Department of Metropolitan Development
Division of Planning
Current Planning

METROPOLITAN DEVELOPMENT COMMISSION — November 18, 2026

Resolution Number:	2026-P-013
Location:	Indianapolis-Marion County, Indiana
Petitioner:	Department of Metropolitan Development
Request:	Amends the Rules of Procedure for the Metropolitan Development Commission and Hearing Examiner and Plat Committee to update filing, notice, hearing, virtual participation, and related administrative procedures
Staff Recommendations:	**Approve**
Staff Reviewer(s):	Carmen Lethig, Deputy Director—Department of Metropolitan Development Bryce Patz, Administrator—Current Planning

STAFF RECOMMENDATION

The Department of Metropolitan Development (DMD) has conducted a review and proposed updates to the Rules of Procedure for the Metropolitan Development Commission and Hearing Examiner and the Plat Committee. The proposed amendments clarify and update procedures related to petition filing and docketing, public notice, hearing-material deadlines, hearing and meeting procedures, virtual participation, and related administrative requirements.

RULES AND PROCEDURES AMENDMENT OVERVIEW

The proposed updates to the Metropolitan Development Commission and Hearing Examiner Rules of Procedure and the Plat Committee Rules of Procedure are intended to clarify, modernize, and better align existing administrative and hearing processes. The amendments address petition filing and docketing, notice requirements, submission deadlines, hearing and presentation procedures, virtual participation, and related administrative provisions. The proposed changes also include technical and organizational updates intended to improve consistency, provide clearer expectations for applicants and interested parties, and support the efficient administration of public hearings.

Community Engagement

Staff provided multiple opportunities for public awareness and input regarding the proposed Rules and Procedures updates:

- October 7, 2026 – Staff presented an overview of the proposed updates at Pre-MDC.

- October 9, 2026 – Proposed redlines were posted to the City's Koveio community engagement platform for public comment.
- October 9, 2026 – Staff recorded a presentation summarizing the proposed Rules and Procedures updates and posted it to the City's website.
- October 15, 2026 – Staff held a virtual community session with Registered Neighborhood Organizations and encouraged public comment.
- October 27, 2026 – Staff held a second virtual community session with Registered Neighborhood Organizations and encouraged public comment.
- November 6, 2026 – The Koveio public-comment period closed.

Exhibits: Summaries of Propsoed Changes to Rules and Procedures

Attached to this staff report are summary exhibits identifying the proposed changes to the Metropolitan Development Commission and Hearing Examiner Rules of Procedure and the Plat Committee Rules of Procedure. Each exhibit organizes the amendments by Article and Section and provides the corresponding proposed redline language to support the Commission's line-by-line review and consideration of individual changes.

Public Comment Summary

The public comment period on Konveio closed on November 6, 2026. Comments received focused on how the proposed procedural changes could affect the amount of time available for neighborhood organizations and other interested parties to review petitions, prepare comments, and participate in public hearings.

Key themes and suggested changes included:

- **Notice and Review Time:** Several commenters expressed concern that establishing a 10-day minimum notice requirement could result in less time for interested parties to review petitions and coordinate neighborhood responses. Some commenters requested retaining the existing 23-day language or providing additional safeguards when notice or supporting materials are received close to the hearing date. The proposed change establishes a minimum notice requirement; Staff will continue providing legal notice materials to petitioners after filing, completion of intake, and payment of applicable fees so that petitioners may provide notice in advance of the minimum deadline, consistent with current administrative practice as it is today.
- **Presentation and Speaking Time:** Comments addressed the proposed changes to presentation time, with some commenters requesting additional time for complex petitions or organized neighborhood presentations. Other comments supported shorter initial presentation periods or suggested allowing additional time at the discretion of the presiding officer.
- **Continuance Procedures:** Some commenters raised concerns regarding the relationship between notice timing and the deadline for requesting a continuance. Suggested changes included providing flexibility when an interested party receives notice or supporting materials close to the applicable deadline.

- **Written Public Comments:** Comments addressed the timing for inclusion of written comments in the advance hearing packet and requested that comments received later in the process remain available to the decision-making body and part of the petition record.
- **Other Hearing Procedures:** Individual comments addressed provisions related to testimony by City-County Council members or members-elect and requested additional flexibility in hearing procedures for petitions involving complex or significant issues.

Overall, the comments reflected a recurring concern regarding the amount of time available for public review and participation when the proposed notice, submission, continuance, and hearing procedures are considered together.

