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ORDINANCE 14-12

**TO AMEND CHAPTER 20 (UNIFIED DEVELOPMENT ORDINANCE)
OF THE BLOOMINGTON MUNICIPAL CODE
(Codifying Departmental Reorganization Proposed in Ordinance 14-10
and Using this Occasion to Fix Typographical Errors and to
Render Applicable Sections Reflective of the City's Practices and Policies)**

WHEREAS, in an effort to effectively and efficiently operate, the City's Administration has proposed a number of organizational changes via Ordinance 14-10;

WHEREAS, the Common Council passed Ordinance 14-10 on July 2, 2014;

WHEREAS, adoption of Ordinance 14-10 requires numerous changes to the Title 20 of the Bloomington Municipal Code to reflect the aforementioned reorganization;

WHEREAS, these changes include renaming City departments and reassigning job duties; fixing typographical errors; and making other changes to provide that the Bloomington Municipal Code mirrors current City practice;

WHEREAS, On July 7, 2014, the Plan Commission considered this case, ZO-18-14, and made a positive recommendation in favor of the package of amendments to the UDO, as described herein;

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

SECTION 1. The Section heading for Section 20.01.390, currently entitled "Planning Department", shall be renamed to read "Planning and Transportation Department" and the name change shall be reflected in the table of contents for Chapter 20.01.

SECTION 2. Wherever the term "Planning Department" is referenced in the *subheadings* noted herein, all located in Title 20, entitled "Unified Development Ordinance", the same shall be renamed to read "Planning and Transportation Department":

- Subsection 20.04.080(e)
- Subsection 20.04.090(e)
- Subsection 20.09.180(e)
- Subsection 20.09.190(e)
- Subsection 20.09.240(f)
- Subsection 20.09.250(e)
- Subsection 20.09.260(f)
- Subsection 20.09.270(f)
- Subsection 20.09.340(e).

SECTION 3. Wherever the term "Planning Department" is referenced in the *sections* or *subsections* noted herein, all located in Title 20, entitled "Unified Development Ordinance", the same shall be renamed to read "Planning and Transportation Department":

- Subsection 20.01.300(c)
- Subsection 20.01.370(a)(11)
- Subsection 20.01.370(e)
- Subsection 20.01.380(e)
- Subsection 20.01.390(a)
- Subsection 20.01.390(b)
- Subsection 20.01.390(b)(2)
- Subsection 20.01.390(c)(1)
- Subsection 20.01.390(c)(2)
- Subsection 20.01.390(d)
- Subsection 20.01.390(h)
- Subsection 20.04.080(b)(1)
- Subsection 20.04.080(b)(2)

Subsection 20.04.080(b)(3)
Subsection 20.04.080(d)(1)
Subsection 20.04.080(e)(1)
Subsection 20.04.080(f)(3)
Subsection 20.04.090(d)(1)(L)
Subsection 20.04.090(e)(1)(A)
Subsection 20.04.090(e)(1)(C)
Subsection 20.04.090(e)(2)
Subsection 20.04.090(f)(2)
Subsection 20.05.041(a)(7)(D)
Subsection 20.05.048(d)(5)(E)
Subsection 20.05.048(d)(5)(E)(i)
Subsection 20.05.048(d)(5)(E)(i)(b)
Subsection 20.05.048(d)(5)(E)(ii)
Subsection 20.05.048(d)(5)(E)(iii)
Subsection 20.05.048(d)(5)(E)(iii)(a)
Subsection 20.05.048(d)(5)(E)(iii)(b)
Subsection 20.05.048(d)(5)(E)(iv)
Subsection 20.05.052(c)(3)
Subsection 20.05.052(c)(6)(A)
Subsection 20.05.052(c)(6)(B)
Subsection 20.05.070(e)(2)(B)
Subsection 20.05.070(m)(2)(C)
Subsection 20.05.076(b)
Subsection 20.05.080(a)(6)(B)
Subsection 20.05.093(b)(1)
Subsection 20.07.070(e)(7)(B)
Subsection 20.07.070(e)(7)(F)
Subsection 20.07.070(e)(8)(B)
Subsection 20.07.070(e)(8)(D)
Subsection 20.07.070(e)(9)(B)
Subsection 20.07.070(e)(9)(D)
Subsection 20.07.070(e)(10)(B)
Subsection 20.07.070(e)(10)(D)
Subsection 20.08.030(c)
Section 20.08.040
Subsection 20.09.030(a)(2)(A)
Subsection 20.09.030(d)
Subsection 20.09.050(e)
Subsection 20.09.060(b)
Subsection 20.09.060(d)(5)
Subsection 20.09.070(c)
Subsection 20.09.080(a)
Subsection 20.09.080(b)
Subsection 20.09.090(d)
Subsection 20.09.090(g)(2)
Subsection 20.09.120(e)(1)(B)
Subsection 20.09.120(e)(3)
Subsection 20.09.180(f)(4)
Subsection 20.09.180(h)(10)
Subsection 20.09.190(g)(12)
Subsection 20.09.210(d)(K)
Subsection 20.09.220(b)(6)
Subsection 20.09.230(b)(2)
Subsection 20.09.230(d)(4)
Subsection 20.09.250(c)(2)
Subsection 20.09.260(c)
Subsection 20.09.260(f)(2)(C)
Subsection 20.09.270(c)
Subsection 20.09.280(d)
Subsection 20.09.290(e)
Subsection 20.09.300(d)

