Passed 7-2
(Banach, Sabbaugh)

ORDINANCE 01-01

TO AMEND THE TEXT OF TITLE 20
OF THE BLOOMINGTON MUNICIPAL CODE ENTITLED, "ZONING"
(Eliminating Surface Parking as a Permitted Use in the Downtown Commercial (CD) District)

WHEREAS, on May 1, 1995 the Common Council adopted Ordinance 95-21, which repealed and replaced Title 20 of the Bloomington Municipal Code entitled "Zoning," as well as the incorporated zoning maps, and Title 21, entitled "Land Use and Development"; and

WHEREAS, the Bloomington Plan Commission has considered ZO-33-00, which would amend the text of Title 20 in order to eliminate surface parking as a permitted use in the Downtown Commercial (CD) District, and has forwarded the proposal to the Common Council with a recommendation that it be adopted;

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

SECTION 1. Section 20.02.01.00 of the Bloomington Municipal Code entitled "General Definitions" shall be amended such that the reference to "Garage, Parking" reads as follows:

> Garage, Parking. "Parking Garage" means any multistory building, except a private garage, used exclusively for parking of self-propelled vehicles on any floor other than the ground floor.

SECTION 2. Section 20.07.10.02 of the Bloomington Municipal Code regarding "Permitted Uses" in the Commercial Downtown (CD) District shall be amended such that the reference to "Parking lots and garages" shall now read:

> "Parking garages"

SECTION 3. Table 7-1 in Section 20.07.16.01 of the Bloomington Municipal Code, entitled "Summary of District Uses" shall be amended such that the reference to "Parking garages as a principal use" shall now read "Parking garages" and the reference to "Parking lots and garages" shall now read "Parking Lots" and the columns regarding those types of uses in the "CG", "CA, and "CD" districts shall read as follows:

TYPE OF USE	CG	CA	CD
Parking garages	15	15	P
Parking lots	15	15	

SECTION 4. Severability. If any section, sentence, or provision of this ordinance or the application thereof to any person or circumstances shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions, or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

SECTION 5. This ordinance shall be in full force and effect from and after its passage by the Common Council and approval by the Mayor and promulgation by law.

PASSED AND ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 21st day of February, 2001.

Patricia Cole

PATRICIA COLE, President
Bloomington Common Council

ATTEST:

Regina Moore

REGINA MOORE, Clerk
City of Bloomington

PRESENTED by me to Mayor of the City of Bloomington, Monroe County, Indiana, upon this 22nd day of February, 2001.

Regina Moore

REGINA MOORE, Clerk
City of Bloomington

SIGNED AND APPROVED by me upon this 2nd day of February, 2001.

JOHN FERNANDEZ, Mayor
City of Bloomington

SYNOPSIS

This ordinance amends various sections of Title 20 of the Bloomington Municipal Code, entitled "Zoning," in order to eliminate surface parking as a permitted use in the Commercial Downtown (CD) District.

Signed copies to: Controller
Planning
Legal
Parking
CAFR