

ORDINANCE NO. 2026-04

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE TOWN OF WHITESTOWN, INDIANA

Text Amendments
PC25-068-TA

WHEREAS, the Whitestown Plan Commission introduced a proposal to make certain text amendments to the Whitestown Unified Development Ordinance; and

WHEREAS, the proposed text amendments to Whitestown Unified Development Ordinance showing the proposed Chapter 5 revisions is attached hereto as **Exhibit A**; and

WHEREAS, pursuant to Indiana Code § 36-7-4-607, the Whitestown Plan Commission conducted a public hearing and determined its favorable recommendation on the proposed amendments, by a 7-0-0 vote, on December 8th, 2025; and

WHEREAS, the Whitestown Plan Commission certified a favorable recommendation to the Whitestown Town Council on December 8th, 2025; and

WHEREAS, pursuant to Indiana Code § 36-7-4-607, the Town Council of the Town of Whitestown, having considered the proposals and the recommendation to the Whitestown Plan Commission, now adopts the proposal and approves the text amendments, all as hereinafter set out.

IT IS THEREFORE CONSIDERED, ORDAINED, AND ADOPTED as follows:

- Section 1.** The Whitestown Plan Commission seeks to revise the text of the Whitestown Unified Development Ordinance Chapter 5 to provide for the revision of Sections 5.3, and inclusion of Section 5.6 & Section 5.7. Attached hereto as **Exhibit A** and incorporated herein by reference.
- Section 2.** That the Town Council of Whitestown has paid reasonable regard to the comprehensive plan; current conditions and the character of current structures and uses in each district; the most desirable use for which the land in each district is adapted; the conservation of property values throughout the jurisdiction; and responsible development and growth.
- Section 3.** That the Town Council hereby adopts the proposed amendments of the Whitestown Plan Commission as certified, and hereby adopt the revisions set forth in **Exhibit A**. All other provisions of the Unified Development Ordinance not otherwise specifically amended by **Exhibit A** remain in full force and effect.

Section 4. The terms or provisions of other ordinances in conflict with the terms or provisions hereof, if any, are hereby superseded. The terms, paragraphs, sentences, words, and acts of this Ordinance and the UDO are separable, and if a court of competent jurisdiction hereof declares and portion of this Ordinance or UDO unconstitutional, invalid, and unenforceable for any reason, such declaration shall not affect the remaining portion or acts hereof and the court shall substitute such provisions or acts with a constitutional, valid, and enforceable provision or act as would be necessary to effectuate the enforceability of the applicable provision.

Section 5. This Ordinance shall be in full force and effect from and after its passage as provided by applicable law.

ALL OF WHICH IS ADOPTED this _____ day of _____, 2026, by the Town Council of the Town of Whitestown, Indiana.

TOWN COUNCIL OF WHITESTOWN, INDIANA.

Eric Nichols, President

Dan Patterson

Courtenay Smock, Vice President

Cheryl Hancock

Tobe Thomas

ATTEST:

Matt Sumner, Town Clerk-Treasurer

Ordinance prepared by Noah Pappas, Planning Administrator

Exhibit A