Subsection 20.09.310(e)
Subsection 20.09.350(c)
Subsection 20.10.020(h)(1)
Subsection 20.10.020(h)(2).

SECTION 4. Wherever the term "Planning Department" is referenced in the *definitions* noted herein, all located in Section 20.11.020, entitled "Defined Words", the same shall be renamed to read "Planning and Transportation Department":

"Easement, Tree Preservation"
"Green Building Worksheet"
"Master Thoroughfare Plan"
"Planning Director"
"Planning Staff".

SECTION 5. Wherever the term "Planning Director" is referenced in the *sections* or *subsections* noted herein, all located in Title 20, entitled "Unified Development Ordinance", the same shall be renamed to read "Planning and Transportation Director":

Subsection 20.01.070(f)
Subsection 20.01.210(d)
Subsection 20.01.300(a)
Subsection 20.01.300(b)
Subsection 20.01.320(a)
Subsection 20.01.330(e)
Subsection 20.01.390(a)
Subsection 20.04.080(g)(2)(B)
Subsection 20.04.090(e)(1)(A)
Subsection 20.04.090(e)(1)(B)
Subsection 20.04.090(e)(1)(C)
Subsection 20.04.090(e)(1)(D)
Subsection 20.04.090(h)(1)
Subsection 20.05.009(d)(1)(A)
Subsection 20.05.009(d)(2)
Subsection 20.05.010(b)(4)(B)
Subsection 20.05.010(b)(5)(C)
Subsection 20.05.010(b)(6)(B)
Subsection 20.05.010(b)(6)(C)
Subsection 20.05.010(b)(7)(C)
Subsection 20.05.014(a)(1)
Subsection 20.05.020(k)(1)
Subsection 20.05.020(k)(2)
Subsection 20.05.031(e)
Subsection 20.05.035(l)(2)
Subsection 20.05.044(a)(4)
Subsection 20.05.048(d)(2)
Subsection 20.05.049(e)(1)
Subsection 20.05.057(b)(1)
Subsection 20.05.064(c)
Subsection 20.05.070(e)(2)(A)
Subsection 20.07.090(e)
Subsection 20.07.140(b)
Subsection 20.07.140(g)
Subsection 20.07.180(c)
Subsection 20.07.200(e)(1)
Subsection 20.09.060(e)(2)
Subsection 20.09.120(e)(1)(A)(vi)
Subsection 20.09.120(e)(9)(B)
Subsection 20.09.160(f)(2)
Subsection 20.09.180(i)(2)
Subsection 20.09.180(j)
Subsection 20.09.190(c)

Subsection 20.09.190(e)(2)(C)
Subsection 20.09.190(e)(2)(D)
Subsection 20.09.210(e)(2)
Subsection 20.09.250(e)
Subsection 20.09.260(f)(2)(A)
Subsection 20.09.260(f)(2)(B)
Subsection 20.09.260(f)(2)(C)
Subsection 20.09.340(c)
Subsection 20.09.340(e)(1)
Subsection 20.09.340(e)(2)
Subsection 20.09.340(f)(1)
Subsection 20.09.340(f)(2)
Subsection 20.09.340(f)(2)(A)
Subsection 20.09.340(i)(1)
Subsection 20.09.350(b)(2)
Section 20.10.010
Subsection 20.10.020(f)
Subsection 20.10.020(g)(1)(A)
Subsection 20.10.020(g)(1)(C)
Subsection 20.10.020(h)(1)
Section 20.10.030
Subsection 20.10.050(a)
Subsection 20.10.050(d)
Subsection 20.10.050(e).

