



## **SOUTH BEND COMMON COUNCIL**

---

### **MEETING AGENDA**

Monday, November 13, 2017

7:00 P.M.

1. **INVOCATION- RABBI KAREN COMPANEZ, TEMPLE BETH-EL**
2. **PLEDGE TO THE FLAG**
3. **ROLL CALL**
4. **REPORT FROM THE SUB-COMMITTEE ON MINUTES**
5. **SPECIAL BUSINESS**
6. **REPORTS FROM CITY OFFICES**
7. **COMMITTEE OF THE WHOLE** **TIME: \_\_\_\_\_**

BILL NO.

72-17 PUBLIC HEARING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, AMENDING CHAPTER 21 OF THE SOUTH BEND MUNICIPAL CODE, ARTICLE 2 RESIDENTIAL DISTRICTS TO AMEND AVERAGE FRONT SETBACK PROVISIONS; ARTICLE 3 COMMERCIAL / MIXED USE DISTRICTS TO REMOVE MAXIMUM AREA REQUIREMENTS FOR OUTDOOR SEATING FOR RESTAURANTS IN THE O OFFICE DISTRICT, LB LOCAL BUSINESS DISTRICT AND CB COMMUNITY BUSINESS DISTRICT, AND ADD PROVISION TO ALLOW OUTDOOR SEATING IN THE GB GENERAL BUSINESS DISTRICT; AND ARTICLE 7 GENERAL REGULATIONS TO ALLOW REQUIRED LANDSCAPING TO BE PLACED WITHIN RIGHT-OF-WAY AND EXEMPT THE MU MIXED USE DISTRICT FROM MINIMUM PARKING REQUIREMENTS.

73-17 PUBLIC HEARING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, AMENDING CHAPTER 21 OF THE SOUTH BEND MUNICIPAL CODE, ARTICLE 1 BASIC PROVISIONS TO REVISE CLEAR SIGHT AREA REQUIREMENTS AND PRIVATE STREET WIDTHS, ARTICLE 2 RESIDENTIAL DISTRICTS TO REVISE GRADE LEVEL IMPROVEMENT STANDARDS, AND ARTICLE 3 COMMERCIAL / MIXED USE DISTRICTS TO REVISE DRIVE-THROUGH FACILITY STANDARDS

[74-17](#) PUBLIC HEARING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, AMENDING CHAPTER 21 OF THE SOUTH BEND MUNICIPAL CODE, ARTICLE 1 BY ALLOWING USES PERMITTED IN A LESS INTENSE DISTRICT TO BE PERMITTED IN A MORE INTENSE DISTRICT

[78-17](#) PUBLIC HEARING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, AMENDING A SECTION OF CHAPTER 2, ARTICLE 6, SECTION 2-84.14 OF THE SOUTH BEND MUNICIPAL CODE PERTAINING TO TAX ABATEMENTS

[79-17](#) PUBLIC HEARING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, AMENDING SECTIONS 2-84.9(c) AND 2-84.9 (e) OF CHAPTER 2, ARTICLE 6 OF THE SOUTH BEND MUNICIPAL CODE PERTAINING TO TAX ABATEMENTS

8. **BILLS ON THIRD READING**

**TIME:** \_\_\_\_\_

BILL NO.

[72-17](#) THIRD READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, AMENDING CHAPTER 21 OF THE SOUTH BEND MUNICIPAL CODE, ARTICLE 2 RESIDENTIAL DISTRICTS TO AMEND AVERAGE FRONT SETBACK PROVISIONS; ARTICLE 3 COMMERCIAL / MIXED USE DISTRICTS TO REMOVE MAXIMUM AREA REQUIREMENTS FOR OUTDOOR SEATING FOR RESTAURANTS IN THE O OFFICE DISTRICT, LB LOCAL BUSINESS DISTRICT AND CB COMMUNITY BUSINESS DISTRICT, AND ADD PROVISION TO ALLOW OUTDOOR SEATING IN THE GB GENERAL BUSINESS DISTRICT; AND ARTICLE 7 GENERAL REGULATIONS TO ALLOW REQUIRED LANDSCAPING TO BE PLACED WITHIN RIGHT-OF-WAY AND EXEMPT THE MU MIXED USE DISTRICT FROM MINIMUM PARKING REQUIREMENTS.

