

ORDINANCE NO. 2017-02-CM
AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF
TIPPECANOE COUNTY, INDIANA, NO. 97-51-CM

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF TIPPECANOE COUNTY, INDIANA, THAT THE UNIFIED ZONING ORDINANCE, BEING A SEPARATE ORDINANCE AND NOT PART OF A UNIFIED COUNTY CODE IS HEREBY AMENDED AS FOLLOWS:

Section 1: Change UZO Section 4-11-2 Boarding, Breeding Training and Riding Horses by adding the following paragraph (g):

- (g) Within the incorporated limits of the Town of Dayton, the occupant of a residential property may keep horses as an **accessory use** thereon provided:
1. All horses kept on the property are owned by an occupant of the residential property,
 2. The property shall include a fenced open area of at least two (2) acres per horse;
 3. The property shall include a barn or other enclosed **structure** having a minimum of one 10' x 10' stall for each horse, and
 4. No more than five (5) horses may be kept on the property.

This ordinance shall be in full force and effect from and after its passage.

(Adopted And Passed) (Denied) by the Board of Commissioners of Tippecanoe County, Indiana, this 3 day of April, 2017.

VOTE:

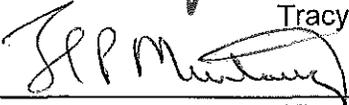
aye


David Byers, President

aye


Tracy Brown, Vice President

aye


Thomas Murtaugh, Member

ATTEST:


Robert Plantenga, Auditor

THE

Area Plan Commission

of TIPPECANOE COUNTY

20 NORTH 3RD STREET
LAFAYETTE, INDIANA 47901-1209

(765) 423-9242
(765) 423-9154 [FAX]
www.tippecanoe.in.gov/apc

SALLIE DELL FAHEY
EXECUTIVE DIRECTOR

March 16, 2017
Ref. No.: 17-063

Tippecanoe County Commissioners
20 N. 3rd Street
Lafayette IN 47901

CERTIFICATION

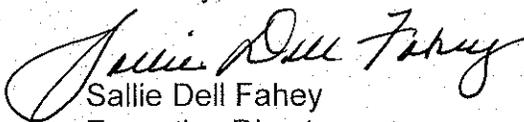
RE: UZO AMENDMENT #90:

This amendment would allow horses within the town limits of Dayton when certain regulations are met.

Dear Commissioners:

As Secretary to the Area Plan Commission of Tippecanoe County, I do hereby certify that at a public hearing held on March 15, 2017, the Area Plan Commission of Tippecanoe County voted 16 yes - 0 no on the motion to approve the enclosed amendment to the Unified Zoning Ordinance. Therefore, the Area Plan Commission of Tippecanoe County recommends to the Tippecanoe County Commissioners that the proposed zoning ordinance amendment be approved.

Sincerely,



Sallie Dell Fahey
Executive Director

SDF/lmu

Enclosure: Staff Report and Ordinance

**UZO AMENDMENT #90
KEEPING OF HORSES IN DAYTON**

**STAFF REPORT
March 9, 2017**

**UZO Amendment #90
KEEPING OF HORSES IN DAYTON**

**Staff Report
March 9, 2017**

The Town of Dayton has historically had a few citizens that have kept horses on land with their home. While these are now considered legally-non-conforming (the keeping of farm animals is only permitted in the rural zones and only in unincorporated Tippecanoe County) the town would like to legitimize these small farm-like properties.

The proposal limits the keeping of horses to an occupant of a residential property as an accessory use to the home. A fenced-in open area of at least two acres per horse, with a maximum of five horses, is required. The property shall also include a barn or other enclosed structure having a minimum of one 10' x 10' stall for each horse.

While this ordinance only pertains to the Town of Dayton, this amendment is being sent on to all jurisdictions for adoption because we have a Unified Zoning Ordinance.

RECOMMENDATION:

Approval

ORDINANCE NO. _____

**AN ORDINANCE AMENDING
ORDINANCE NO. _____
BEING THE UNIFIED ZONING ORDINANCE
OF TIPPECANOE COUNTY.**

Be it ordained by the (County Commissioners of Tippecanoe County, Indiana; the Common Council of the City of Lafayette, Indiana; the Common Council of the City of West Lafayette, Indiana; the Town Council of the Town of Battle Ground, Indiana; the Town Council of the Town of Dayton, Indiana; and the Town Council of Clarks Hill, Indiana), that Ordinance No. _____, being the Unified Zoning Ordinance of Tippecanoe County is hereby amended as follows:

Section 1: Change UZO Section 4-11-2 Boarding, Breeding Training and Riding Horses by adding the following paragraph (g):

- (g) Within the incorporated limits of the Town of Dayton, the occupant of a residential property may keep horses as an **accessory use** thereon provided:
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