

ORDINANCE NO. 2018- 06

**AN ORDINANCE OF THE LONG BEACH TOWN COUNCIL
AMENDING TITLE XV, CHAPTER 154, SECTION 154.106
OF THE ZONING CODE OF THE TOWN OF LONG BEACH, INDIANA**

WHEREAS, the Long Beach Town Council on June 10, 2002, adopted a Zoning Code of the Town of Long Beach, LaPorte County, Indiana which is located at Title XV, Chapter 154 of the Long Beach Town Code; and

WHEREAS, the Long Beach Advisory Plan Commission has initiated a proposal to amend Title XV, Chapter 154, Section 154.106 of the Zoning Code Structure Projection Into Setback; and

WHEREAS, a public hearing has been held before the Town of Long Beach Advisory Plan Commission, which has certified its proposal to amend the text of the above-referenced sections and related appendixes of the Zoning Code to the Long Beach Town Council; and

WHEREAS, notice has been given in accordance with Indiana Code of all proceedings concerning the amendments of the subject sections of the Zoning Code; and

WHEREAS, the Advisory Plan Commission and the Town Council have paid reasonable regard to the Town's Comprehensive Plan, the current conditions and character of current structures and uses in each zoning district, the most desirable use for which the land in each zoning district is adapted, the conservation of property values throughout the jurisdiction, and responsible growth and development in the Town; and

WHEREAS, the Long Beach Town Council concurs with its Advisory Plan Commission and accepts the proposal to amend Title XV, Chapter 154, Section 154.106 of the Zoning Code;

NOW THEREFORE, BE IT AND IT IS HEREBY ORDAINED by the Long Beach Town Council as follows:

- 1. The Title XV, Chapter 154, Section 154.106 shall be amended to read as follows:**

154.106 STRUCTURE PROJECTION INTO SETBACKS.

(A) No enclosed living space, including, but not limited to, an enclosed or covered porch, may project into any setback.

(B) Ground level stairs may extend up to forty-eight inches (48") into a side setback. However, no railings for stairs or walkways may be installed in any side setback.

(C) Architectural features, including, but not limited to, chimneys, cornices, canopies, catwalks, elevated decks, elevated stairs, balconies, or similar features, may not extend or project into the required front, side or rear yard setback. However, eaves may extend up to twenty-four inches (24") into the front, side, or rear setback.

(D) An open platform, which for purposes of this Subsection shall mean a ground surface walkway or surface deck, is permitted in side setback areas up to forty-eight inches (48"), but any such platform must be made of non-combustible materials.

ALL OF WHICH IS PASSED AND ADOPTED by the Town Council of the Town of Long Beach, LaPorte County, Indiana, this 10th day of September, 2018.

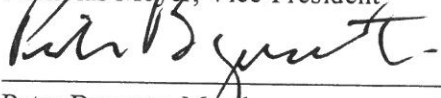
LONG BEACH TOWN COUNCIL

By:

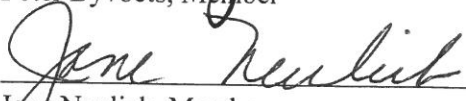


Bob LeMay, President

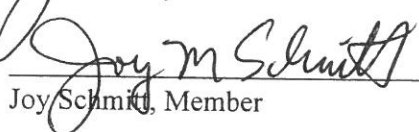
Nicholas Meyer, Vice-President



Peter Byvoets, Member

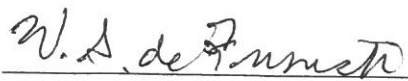


Jane Neulieb, Member



Joy Schmitt, Member

ATTEST:



Bill DeFuniak, Clerk-Treasurer