SECTION 6. Wherever the term "Planning Director " is referenced in the *definitions* noted herein, all located in Section 20.11.020, entitled "Defined Words", the same shall be renamed to read "Planning and Transportation Director":

"Director"
"Official zoning map"
"Planning director"
"Planning staff"
"Waiver, design standards".

SECTION 7. Wherever the term "Planning staff" is referenced in the *sections* or *subsections* noted herein, all located in Title 20, entitled "Unified Development Ordinance", the same shall be renamed to read "Staff":

Subsection 20.01.370(a)(9)
Subsection 20.01.370(a)(21)
Subsection 20.01.370(f)
Subsection 20.01.380(g)(1)
Subsection 20.01.390(b)(4)
Subsection 20.01.390(c)(1)
Subsection 20.01.390(d)
Subsection 20.01.390(e)
Subsection 20.01.390(f)
Subsection 20.01.390(g)
Subsection 20.01.440(d)
Section 20.03.020
Section 20.03.030
Section 20.03.090
Section 20.03.100
Section 20.03.160
Section 20.03.170
Section 20.03.230
Section 20.03.240
Section 20.03.300
Section 20.03.310
Section 20.03.370
Section 20.03.380

Subsection 20.04.080(b)(1)
Subsection 20.04.080(b)(2)
Subsection 20.04.080(b)(3)
Subsection 20.04.080(d)(4)(B)
Subsection 20.04.080(d)(4)(H)
Subsection 20.04.080(e)(1)
Subsection 20.04.080(f)(4)
Subsection 20.04.090(e)(2)
Subsection 20.05.015(c)(1)(I)
Subsection 20.05.016(b)(1)(K)
Subsection 20.05.020(a)
Subsection 20.05.079(k)
Section 20.08.030
Section 20.08.040
Subsection 20.08.060(f)
Subsection 20.08.070(e)
Subsection 20.09.030(a)(2)(G)
Subsection 20.09.030(a)(2)(K)
Subsection 20.09.030(b)
Subsection 20.09.030(c)
Subsection 20.09.030(d)
Subsection 20.09.030(g)
Subsection 20.09.050(a)(1)
Subsection 20.09.060(a)
Subsection 20.09.060(e)(2)
Subsection 20.09.070(a)
Subsection 20.09.070(b)(1)
Subsection 20.09.070(c)
Subsection 20.09.080(a)
Subsection 20.09.090(a)
Subsection 20.09.090(b)
Subsection 20.09.090(c)
Subsection 20.09.090(c)(10)
Subsection 20.09.090(f)(1)
Subsection 20.09.090(g)(1)
Subsection 20.09.100(a)
Subsection 20.09.120(d)(1)
Subsection 20.09.120(d)(6)
Subsection 20.09.120(d)(6)(A)(ii)
Subsection 20.09.120(d)(9)
Subsection 20.09.120(e)(1)
Subsection 20.09.120(e)(1)(B)
Subsection 20.09.120(e)(2)
Subsection 20.09.120(e)(3)
Subsection 20.09.120(e)(4)
Subsection 20.09.120(e)(9)
Subsection 20.09.120(e)(9)(A)
Subsection 20.09.120(e)(9)(C)
Subsection 20.09.130(g)
Subsection 20.09.140(g)
Subsection 20.09.150(f)(1)(B)
Subsection 20.09.160(c)(1)(A)
Subsection 20.09.160(c)(1)(B)
Subsection 20.09.160(c)(1)(C)
Subsection 20.09.180(b)(1)
Subsection 20.09.180(b)(2)
Subsection 20.09.180(e)(1)
Subsection 20.09.190(e)(1)
Subsection 20.09.190(e)(2)(A)
Subsection 20.09.190(e)(2)(B)
Subsection 20.09.190(e)(2)(D)
Subsection 20.09.190(f)(1)(A)

