

FILED

SEP 06 2016

GENERAL ORDINANCE NO. 14, 2016

CITY CLERK

AN ORDINANCE AMENDING CHAPTER 9, ARTICLE 5, SECTION 9-115 OF THE *TERRE HAUTE CITY CODE*.

WHEREAS, the City of Terre Haute, seeks to more accurately define terms utilized within the *City Code*;

IT IS HEREBY ORDAINED by the Common Council of the City of Terre Haute as follows:

Section 1, *Terre Haute City Code* Chapter 9, Article 5, Sections 9-115 is hereby amended with the deletion of the stricken text and addition of the underlined text as follows:

Sec. 9-115 Definitions.

The terms "Eligible Residential Dwelling Unit" and "Monthly Waste and Refuse Collection Costs" shall be defined as follows:

a. Eligible Residential Dwelling Unit. For purposes of this Article, the term "Eligible Residential Dwelling Unit" means a structure located within the City which includes a room or series of rooms located within a building or mobile home and forming a single habitable unit with facilities, which are used, or are intended to be used for living, cooking, eating and sleeping, and is either:

(i) A "Single-Family Residential Dwelling Unit," defined as a residential dwelling unit separated from any other dwelling unit by open space, and designed for occupancy for one person or family;

(ii) A "Multi-Family Residential Dwelling Unit," defined as a building or portion thereof, ~~related group of buildings not to exceed~~ which contains four (4) or less units ~~located on the same lot, tract, or parcel of real estate~~, with each dwelling unit being independent of the other; or,

(iii) A "Condominium", defined as any multi-family residential unit where the owner pays separately assessed property taxes.

...

Section 2. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 3. If any section, clause, provision, or portion of this ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby.

Section 4. This ordinance shall be in full force and effect from and after its passage by the Common Council of Terre Haute, Indiana and approval of the Mayor and publication as required by law.

Introduced by: O. Earl Elliott O. Earl Elliott, Councilman

Passed in open Council this 13th day of October, 2016.

Todd Nation, Todd Nation, President

ATTEST: Charles P. Hanley Charles P. Hanley, City Clerk

Presented by me to the Mayor this 14th day of October, 2016.

Charles P. Hanley Charles P. Hanley, City Clerk

Approved by me, the Mayor, this 14th day of OCTOBER, 2016.

Duke A. Bennett Duke A. Bennett, Mayor

ATTEST: Charles P. Hanley Charles P. Hanley, City Clerk