

MEMORANDUM

TO: APC Ordinance Committee
FROM: Kathy Lind, Senior Planner
SUBJECT: Additional Information on state-licensed medical professionals
DATE: February 24, 2022

At the committee’s request, the following information was emailed to the Ordinance Committee members on January 6th:

Professions requiring a license in the State of Indiana

The State of Indiana’s website (IN.gov) has a page titled “Indiana Professional Licensing Agency” which is “the umbrella agency for 38 professional boards and commissions that regulate approximately 480,210 professionals and businesses licensed to perform approximately 195 different occupations.” It is where to go to apply for or renew a professional license; unfortunately, it does not separate out “medical licenses”. It lists many professions that are not “medically-related” professions (accountants, plumbers, real estate appraisers, for example). But from that overall list, I have copied below any profession that I felt was in any way medical-related which I believe would be applicable to our proposed amendment.

Remember, the UZO currently prohibits “any medical or dental clinic, office or hospital”. The amendment would change that to eliminate the prohibition, and add the following to the list of permitted home occupations: “An office of a state-licensed medical professional with no more than one treatment room.” If a profession is not listed below, I don’t believe it would meet that qualification. Also remember, we aren’t proposing eliminating all the other myriad uses already allowed as a home occupation. We’re simply adding to that list.

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|---|---------------------------------------|
| Acupuncture | Midwifery |
| Anesthesiologist Assistant | Nursing |
| Athletic Trainers | Occupational Therapy |
| Behavioral Health & Human Services | Optometry |
| Chiropractors | Physical Therapy |
| Dentistry | Physician Assistant |
| Diabetes Educators | Podiatric Medicine |
| Dietitians | Psychology |
| Genetic Counselors | Respiratory Care |
| Massage Therapy | Speech Language Pathology & Audiology |
| Medical (Physicians & Osteopathic Physicians) | Telehealth |

To recap, at the January 5th Ordinance Committee meeting, an amendment requiring self-storage warehousing businesses in the urbanized, sewerred areas of our cities and towns obtain special exceptions from the ABZA was passed. Also at that meeting, the Ordinance Committee requested the above additional information regarding state-licensed medical professionals before making a final decision on allowing them to be considered “home occupations.” The February meeting was cancelled due to a winter weather emergency.

STAFF RECOMMENDATION:
Approval (see the attached ordinance amendment)

ORDINANCE NO. _____

**AN ORDINANCE AMENDING CHAPTERS 3 & 5
OF 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 3-2 PERMITTED USE TABLE** by adding the following footnote to SIC 4225 "Self-storage warehouse business":

72. Proposed self-storage warehouse businesses located in a zone where they are permitted by right, but on property within an urbanized, sewerred area as shown in Appendix A, shall be required to obtain a special exception.

Section 2: Change **UZO Section 5-5-3 PERMITTED HOME OCCUPATIONS** by adding the following:

(15) An office of a state-licensed medical professional with no more than one treatment room.

Section 3: Change **UZO Section 5-5-4 PROHIBITED HOME OCCUPATIONS** by eliminating the following and renumbering the rest of the list in this section:

- (e) Physician, dentist, optometrist, podiatrist, chiropractor, naturopathic doctor, hypnotherapist, acupuncturist, or any medical or dental clinic, office, or hospital;

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