Subsection 20.09.190(f)(1)(D)
Subsection 20.09.190(g)
Subsection 20.09.200(e)(1)(A)
Subsection 20.09.200(e)(1)(B)
Subsection 20.09.200(e)(1)(C)
Subsection 20.09.210(d)(2)(D)(ii)
Subsection 20.09.220(a)
Subsection 20.09.220(b)(5)
Subsection 20.09.230(b)(1)
Subsection 20.09.230(b)(2)
Subsection 20.09.240(f)(1)
Subsection 20.09.250(b)(2)
Subsection 20.09.250(d)
Subsection 20.09.260(e)(8)
Subsection 20.09.260(f)(1)
Subsection 20.09.270(e)
Subsection 20.09.270(e)(5)
Subsection 20.09.270(f)
Subsection 20.09.280(b)(3)
Subsection 20.09.290(b)(3)
Subsection 20.09.340(f)(1)(A)
Subsection 20.09.340(f)(2)(A)
Subsection 20.09.360(c)
Subsection 20.09.360(d)
Subsection 20.09.360(f)(1)
Subsection 20.09.360(f)(2)

SECTION 8. Wherever the term "Planning staff " is referenced in the *definitions* noted herein, all located in Section 20.11.020, entitled "Defined Words", the same shall be renamed to read "Staff":

"Hearing officer"

SECTION 9. Wherever the term "Engineering Department" is referenced in the *subheadings* noted herein, all located in Title 20, entitled "Unified Development Ordinance", the same shall be renamed to read "Planning and Transportation Department":

Subsection 20.09.320(c)
Subsection 20.09.330(c)

SECTION 10. Wherever the term "Engineering Department" is referenced in the *subsections* noted herein, all located in Title 20, entitled "Unified Development Ordinance", the same shall be renamed to read "Planning and Transportation Department":

Subsection 20.05.010(b)(3)(D)(ii)
Subsection 20.05.010(c)(5)(C)
Subsection 20.05.035(i)
Subsection 20.05.035(j)
Subsection 20.05.040(a)(4)(G)
Subsection 20.05.040(a)(4)(N)
Subsection 20.05.052(d)(2)(E)
Subsection 20.05.072(a)(3)
Subsection 20.05.076(a)
Subsection 20.05.076(d)
Subsection 20.05.076(f)
Subsection 20.05.112(a)(2)
Subsection 20.05.112(b)
Subsection 20.07.040(g)
Subsection 20.07.120(b)(1)
Subsection 20.07.120(c)(4)
Subsection 20.07.140(h)
Subsection 20.07.160(c)(3)

Subsection 20.07.160(e)
Subsection 20.07.180(b)(4)
Subsection 20.07.190(c)(1)
Subsection 20.09.030(a)(2)(F)
Subsection 20.09.190(e)(2)(F)
Subsection 20.09.190(f)(1)(F)
Subsection 20.09.200(f)(6)(B)
Subsection 20.09.240(e)(2)
Subsection 20.09.320(a)
Subsection 20.09.320(c)(1)
Subsection 20.09.320(c)(1)(A)
Subsection 20.09.320(c)(2)
Subsection 20.09.320(c)(3)
Subsection 20.09.320(d)(2)
Subsection 20.09.320(d)(3)
Subsection 20.09.320(d)(4)
Subsection 20.09.320(e)(1)
Subsection 20.09.330(b)
Subsection 20.09.330(c)(1)
Subsection 20.09.330(c)(2)
Subsection 20.09.330(c)(3)
Subsection 20.09.330(c)(4)
Subsection 20.09.330(c)(5)(A)(i)
Subsection 20.09.330(c)(5)(A)(ii)
Subsection 20.09.330(c)(5)(B).

SECTION 11. Wherever the term "he" is referenced in the *subsections* noted herein, all located in Title 20, entitled "Unified Development Ordinance", the same shall be amended to add the words "or she" immediately thereafter such reference:

Subsection 20.01.330(e)
Subsection 20.01.370(g)(1)
Subsection 20.04.090(e)(1)(B)
Subsection 20.04.090(e)(1)(C)
Subsection 20.09.340(f)(2).

SECTION 12. Wherever the term "his" is referenced in the *sections* or *subsections* noted herein, all located in Title 20, entitled "Unified Development Ordinance", the same shall be amended to add the words "or her" immediately thereafter such reference:

Subsection 20.01.390(a)
Subsection 20.09.150(f)(1)(A)
Subsection 20.09.180(i)(2)
Subsection 20.09.230(b)(1)
Subsection 20.09.260(f)(2)(B)
Section 20.10.010
Section 20.10.030
Subsection 20.10.050(a)
Subsection 20.10.050(d)
Subsection 20.10.050(e).