Exhibit A

Metropolitan Development Commission
Rules and Procedures
Proposed Changes List

Legend: Proposed additions are shown in red underline. ~~Proposed deletions are shown in red strikethrough.~~

1. Article I – General Rules; Section 1, Definitions – "Speedway Hearing Examiner"

Proposed Redline

~~A specific Hearing Examiner includes the "Speedway Hearing Examiner". The Commission shall appoint a resident of the Town of Speedway to act as the Speedway Hearing Examiner.~~

2. Article I – General Rules; Section 1, Definitions – "Presentation"

Proposed Redline

"Presentation" shall mean a slide deck, display boards, handouts, visual aids, or other demonstrative materials prepared by or on behalf of an applicant solely to summarize or explain materials timely submitted in connection with a petition. A Presentation does not include, and may not modify, amend, supplement, or conflict with, a petition, site plan, plat, elevations, proposed commitments or conditions, supporting documents, exhibits, or any other materials or submissions subject to a submission deadline under these Rules.

3. Article I – General Rules; Section 1, Definitions – "Staff"

Proposed Redline

"Staff" shall mean the staff of the Commission who administers the public hearing process and provides formal recommendations on land use matters.

4. Article III – Filing of Petitions; Section 2, Filing Required at Least Thirty-Five Days Prior to Hearing

Proposed Redline

~~All petitions, except for Regional Center, shall be filed at least thirty-five (35) days prior to the initial hearing at which they are to be considered, unless otherwise approved by the Administrator.~~

A. Hearing and Filing Schedule. The Hearing and Filing Schedule, as published on the Commission's website, establishes all applicable deadlines, including filing deadlines, staff report preparation deadlines, notice issuance dates, and target hearing dates.

B. Minimum Filing Requirement. Except for Regional Center petitions, all petitions shall be filed no fewer than thirty-five (35) days prior to the initial hearing at which the petition is to be considered.

C. Compliance With Intermediate Deadlines. All interim dates and procedural requirements identified in the Hearing and Filing Schedule must be met before any petition may be placed on an agenda or heard. All supporting documents, exhibits, revised materials, and any other materials that an applicant wants the Commission, Committee, or Hearing Examiner to review, including any Presentation, must be submitted in final form for inclusion with the agenda not fewer than five (5) days before the applicable hearing or meeting. Notwithstanding the foregoing, the City retains sole discretion to accept a Presentation submitted after this deadline; that discretion applies only to the late Presentation and does not extend to any other materials or submissions subject to this deadline.

D. No Exceptions; Missed Deadlines; Late Presentations. No exceptions or deviations from the filing deadline, related schedule requirements, or agenda-materials deadline are permitted, except that the City may accept a late Presentation in its sole discretion as provided in Section C above. If an applicant misses any applicable submission deadline, the applicant must request a continuance; the missed deadline shall not be automatically accommodated and late-submitted materials shall not be added to the agenda or considered at the scheduled hearing or meeting, other than a late Presentation accepted by the City in its sole discretion. A Presentation accepted after the applicable deadline must not conflict with any timely submitted materials or submissions; if a conflict exists, the timely submitted materials or submissions control. Acceptance of a late Presentation shall not require or permit any change to the final agenda.

5. Article III – Filing of Petitions; Section 9, Fees – Subsection B, Improvement Location Permit Fees

Proposed Redline

~~B. IMPROVEMENT LOCATION PERMIT FEES – Delete this subsection in its entirety, including: (1) Non-Refundable Application Fee; (2) New Single-family Construction; (3) Single-family Accessory Buildings and Additions; (4) Two-family/Cluster/Attached; (5) Other Improvements associated with single- and two-family; (6) Multi-Family; (7) Signs; (8) Commercial, Industrial or Special Use; and (9) Floodplain Development Plan Review Fees, together with all associated fee amounts.~~

The proposed redline removes the entire Improvement Location Permit Fees subsection and its fee table.

6. Article IV – Docketing of Petitions; Section 1, Docketing by Administrator

Proposed Redline

Each complete petition filed in proper form shall be considered complete when all required application materials, supporting documents, studies or reports, plans, certifications, and other required information have been submitted and all applicable filing fees have been paid. ~~numbered and docketed by the Administrator within ten (10) days after a petition has been filed for hearing either before the Hearing Examiner or the Commission~~Within ten (10) days after a complete petition has been filed and all applicable filing fees have been received, the Administrator shall number and docket the petition for hearing before the Hearing Examiner, Committee, or Commission, as applicable. However, the Commission may, by resolution, adopt any method of assignment of cases it deems appropriate.

