

ORDINANCE 906

AN ORDINANCE OF THE OGDEN DUNES TOWN COUNCIL AMENDING PORTIONS OF THE TEXT OF THE SUBDIVISION CONTROL AND ZONING CODE OF OGDEN DUNES, INDIANA CONCERNING BUILDING PERMITS

WHEREAS, the Town of Ogden Dunes has adopted a Subdivision Control and Zoning Code as part of the Ogden Dunes Town Code; and

WHEREAS, the Plan Commission of the Town of Ogden Dunes has studied the matter and recommended certain changes to the text portion of the Subdivision Control and Zoning Code concerning building permits; and

WHEREAS, the Plan Commission has held a public hearing regarding the amendments contained in this Ordinance; and

WHEREAS, the Plan Commission has certified its proposal to the Ogden Dunes Town Council; and

WHEREAS, the Ogden Dunes Town Council concurs in the recommendation of its Plan Commission.

NOW THEREFORE, be it and it is hereby ordained by the Ogden Dunes Town Council as follows:

SECTION 1. That Section 151.077(B) of the Ogden Dunes Town Code shall be amended and hereafter read as follows:

(B) Time limits.

(1) The Building Commissioner shall, by certified mail to the applicant, cancel a permit if: (a) The permit holder fails to start construction within a period of one hundred twenty (120) days of the date the permit was issued; or (b) The permit holder fails to proceed with the construction with reasonable diligence for any continuous period of six months, or; (c) The permit holder fails to complete the construction within the twelve (12) months immediately following the construction start date.

(2) After the twelve (12) month expiration date, the permit may be re-issued upon application, for a period not exceeding an additional six (6) months. The Building Commissioner, the property owner, and the contractor (if applicable), will agree upon the percentage of work completed and the percentage of work to be completed, and the applicable building permit fee for the remaining work shall be the amount of the original building permit multiplied by the percentage of work

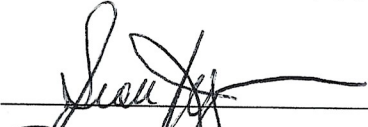
remaining, plus a one hundred dollar (\$100) permit origination fee. A permit may be extended for a second, final six (6) month period, and the amount of the applicable building permit fee shall be based upon the same process as the initial extension.

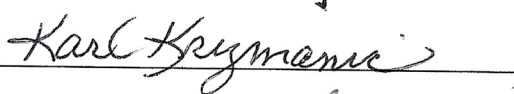
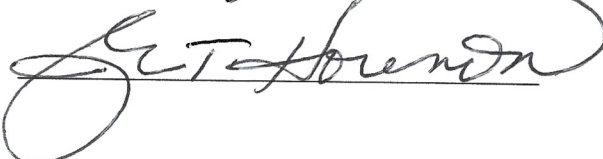
(3) Any rejected applicant or the holder of an outstanding building permit may surrender it to the Building Commissioner any time before construction and may be refunded one-half the permit fee.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and adoption as provided by law.

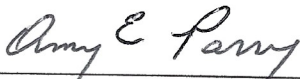
ALL OF WHICH IS PASSED AND ADOPTED this 5th day of August, 2024.

OGDEN DUNES TOWN COUNCIL



ATTEST:


Amy Parry, Clerk Treasurer