SECTION 13. Section 20.04.090(e)(1)(A) shall be amended to add the words "or her" immediately after the word "him".

SECTION 14. Section 20.09.060(d)(1) shall be amended to add the words "or herself" immediately after the word "himself".

SECTION 15. Wherever the terms "Public Works Director" or "Director of the Public Works Department" are referenced in the *subsections* noted herein, all located in Title 20, entitled "Unified Development Ordinance", either shall be renamed to read "Planning and Transportation Director":

Subsection 20.05.009(d)(1)(B)
Subsection 20.05.009(d)(2)
Subsection 20.05.010(b)(3)(D)(ii)
Subsection 20.05.049(e)(2)
Subsection 20.07.200(e)(2)
Subsection 20.09.330(c)(3).

SECTION 16. A new Section shall be added to Chapter 20.09 (Processes, Permits and Fees), entitled "Section 20.09.135 Sidewalk and Determinate Sidewalk Variances" which shall be listed as such in the table of contents for this Chapter and shall read as follows:

Section 20.09.135 Sidewalk and Determinate Sidewalk Variances

- (a) Intent. The purpose of this section is:
- (1) To outline the process by which petitions for a sidewalk variance and a determinate sidewalk variance are considered;
 - (2) To provide a mechanism to approve these petitions that will not be contrary to the public interest, where, owing to special conditions, literal enforcement of Section 20.05.010(b)(3) will result in practical difficulties, and so that the spirit of Section 20.05.010(b)(3) shall be observed and substantial justice done.
- (b) Applicability. The board of zoning appeals or hearing officer, in accordance with the procedures and standards set out in Chapter 20.09, Processes, Permits and Fees, may grant sidewalk variances and determinate sidewalk variances.
- (c) Findings of Fact for Sidewalk Variance. Pursuant to Indiana Code 36-7-4-918.5, the board of zoning appeals or hearing officer may grant a variance from Section 20.05.010(b)(3) of the Unified Development Ordinance if, after a public hearing, it makes findings of fact in writing, that:
- (1) The approval will not be injurious to the public health, safety, morals, and general welfare of the community; and
 - (2) The use and value of the area adjacent to the property included in the development standards variance will not be affected in a substantially adverse manner; and
 - (3) The strict application of the terms of the Unified Development Ordinance will result in practical difficulties in the use of the property; that the practical difficulties are peculiar to the property in question; that the development standards variance will relieve the practical difficulties; and
 - (4) That the topography of the lot or tract together with the topography of adjacent lots or tract and the nature of the street right-of-way make it impractical for the construction of a sidewalk as required by Section 20.05.010(b)(3); and
 - (5) That the pedestrian traffic reasonably to be anticipated over and along the street adjoining such lot or tract upon which the new construction is to be erected is not and will not be such as to require sidewalks to be provided for the safety of pedestrians.
- (d) Findings of Fact for Determinate Sidewalk Variance. Pursuant to Indiana Code 36-7-4-918.5, the board of zoning appeals or hearing officer may grant a determinate variance from Section 20.05.010(b)(3) of the Unified Development Ordinance if, after a public hearing, it makes findings of fact in writing, that:
- (1) The approval will not be injurious to the public health, safety, morals, and general welfare of the community; and
 - (2) The use and value of the area adjacent to the property included in the development standards variance will not be affected in a substantially adverse manner; and

