

TOWN OF ST. JOHN, LAKE COUNTY, INDIANA

ORDINANCE NO. 1631

AN ORDINANCE AMENDING TOWN ZONING ORDINANCE NO.: 1483, BEING: "AN ORDINANCE REPLACING TOWN ORDINANCE NO. 839, AS AMENDED, REPEALING ALL TOWN CODE SECTIONS AND ORDINANCES, OR PARTS THEREOF, IN CONFLICT THEREWITH, AND ALL MATTERS RELATED HERETO.", AND SPECIFICALLY TO REPEAL SECTION G.2., ENTITLED PERMITTED POLITICAL SIGNS, OF CHAPTER 15, ENTITLED SIGNS, OF SAID TOWN ZONING ORDINANCE, AND ALL MATTERS RELATED THERETO.

WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana (hereinafter, the "Town Council"), has reviewed the present text provisions of Town Zoning Ordinance No.: 1483, as amended from time to time, regarding political signs, and specifically **Section G.2.**, entitled Permitted Political Signs, of **Chapter 15**, entitled Signs, of said Town Zoning Ordinance 1483; and

WHEREAS, the Town Council, as a result of its review, has advised the Plan Commission that it is necessary to amend Town Zoning Ordinance No. 1483, as amended from time to time, regarding political signs, and specifically to repeal **Section G.2.**, entitled Permitted Political Signs, of **Chapter 15**, entitled Signs, of said Zoning Ordinance No. 1483, in order to assure compliance with and conformance to current applicable law; and

WHEREAS, the Town Council has further reviewed current applicable case law, and notably the 2015 decision of the United States Supreme Court in Reed v. Town of Gilbert, Arizona, cited at 135 S.Ct. 2218 and 192 L.Ed. 2d 236, decided June 18, 2015, in conjunction with its review and analysis herein and has concluded, as a consequence, that repeal of current Town Zoning regulations of political signs is appropriate, and that said repeal should occur presently while political sign regulations completely compliant with current law be promulgated, assessed and evaluated for utilization upon establishment in conformance with future law when determined ready and appropriate; and

WHEREAS, as a consequence of the foregoing, the Plan Commission of the Town of St. John, Lake County, Indiana (hereinafter the "Plan Commission"), has held a Public Hearing on the 6th day of July, 2016, pursuant to published notice as required by applicable law, to consider the advisability and necessity of amended Town Zoning Ordinance No. 1483, as amended from time to time, and specifically to consider repeal of the text provisions of **Section G.2.**, entitled Permitted Political Signs, of **Chapter 15**, entitled Signs, of said Zoning Ordinance No. 1483; and

WHEREAS, the Plan Commission has, at the conclusion of the public hearing held, certified a Favorable Recommendation to the Town Council of the Town of St. John, Lake County, Indiana, that Town Zoning Ordinance No. 1483, as amended from time to time, requires modification and amendment by repeal and removal of specific certain text provisions for political signs, and specifically **Section G.2.**, entitled Permitted Political Signs, of **Chapter 15**, entitled Signs; and

WHEREAS, the Town Council, being duly advised, and having reviewed said Favorable Recommendation certified by the Town Plan Commission that **Section G.2.**, entitled Permitted Political Signs, of **Chapter 15**, entitled Signs, of Town Zoning Ordinance No. 1483, as amended from time to time, be repealed, now concurs and agrees that it is advisable and appropriate that said certain text provisions of the Town Zoning Ordinance be repealed as stated aforesaid.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF ST. JOHN, LAKE COUNTY, INDIANA, AS FOLLOWS:

SECTION ONE: That Section G.2., entitled Permitted Political Signs, of Chapter 15, entitled Signs, of Town Zoning Ordinance No. 1483, as amended from time to time, be, and the same is hereby repealed and removed from the Town Zoning Ordinance.

SECTION TWO: That all existing Town Code Sections and Ordinances, or parts thereof, in conflict with the provisions of this Zoning Ordinance Text Repealer Ordinance, are hereby repealed and declared to be null, void, and of no legal effect.

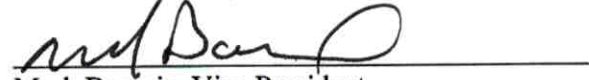
SECTION THREE: That if any section, clause, provision or portion of this Zoning Ordinance Text Repealer Ordinance shall be held to be invalid or unconstitutional by any Court of competent jurisdiction, such decision shall not affect any other section, clause, provision or portion of this Ordinance.

SECTION FOUR: That this Ordinance shall take effect, and be in full force and effect, from and after its passage and adoption by the Town Council of the Town of St. John, Lake County, Indiana, in conformance with applicable law.


ALL OF WHICH IS PASSED AND ADOPTED THIS 25th DAY OF August, 2016, BY THE TOWN COUNCIL OF THE TOWN OF ST. JOHN, LAKE COUNTY, INDIANA.

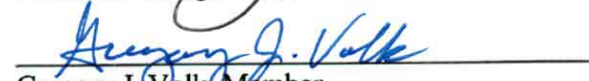
TOWN OF ST. JOHN, LAKE COUNTY,
INDIANA, TOWN COUNCIL


Michael S. Forbes, President

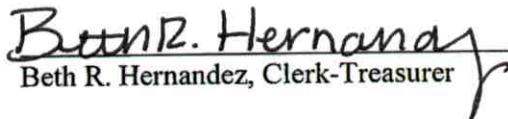

Mark Barenie, Vice President


Stephen Hastings, Member


Christian J. Jorgensen, Member


Gregory J. Volk, Member

ATTEST:


Beth R. Hernandez, Clerk-Treasurer