7. Article IV – Docketing of Petitions; Section 3, Docket Numbers

Proposed Redline

After determination by the Administrator that a petition, ordinance or resolution is complete and has been presented in proper form with all required exhibits, ~~and~~ supporting documents, and applicable filing fee has been assessed, such petition, ordinance or resolution shall be filed and numbered consecutively in the order of its filing.

8. Article V – Notice; Section 1.B(1), Additional Notice by Petitioners

Proposed Redline

Additional notice shall be given by the petitioner by registered, certified or first-class mail at least ~~twenty-three (23)~~ten (10) days before the date of the hearing.

9. Article V – Notice; Section 1.B(3), Petitions to Vacate an Alley, Street, Easement, or Public Grounds

Proposed Redline

Additional notice of a petition to vacate an alley, street, easement, or public grounds shall be given by registered, certified or first-class mail at least ~~twenty-three (23)~~ten (10) days before the date of the hearing.

10. Article V – Notice; Section 1.C, Notice on Subject Property

Proposed Redline

Notice for applicable petitions shall be posted at least ~~twenty-three (23)~~ten (10) days before the date of hearing.

11. Article VI – Public Hearings; Section 1, Time and Place of Public Hearings

Proposed Redline

Regular meetings and public hearings of the Commission shall be held in the City-County Building, Indianapolis, Indiana, at 1:00 ~~pm~~o'clock P.M on the 1st and 3rd Wednesday of each month.

12. Article VI – Public Hearings; Section 3, All Meetings and Hearings Public

Proposed Redline

All meetings and hearings of the Commission, Committee or Hearing Examiner shall be conducted in accordance with the Indiana Open Door Law (IC 5-12-1.5-3.5, as amended from time to time). Staff shall ensure that an accurate record of all meetings is prepared and kept, prepare the agenda for the meeting, notify the members of the meetings and maintain records of the Commission. The final agenda for each meeting or hearing shall be made available not fewer than five (5) days before the meeting or hearing. Once the City sends the agenda to the Commissioners, Committee members, or Hearing Examiner, as applicable, the agenda is final and no agenda changes are permitted.

13. Article VI – Public Hearings; Section 4, Quorum and Official Vote – Electronic Voting

Proposed Redline

When an electronic voting system is used, the voting period shall remain open for a fixed duration of one (1) minute. During this time, members may cast or change their votes. Once the voting period has expired, no changes to votes shall be permitted. The presiding officer shall then close the vote and announce the result.

14. Article VI – Public Hearings; New Section 5, Virtual Attendance

Proposed Redline

Virtual attendance for meetings of the Commission, Committee or Hearing Examiner is permitted so long as it is done in accordance with IC 5-14-1.5-3.5 (as amended from time to time). If any member(s) participates in a meeting of the Commission, Committee or Hearing Examiner hearing virtually, then all votes shall be by roll call or voice vote.

15. Article VI – Public Hearings; Appearance Required Prior to Testimony and Evidence by Parties – Written Appearance

Proposed Redline

Any person interested in any petition shall have the right to enter a written appearance in the petition. Such written appearance shall indicate the name of the person appearing, or the name of any attorney or agent appearing on behalf of the

interested party, and the address and telephone number of the party, attorney, or agent. The filing of the petition shall be deemed as an appearance therein by the petitioner and his attorney or agent. Any person interested in a petition shall also have the right to appear at the public hearing and state his or her issues, without filing a written appearance.

16. Article VI – Public Hearings; Time Allowed and Procedure for Hearing of Petitions – Presentation Time

Proposed Redline

Petitioners and remonstrators, respectively, shall be permitted a total of ~~twenty (20)~~fifteen (15) minutes each for the presentation of evidence, statements and argument at the public hearing of every petition. Petitioners/supporters shall have ~~fifteen (15)~~ten (10) minutes for their initial presentation. Remonstrators/opponents shall have ~~fifteen (15)~~ten (10) minutes for their initial presentation.

17. Article VI – Public Hearings; Time Allowed and Procedure for Hearing of Petitions – Order of Presentation

Proposed Redline

Staff shall present its review of the request, recommendation, and evidence, if any. Then;

A reasonable additional time shall be allowed for any member or member-elect of the City-County Council to provide testimony regarding a petition.

A reasonable additional time may be allowed for any member or member-elect of the City-County Council to provide rebuttal testimony.