- (3) The strict application of the terms of the Unified Development Ordinance will result in practical difficulties in the use of the property; that the practical difficulties are peculiar to the property in question; that the development standards variance will relieve the practical difficulties; and
 - (4) The adjacent lot or tracts are at present undeveloped, but it appears that at some future date these lots or tracts will be developed, increasing the need for sidewalks for the protection and convenience of pedestrians; and
 - (5) The location of the lot or tract is such that the present pedestrian traffic does not warrant the construction of sidewalks, but it appears that in the future the pedestrian traffic may increase; and
 - (6) Uniformity of development of the area would best be served by deferring sidewalk construction on the lot or tract until some future date.
- (e) Notification. The staff shall furnish the petitioner with a copy of the decision of the board of zoning appeals or hearing officer.
 - (f) Duration. Unless otherwise specified at the time of approval
 - (1) In the event that the board of zoning appeals or hearing officer authorizes a determinate variance, such variance shall continue in effect until the date at which the board of zoning appeals or hearing officer shall set to reconsider variances granted under the authority of this section. All such variances which were granted by the board of zoning appeals or hearing officer shall expire at that time unless an extension is granted. Should no extension be applied for, or the board of zoning appeals or hearing officer denies such application for extension, the owner of the lot or tract shall be required to construct a sidewalk on the lot or tract at that time.
 - (2) Any person who has been granted a determinate variance by the board of zoning appeals or hearing officer and subsequently transfers to another party any recordable interest in the lot or tract shall cause such conveyance to be made subject to the variance and cause the variance to be noted on the instrument of conveyance to be recorded.

SECTION 17. Subsection 20.09.240(f), entitled "Planning Department", and Subsection 20.09.240(g), entitled "City Engineering Department", shall be deleted in their entirety and replaced with the following, and the entire Section shall be renumbered accordingly:

- (f) Planning and Transportation Department.
 - (1) Review. The staff shall review a grading permit upon the receipt of a complete application and all supportive documents.
 - (2) Decision. The staff shall approve or deny the application within twenty working days of the receipt of a complete application and all supportive documents.
 - (3) Pre-construction Conference. For all sites of one acre or more, a pre-construction conference is required before any land-disturbing activity can commence. This conference will be between the staff and the petitioner. If land-disturbing activity commences without the benefit of a pre-construction conference, it shall be considered a violation of the Unified Development Ordinance. This conference shall include but not be limited to the proposed:
 - (A) Construction schedule;
 - (B) Memorandum of erosion control responsibility;
 - (C) Permit conditions of approval;
 - (D) Compliance with Section 20.05.041, EN-03 (Environmental standards—Siltation and erosion prevention);
 - (E) Identification of types of soil stock piles (working versus storage) and seeding requirements for such piles that achieve the objectives of this chapter.

- (4) Inspection. Prior to the initiation of site grading, the staff shall inspect the erosion and sedimentation controls installed by the petitioner to ensure that they meet or exceed the measures in the approved construction plan.
- (5) Correction of Deficiencies. The staff shall apprise the petitioner in writing of any deficiencies in the installation of the erosion and sedimentation control measures. The petitioner shall schedule a follow-up inspection once the deficiencies have been corrected.
- (6) Commencement of Grading. Grading shall not commence until the has approved the installation of the erosion and sedimentation control measures for the site. Initiation of grading prior to receiving approval from the staff shall constitute a violation of the Unified Development Ordinance, and shall be addressed as provided in Chapter 20.10, Enforcement and Penalties.
- (7) Record. The staff shall maintain records of all applications, plans, and permits filed for a grading permit.

SECTION 18. Subsection 20.01.370(a)(3) shall be amended by deleting the word "therefor" in its entirety and be replaced with the word "therefore".

SECTION 19. Subsection 20.05.10(b)(6)(C) shall be amended by deleting the words "city parks administrator" and be replaced with the words "Director of Parks and Recreation".

SECTION 20. Subsection 20.05.020(k)(1) shall be amended by deleting the words ", the city engineering department," in their entirety.

SECTION 21. Subsection 20.05.076(b) shall be amended by deleting the words ", the city engineering department," in their entirety.

SECTION 22. Subsection 20.07.120(c)(4) shall be amended by deleting the words "city engineer" and be replaced with the words "Transportation and Traffic Engineer".

SECTION 23. Subsection 20.07.140(g) shall be amended by deleting the words ", after consultation with the city engineering department" in their entirety.

SECTION 24. Subsection 20.07.180(c) shall be amended by deleting the words ", the city engineering department," in their entirety.

SECTION 25. Subsection 20.08.030(c)(2) shall be amended by deleting the words "Section 17.08.030(7)" in their entirety.

SECTION 26. Subsection 20.09.030(e) shall be amended by deleting the words "city engineering department and/or planning" in their entirety.

SECTION 27. Subsection 20.09.120(d)(7) shall be amended by deleting the word "planning" in its entirety, and be further amended by deleting the words "or the engineering department" in their entirety.

