

ORDINANCE NO. 2015- 8

THE RUSH COUNTY, INDIANA, BOARD OF COMMISSIONERS
REGARDING THE MAKEUP OF THE RUSH COUNTY AREA PLAN COMMISSION
AND THE RUSH COUNTY BOARD OF ZONING APPEALS

WHEREAS, the City of Rushville anticipates withdrawing from Rush County Area Plan Commission and the Rush County Board of Zoning Appeals; and

WHEREAS, the County must, accordingly, revise the makeup of such entities;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF RUSH COUNTY, INDIANA, THAT:

AREA PLAN COMMISSION

Pursuant to Indiana Code § 36-7-4-211, the Rush County Commissioners, in conjunction with the Town Boards of Carthage and Glenwood adopt the following membership for the Rush County Area Plan Commission:

- 1) All members currently sitting on the Rush County Area Plan Commission, apart from those members formerly representing the City of Rushville shall serve out their current terms.
- 2) The membership shall be appointed as follows:
 - a. One (1) member appointed by the Rush County Board of Commissioners from its membership.
 - b. One (1) member appointed by the Rush County Council from its membership.
 - c. One Representative appointed by the school corporation superintendent serving the most students within the jurisdiction of the Rush County Area Plan Commission.
 - d. One (1) of the following appointed by the Rush County Commissioners:
 - i. The county agricultural extension educator.
 - ii. The county surveyor.
 - e. Two (2) citizen members appointed by the Rush County Board of Commissioners who are each residents and property owners of the unincorporated area of the county.
 - f. One (1) citizen member appointed by the Rush County Council who is a resident and a property owner of the unincorporated area of the county;
 - g. One (1) citizen member appointed by the Glenwood Town Council from its membership.

- h. One (1) citizen member appointed by the Carthage Town Council from its membership.
- 3) Pursuant to Indiana Code § 36-7-4-213 the Rush County Area Plan Commission shall designate a member from its membership to serve as an advisory, non-voting member of the Rushville Advisory Plan Commission and shall receive an advisory, non-voting member from the Rushville Advisory Plan Commission, if so appointed by the Rushville Advisory Plan Commission from its membership. As set forth in Indiana Code, such advisory, non-voting members shall be reciprocal between Rushville and Rush County and have the “privileges of membership, except the right to vote.” Accordingly, they shall not count for purposes of determining a quorum.
- 4) The term of office of a member who is an elected official on a board, commission, or council is coextensive with the member’s term of elected office on that board, commission, or council, unless at its first regular meeting in any year, such board, commission, or council, appoints another to serve as its representative.
- 5) All other members shall be appointed for a term of four years.

AREA BOARD OF ZONING APPEALS

Pursuant to Indiana Code § 36-7-4-902, the Rush County Commissioners, in conjunction with the Town Boards of Carthage and Glenwood adopt the following membership for the Rush County Board of Zoning Appeals:

- 1) All members currently sitting on the Rush County Board of Zoning Appeals, apart from those members formerly representing the City of Rushville shall serve out their current terms.
- 2) Members shall be appointed as follows:
 - a. One (1) citizen member appointed by the Rush County Area Plan Commission from its membership.
 - b. One (1) citizen member, who may not be a member of any plan commission, appointed by the Town Board of Glenwood.
 - c. Two (2) citizen members, of whom one (1) must be a member of the Rush County Area Plan Commission and one (1) must not be a member of any plan commission, appointed by the Rush County Commissioners.
 - d. One (1) citizen member, who may not be a member of any plan commission, appointed by the Town Board of Carthage.
- 3) The term of office of a member who is an elected official on a board, commission, or council is coextensive with the member’s term of elected office on that board,

commission, or council, unless at its first regular meeting in any year, such board, commission, or council, appoints another to serve as its representative.

- 4) All other members shall be appointed for a term of four years.

GENERAL

All other ordinances and resolutions governing the operation of the Rush County Board of Zoning Appeals and the Rush County Area Plan Commission shall remain in full force and effect.

This ordinance shall become effective on January 1, 2016. This ordinance shall be null and void if the City of Rushville does not withdrawal from the Rush County Area Plan Commission/Area Board of Zoning Appeals and the membership on such boards shall continue as set previously.

PASSED AND ADOPTED by the Board of Commissioners, Rush County, Indiana, this 26 day of October, 2015.

BOARD OF COMMISSIONERS, RUSH
COUNTY, INDIANA

Bruce W. Lewis
Presiding Officer

Mark Bauer

Paul & Wilkin

ATTEST:

Dodi Harr
Auditor, Deputy