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**ARTICLE XIX
REQUEST FOR AMENDMENT**

(Effective January 26, 2018)

19.10 INTENT

It is the intent of Article 19, Request for Amendment, to provide a means for individuals, businesses, or groups to formally request changes or alterations to the Whitewater Township Zoning Ordinance.

19.11 PETITION.

Any person proposing or recommending a change in the district regulations or district boundaries shall petition the Township Planning Commission for a consideration of said change per the following procedure:

- A. A request in writing shall be presented to the Township Clerk. All petitions shall include the specific nature of said request accompanied by any relevant details the applicant believes to be pertinent.
- B. All such petitions shall be executed by the owner of the fee title to the subject property or his agent.
- C. The Township Clerk shall not accept any such petition for filing until there is filed with the Clerk the fee required to be paid by the person or persons requesting said change.
- D. The petitioner shall further provide to the Zoning Administrator and Planning Commission any additional information requested which is deemed relevant to consideration of said application.

19.12 PROCEDURE

The procedures for consideration of changes to the Ordinance are as follows:

- A. Petition in writing filed with clerk and deposit paid.
- B. Petitioner shall be notified in writing of the meeting date set for initial consideration of petition no less than ten (10) days prior to said meeting.
- C. The Planning Commission shall formally notice and conduct at least one public hearing on any request to amendment to the Zoning Ordinance. The Planning Commission may propose alternative options or wording for consideration conducted within the same public hearing.
- D. Following all public hearings regarding amendment requests, the Planning Commission shall formally submit to the Township Board a summary of public input provided at the public hearing, along with the evaluation and recommendation of the Planning Commission.
- E. Following consideration, the Township Board may adopt, reject, or return to the Planning Commission for reevaluation any proposed Request for Zoning Amendment. Adopted ordinance changes shall be published.

19.13 COST

Any party proposing or recommending a change in the zoning district regulations or zoning district boundaries shall be responsible for payment of all costs and expense incurred by the Township in considering said proposal or recommendation, including but not limited to costs of special meetings, legal fees, costs of notices and publications as follows:

- A. Petitioner shall deposit with the Township Clerk the sum of Three Hundred (\$300.00) Dollars toward payment of said costs.
- B. The Township Board may require the petitioner to deposit such additional sums with the Township Clerk as it determines to be necessary to cover any additional costs beyond said deposit before it considers any proposal or recommendation.
- C. In the event the amount of said costs incurred by the Township shall be less than the amount of funds deposited by the petitioner, the difference shall be refunded.
- D. It shall be understood that under no circumstances shall said sum or any part thereof be refunded for failure of said change recommended or proposed by the petitioner to be adopted by the Township Board.