SECTION 28. Subsection 20.09.230(c)(3) shall be amended by deleting the word "engineering" in its entirety and be replaced with the word "HAND".

SECTION 29. Subsection 20.09.240(i)(2) shall be amended by deleting the words "city engineering department" in their entirety.

SECTION 30. Subsections 20.09.240(j)(1) and (2) shall be amended by deleting the words "city engineering department" in their entirety.

SECTION 31. Subsection 20.09.320(c)(1)(E) shall be amended by deleting the words "city engineer" in their entirety and be replaced with the words "Transportation and Traffic Engineer".

SECTION 32. Subsection 20.10.050(e)(4) shall be amended by deleting the words ", with permission of the manager of engineering services" in their entirety.

SECTION 33. If any section, sentence, chapter or provision of this ordinance, or the application thereof to any person or circumstances shall be declared invalid, such invalidity shall not affect any other section, sentence, chapter, provision or application 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.

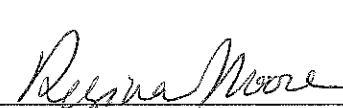
SECTION 34. The City Clerk is authorized to work with the codifier to correct scrivener's errors after consultation with the Council Office and review of strikeout documents used to prepare this ordinance.

SECTION 35. This ordinance shall be in full force and effect from and after its passage by the Common Council of the City of Bloomington, with approval of the Mayor, and after any required waiting and/or notice periods under Indiana law.


PASSED by the Common Council of the City of Bloomington, Monroe County, Indiana upon this 9th day of July, 2014.


DARRYL NEHER, President
Bloomington Common Council


ATTEST:


REGINA MOORE, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 10th day of July, 2014.


REGINA MOORE, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this 14th day of July, 2014.


MARK KRUZAN, Mayor
City of Bloomington

(over)

SYNOPSIS

This ordinance is a sister ordinance to Ordinance 14-10 and Ordinance 14-11. Because of the changes enacted by Ordinance 14-10 and Ordinance 14-11, Title 20 of the Bloomington Municipal Code needs to be changed. Three general types of changes occur with this ordinance: (1) the renaming of departments, job titles, and the reassignment of duties; (2) fixing typographical errors; and (3) changes which allow Title 20 to reflect the actual practices and policies of the City.


Signed copies to:

Legal (4)	CA/CA (1)
Controller	clerk (2)
Plan & Transpdept	BMC (2)
Public Works	

****ORDINANCE CERTIFICATION****

In accordance with IC 36-7-4-605 I hereby certify that the attached Ordinance Number 14-12 is a true and complete copy of Plan Commission Case Number ZO-18-14 which was given a recommendation of approval by a vote of 6 Ayes, 0 Nays, and 0 Abstentions by the Bloomington City Plan Commission at a public hearing held on July 7, 2014.

Date: July 9, 2014


Thomas B. Micuda, Secretary
Plan Commission

Received by the Common Council Office this 9th day of July, 2014.


Regina Moore, City Clerk

Appropriation Ordinance # _____	Fiscal Impact Statement Ordinance # _____	Resolution # _____
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Type of Legislation:

Appropriation Budget Transfer Salary Change Zoning Change New Fees	End of Program New Program Bonding Investments Annexation	Penal Ordinance Grant Approval Administrative Change Short-Term Borrowing Other
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If the legislation directly affects City funds, the following must be completed by the City Controller:

Cause of Request:

Planned Expenditure _____	Emergency _____
Unforeseen Need _____	Other _____

Funds Affected by Request:

Fund(s) Affected		
Fund Balance as of January 1	\$ _____	\$ _____
Revenue to Date	\$ _____	\$ _____
Revenue Expected for Rest of year	\$ _____	\$ _____
Appropriations to Date	\$ _____	\$ _____
Unappropriated Balance	\$ _____	\$ _____
Effect of Proposed Legislation (+/-)	\$ _____	\$ _____
 Projected Balance	 \$ _____	 \$ _____

Signature of Controller

Will the legislation have a major impact on existing City appropriations, fiscal liability or revenues?

Yes _____ No _____

If the legislation will not have a major fiscal impact, explain briefly the reason for your conclusion.

If the legislation will have a major fiscal impact, explain briefly what the effect on City costs and revenues will be and include factors which could lead to significant additional expenditures in the future. Be as specific as possible. (Continue on second sheet if necessary.)