[73-17](#) THIRD READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, AMENDING CHAPTER 21 OF THE SOUTH BEND MUNICIPAL CODE, ARTICLE 1 BASIC PROVISIONS TO REVISE CLEAR SIGHT AREA REQUIREMENTS AND PRIVATE STREET WIDTHS, ARTICLE 2 RESIDENTIAL DISTRICTS TO REVISE GRADE LEVEL IMPROVEMENT STANDARDS, AND ARTICLE 3 COMMERCIAL / MIXED USE DISTRICTS TO REVISE DRIVE-THROUGH FACILITY STANDARDS

[74-17](#) THIRD READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, AMENDING CHAPTER 21 OF THE SOUTH BEND MUNICIPAL CODE, ARTICLE 1 BY ALLOWING USES PERMITTED IN A LESS INTENSE DISTRICT TO BE PERMITTED IN A MORE INTENSE DISTRICT

[78-17](#) THIRD READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, AMENDING A SECTION OF CHAPTER 2, ARTICLE 6, SECTION 2-84.14 OF THE SOUTH BEND MUNICIPAL CODE PERTAINING TO TAX ABATEMENTS

[79-17](#) THIRD READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, AMENDING SECTIONS 2-84.9(c) AND 2-84.9 (e) OF CHAPTER 2, ARTICLE 6 OF THE SOUTH BEND MUNICIPAL CODE PERTAINING TO TAX ABATEMENTS

9. **RESOLUTIONS**

BILL NO.

[17-70](#) A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, APPROVING A PETITION OF THE AREA BOARD OF ZONING APPEALS FOR THE PROPERTY LOCATED AT 3419 W. WASHINGTON STREET

10. **BILLS ON FIRST READING**

BILL NO.

[80-17](#) FIRST READING ON AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF SOUTH BEND AND THE COUNTY OF ST. JOSEPH TO PROVIDE CITY MANAGEMENT RESPONSIBILITY FOR THE HISTORIC PRESERVATION COMMISSION OF SOUTH BEND AND ST. JOSEPH COUNTY (THE HPC) AND AMENDING CHAPTER 2 ARTICLE 4, SECTION 2- 13, SUB-PART (B) (7) OF THE SOUTH BEND MUNICIPAL CODE TO INCLUDE THIS AS AN ADMINISTRATIVE FUNCTION OF THE DEPARTMENT OF COMMUNITY INVESTMENT

11. **UNFINISHED BUSINESS**

BILL NO.

[17-74](#) A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA APPROVING A PETITION OF THE AREA BOARD OF ZONING APPEALS FOR THE PROPERTY LOCATED AT 926 S. ERSKINE PLAZA

[BOYD VS. HPC APPEAL- COA #2017-0602A](#)

12. **NEW BUSINESS**

13. **PRIVILEGE OF THE FLOOR**

14. **ADJOURNMENT**

**TIME:** \_\_\_\_\_

**Notice for Hearing and Sight Impaired Persons**  
**Auxiliary Aid Or Other Services Are Available Upon Request At No Charge.**  
**Please Give Reasonable Advance Request When Possible.**

*In the interest of providing greater public access and to promote greater transparency, the South Bend Common Council agenda has been translated into Spanish. All agendas are available online from the Council's website, and also in paper format in the Office of the City Clerk, 4<sup>th</sup> Floor County-City Building. Reasonable efforts have been taken to provide an accurate translation of the text of the agenda, however, the official text is the English version. Any discrepancies which may be created in the translation, are not binding. Such translations do not create any right or benefit, substantive or procedural, enforceable at law or equity by a party against the Common Council or the City of South Bend, Indiana.*