18. Article VI – Public Hearings; Time Allowed and Procedure for Hearing of Petitions – Group Presentation

Proposed Redline

The Chairman, President or Hearing Examiner may, at their discretion, extend the presentation time for a petitioner or remonstrator appearing on behalf of a group to up to fifteen (15) minutes for the presentation of evidence, statements, and arguments in support of or in opposition to the matter under consideration.

19. Article VI – Public Hearings; Time Allowed and Procedure for Hearing of Petitions – Public Comment Deadline

Proposed Redline

Letters and written communication mailed, hand delivered, emailed to the Staff or submitted through the Commission website no later than 4:00 PM on the day, five (5) calendar days prior to the hearing date will be included in the hearing packet

sent in advance to the Commission, Committee or Hearing Examiner as the case may be.

20. Article VI – Public Hearings; Time Allowed and Procedure for Hearing of Petitions – Applicant Hearing Materials

Proposed Redline

All supporting documents, exhibits, revised materials, other materials an applicant wants reviewed or included in the hearing packet, and any Presentation must be submitted in final form for inclusion with the agenda not fewer than five (5) days before the hearing or meeting. Applicant materials submitted after that deadline will not be included in the hearing packet, added to the agenda, or reviewed at the scheduled hearing or meeting; the applicant must request a continuance and shall not receive automatic accommodation for the missed deadline, except that the City retains sole discretion to accept a Presentation submitted after that deadline. That discretion applies only to the late Presentation and does not extend to any other materials or submissions subject to the deadline. A Presentation accepted after the deadline must not conflict with any timely submitted materials or submissions; if a conflict exists, the timely submitted materials or submissions control. Letters and website submissions received after the public-comment deadline will be included in the case file and made available to the Commission, Committee or Hearing Examiner at the hearing.

21. Article VI – Public Hearings; Orderly Conduct Required

Proposed Redline

~~Every person appearing at the hearings shall abide by the order and directives of the presiding officer. Discourteous, disorderly or contemptuous conduct shall be regarded as a breath of the privileges extended by the Commission and shall be dealt with by the presiding officer as is deemed fair and proper.~~

Pursuant to Indiana law, every person attending a hearing of the Commission or Committee shall abide by the order and direction of the Commission or the Committees' presiding officer. Every person appearing before the Hearing Examiner shall abide by the order and direction of the Hearing Examiner. Attendees shall not engage in behavior that disrupts a meeting. Attendees shall not engage in audible conversations that are disruptive and shall exhibit respect to the Committee, Commission, the Hearing Examiner, the Administrator, Staff and other individuals attending the public meetings. All cell phones and other electronic devices should be silenced or turned off during public meetings. Discourtesy, disorderly or contemptuous conduct shall be regarded as a breach of these rules and shall be dealt with as the presiding officer directs, which may include directing the attendee to leave the meeting and, if the attendee refuses, directing a law enforcement officer

to remove the attendee from the meeting. Attendees shall not address the Commission, the Committee or the Hearing Examiner except as provided herein.
If an attendee engages in disruptive behavior, then the presiding officer of the Commission or Committee, or the Hearing Examiner may respond in the following manner:
Issue three (3) verbal warnings to the disruptive attendee.
After issuing the third warning, if disruptive behavior from the attendee continues, the attendee will be directed to leave the meeting.
If an attendee refuses to leave the meeting when directed by the presiding officer for a violation of these rules, then the presiding officer may direct a law enforcement officer to remove the attendee from the meeting.
Nothing in this section shall be interpreted to prohibit a law enforcement officer from immediately removing an attendee from a meeting if: (i) removal of the attendee is necessary to maintain order or ensure the safety of another person; (ii) the attendee commits a criminal offense; or (iii) the attendee violates these rules and procedures.

22. Article VI – Public Hearings; Disqualification for Personal or Financial Interest – Disputed Conflict Procedure

Proposed Redline

If the existence of a personal or financial interest under this Section is disputed, the presiding President or Chairman, as the case may be, shall make a summary determination on the record after allowing brief statements from the member of the Commission or Committee, as the case may be, and any party who raises the conflict. The Chairman/President's determination shall be final and binding for purposes of the relevant proceedings. If the Chairman/President determines that a conflict exists, the member shall be disqualified under this Section and shall not participate in the hearing, deliberation, findings of fact, or vote on the matter and shall leave the hearing room during testimony and deliberations on the petition. The minutes shall reflect the objection, the Chairman/President's ruling, and the member's disqualification, if ordered.

