

City of Franklin Common Council

**ORDINANCE NUMBER 2013-07**

AN ORDINANCE APPROVING RESOLUTION NUMBER 2013-05  
OF THE CITY OF FRANKLIN, INDIANA PLAN COMMISSION, AMENDING PLATTING TERMINOLOGY &  
ARTICLE 6.19(D) OF THE CITY OF FRANKLIN SUBDIVISION CONTROL ORDINANCE  
(To be known as the Platting Terminology & Article 6.19 Subdivision Control Ordinance Amendment)

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**WHEREAS**, the City of Franklin, Indiana Plan Commission (referred to hereafter as the "Plan Commission") is an advisory Plan Commission to the City of Franklin, Indiana (referred to hereafter as the "City"), and has, by Resolution number 2013-05 (a copy of which is attached and referred to hereafter as Resolution 2013-05), recommended that the City's Common Council amend the Platting Terminology and Article 6.19(D) of the Subdivision Control Ordinance text; and

**WHEREAS**, pursuant to Indiana Code § 36-7-4-602, Resolution 2013-05 has been certified to the City's Common Council; and

**WHEREAS**, it has been deemed in the best interest of the City of Franklin to amend and adopt requirements provided to the City pertaining to platting terminology and sump pumps, downspouts, & foundation drains; and

**WHEREAS**, the recommendation of the Plan Commission should be adopted, and the proposed revisions to the City of Franklin Subdivision Control Ordinance should be approved.

**NOW, THEREFORE, THE COMMON COUNCIL OF THE CITY OF FRANKLIN, INDIANA,  
ORDAINS AND ENACTS THE FOLLOWING:**

1. **Subdivision Control Ordinance Text:** The Subdivision Control Ordinance of the City of Franklin, Indiana is hereby amended as described and attached hereto and labeled as "Exhibit A."
2. **Construction of Clause Headings.** The clause headings appearing in this ordinance have been provided for convenience and reference, and do not purport and will not be deemed to define, limit, or extend the scope or intent of the clauses to which the headings pertain.
3. **Repeal of Conflicting Ordinances.** The provisions of all other ordinances in conflict with the provisions of this ordinance are of no further force or effect upon the remaining provisions of this ordinance.
4. **Severability of Provisions.** If any part of this ordinance is held to be invalid, such part will be deemed severable and its validity will have no effect upon the remaining provisions of this ordinance.
5. **Duration and Effective Date.** The provisions set forth in this ordinance become and will remain in full force and effect (until their repeal by ordinance) on the day of passage and adoption of this ordinance by signature of the executive in the manner prescribed by Indiana Code § 36-4-6-15, 16.

**INTRODUCED** on the 3<sup>rd</sup> day of June, 2013.

**DULY PASSED** on this 17 day of June, 2013, by the Common Council of the City of Franklin, Johnson County, Indiana, having been passed by a vote of 6 in Favor and 0 Opposed.

City of Franklin, Indiana, by its Common Council:

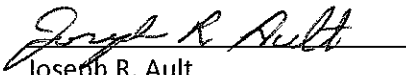
Voting Affirmative:



Steve Barnett, President



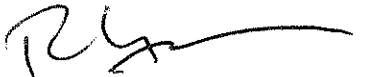
Joseph P. Abban



Joseph R. Ault

Absent

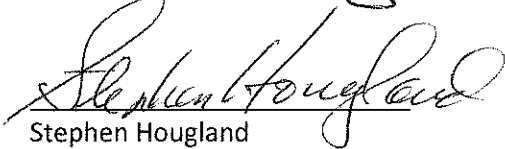
Kenneth Austin



Robert Henderson



Richard Wertz



Stephen Hougland

Voting Opposed:

Steve Barnett, President

Joseph P. Abban

Joseph R. Ault

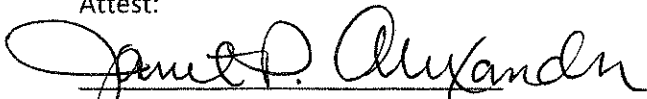
Kenneth Austin

Robert Henderson

Richard Wertz

Stephen Hougland

Attest:




Janet P. Alexander, Clerk-Treasurer

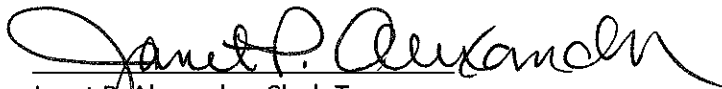
Presented by me to the Mayor of the City of Franklin for his approval or veto pursuant to Indiana Code § 36-4-6-15,16, this 24 day of June at 9 o'clock a.m.

  
Janet P. Alexander, Clerk-Treasurer

This Ordinance having been passed by the legislative body and presented to me was [Approved by me and duly adopted, pursuant to Indiana Code § 36-4-6-16(a)(1)] [Vetoed, pursuant to Indiana Code § 36-4-6-16(a)(2), this 25 day of June at 11 o'clock ~~p.m.~~ a.m.]

  
Joe McGuinness, Mayor

Attest:

  
Janet P. Alexander, Clerk-Treasurer

*Prepared by:*  
*Joanna Myers, Senior Planner*  
*Department of Planning & Engineering*  
*70 E. Monroe Street*  
*Franklin, IN 46131*

## **EXHIBIT "A"**

### **Platting Terminology**

Amending all references in Subdivision Control Ordinance from "preliminary plat" to "primary plat" and from "final plat" to "secondary plat".

### **REPEAL & REPLACE 6.19(D) of Subdivision Control Ordinance**

#### **6.19 General Drainage Standards**

- D. Sump Pumps, Downspouts, & Foundation Drains:** It shall be illegal for sump pumps, downspouts, or foundation drains to outlet directly to the street or into the right-of-way of the street, or to be connected to the sanitary sewer.
1. Sump Pumps: In no case shall a sump pump be used for more than one function; sump pumps shall be used only for the discharge of stormwater. Sump pumps shall discharge onto a grass surface in the side or rear yard and no closer than 25 feet to the right-of-way of any street.
  2. Downspouts and Roof Drains: Downspouts and roof drains shall be discharged no closer to the street than the building setback line, with the exception of single-family residential downspouts and roof drains. All single-family residential downspouts and roof drains shall discharge onto a grass surface no closer than 25 feet to the right-of-way of any street.
  3. Outlet Points: A discharge pipe which outlets onto the surface of the ground shall have its point of discharge outside the boundaries of any drainage or utility easement or street right-of-way. Discharge pipes directed toward or into an open drainage swale or ditch shall provide sufficient separation distance so as to provide sufficient area for reasonable absorption of water into the soil without creating erosion control problems.