

ORDINANCE NO. 38, 2002

AN ORDINANCE AMENDING CHAPTER 118 OF THE MUNICIPAL CODE ENTITLED
"HISTORIC PRESERVATION"

WHEREAS, the City of Valparaiso created a Historic Preservation Commission through Chapter 118 of the Municipal Code; and

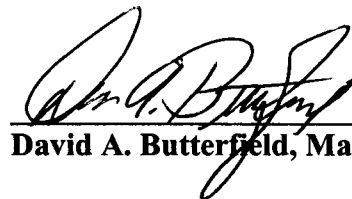
WHEREAS, the Historic Preservation Commission has been reviewing the Historic Preservation Ordinance and has done continuing research and study of historic building and properties within the City of Valparaiso;

WHEREAS, the Historic Preservation Commission has requested an amendment be made to Chapter 118 of the Municipal Code.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Valparaiso that the following section has been added to the Municipal Code of the City of Valparaiso and shall read as follows:

SEE ATTACHED EXHIBIT

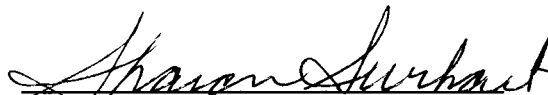
PASSED by the Common Council of the City of Valparaiso, Indiana, by a 7-0 vote of all members present and voting this 9th day of December, 2003.


David A. Butterfield, Mayor

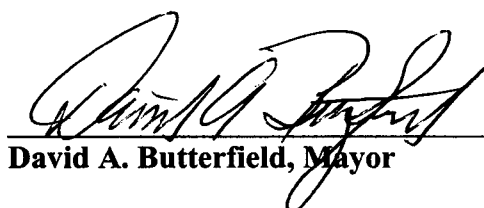
ATTEST:


Sharon Swihart, Clerk-Treasurer

Presented by me to the Mayor of the City of Valparaiso, Indiana, this 9th day of Dec, 2003, at 7:06 o'clock p.m.


Sharon Swihart, Clerk-Treasurer

This Ordinance approved and signed by me this 9th day of Dec, 2003, at 7:06 o'clock p.m.


David A. Butterfield, Mayor

SECTION 118.05a INTERIM PROTECTION FOR HISTORIC STRUCTURES OUTSIDE HISTORIC DISTRICTS

- (a) *As used in this chapter, interim report refers to the **Porter County Interim Report - The Indiana Historic Sites and Structure Inventory** as originally compiled and as may, from time to time, be amended.*
- (b) *No demolition permit shall be issued for any structure outside a historic district which is designated in the interim report as outstanding, notable, or contributing, except under the following conditions:*
 - (1) *That the Building Commissioner's Office shall give, within three (3) business days of the application for demolition permit, the commission notice of the application providing the commission with the name, address and phone number of the owner of the structure. Notice to the commission shall be deemed effective as of the date of mailing of said notice. The commission shall provide the Building Department of the City of Valparaiso with the current address and name of the individual representing the commission, to who notice should be given. The demolition permit will be placed on the agenda for public input and discussion at the next scheduled meeting of the Historic Preservation Commission.*
 - (2) *That the owner not begin demolition any sooner than ninety (90) days from the date of mailing of notice to the commission.*
 - (3) *That the owner, upon application, shall place upon the property where the structure is located in plain public view, a sign, as provided by the city, meeting the standards set forth in Article IX(Sign Ordinance) of the Valparaiso Zoning Ordinance informing the public of the proposed demolition of building. Said sign shall set forth the address and phone number of the City Building Commissioner's Office and shall be in such form as approved by the commission. City Building Commissioner's Office shall notify the commission of the name and phone number of any individual making an inquiry.*
- (c) *The ninety (90) day delay period provided for in subsection (b) may be waived by the Board of Works and Public Safety upon the finding of an emergency based upon a danger to the public health, welfare, or safety, or upon a finding that the structure has been substantially destroyed by fire, weather or other causes.*
- (d) *It is solely the intent and purpose of the provision to give the commission sufficient time to notify the owner of the historic value of the property and to seek preservation of the site. The commission shall have no authority to prevent the issuance of the permit after the ninety (90) day notice. This division shall not apply to structures within a historic district.*