Clerk Treasurer