23. Article VI – Public Hearings; Amendments to Any Petition

Proposed Redline

~~Requests to amend any petition may be filed in writing prior to or at the beginning of any hearing, or made orally at the hearing. Any remonstrators present shall have the right To be heard on any objections they may have to such proposed amendment. It shall be within the discretion of the Commission, Committee or Hearing Examiner to grant or deny requests for amendments and to require re-notification in compliance with Article V. Provided, however, any proposed amendment to change the zoning classification shall be re-docketed and readvertised unless the proposed change is for a use allowed in the zoning classification originally petitioned for. Further, in any~~

~~petition needing re-docketing and re-advertising, the petitioner shall pay an additional filing fee.~~

Requests to amend any petition must be filed in writing before the agenda-materials deadline in Article III, Section 2 and before the City sends the agenda to the Commissioners, Committee members, or Hearing Examiner, as applicable. No oral request to amend a petition may be made at the hearing if it would require an agenda change or consideration of materials not timely submitted. Any remonstrators present shall have the right to be heard on objections to a timely proposed amendment. It shall be within the discretion of the Commission, Committee or Hearing Examiner to grant or deny timely requests for amendments and to require re-notification in compliance with Article V. Provided, however, any proposed amendment to change the zoning classification shall be re-docketed and re-advertised unless the proposed change is for a use allowed in the zoning classification originally petitioned for. Any amendment requiring re-docketing, re-advertising, revised notice, or a change to the final agenda shall require the applicant to request a continuance and shall not receive automatic accommodation; the petitioner shall pay any additional filing fee required.

24. Article VI – Public Hearings; Commitments, Amendments and Supplements to Supporting Documents

Proposed Redline

~~Requests to amend or supplement supporting documents to any petition, including revised site plan, revised elevations, proposed commitments and conditions, must be filed no later than the Monday of the week prior to the week of the scheduled hearing.~~

~~If supporting documents (including information which may be used to support staff's position) are amended or supplemented between the Monday of the week prior to the week of the scheduled hearing and the beginning of the hearing, or at the hearing, it shall be within the discretion of the Commission, Committee or Hearing Examiner to continue the petition. In making this determination, consideration shall be given to whether or not the staff, petitioners, and any remonstrators have had sufficient time to adequately review these new supporting documents.~~

All requests to amend or supplement supporting documents to any petition, including revised site plans, revised elevations, exhibits, proposed commitments and conditions, any Presentation, and any other materials an applicant wants reviewed, must be submitted in final form for inclusion with the agenda not fewer than five (5) days before the scheduled hearing or meeting. Except for a late Presentation accepted by the City in its sole discretion under this Section, no

exceptions to this deadline are permitted.

Materials submitted after the deadline in this Section shall not be added to the agenda, included in the hearing packet, or reviewed at the scheduled hearing or meeting, except for a Presentation accepted by the City in its sole discretion. The City's discretion applies only to the late Presentation and does not extend to any other materials or submissions subject to the deadline. A Presentation accepted after the deadline must not conflict with any timely submitted materials or submissions; if a conflict exists, the timely submitted materials or submissions control. If an applicant misses the deadline for any materials or submissions other than a late Presentation accepted by the City in its sole discretion, the applicant must request a continuance; the missed deadline shall not be automatically accommodated, and the Commission, Committee or Hearing Examiner shall not be required to continue the petition solely to accommodate late-submitted materials.

25. Article VIII – Final Disposition of Petitions; Section 6, Final Disposition of Vacation Petitions – New Commitments Subsection

Proposed Redline

COMMITMENTS.

If deemed advisable, the Committee may require or permit the petitioner to make written commitments concerning the use or development of the subject property.

The commitments shall be reduced to writing in recordable form and signed by the owner(s) of the real estate. The commitment(s) shall be in effect for such length of time as the Committee may require and the commitment(s) shall authorize their recording by the Division of Planning in the Office of the Recorder of Marion County, Indiana upon adoption of a vacation or plat petition by the Committee. Following the recording of the commitments, the Division shall return the original recorded commitment to petitioner and shall retain a copy of the recorded commitments in its file. The commitments shall be in substantially the form set forth by the Commission.

Copies of the Exhibit forms are available from the Department of Metropolitan Development. The Committee may require in such commitment the designation of any specially affected persons, who shall be entitled to enforcement thereof pursuant to IC 36-7-4-1015. The commitments may be modified or terminated by a decision of the Committee, or its successor, made at a public hearing after proper notice has been given. Any modification or termination of the commitments approved by the Committee shall not be in full force and effect until reduced to writing by the present owner(s) of the real estate, approved by the Committee, and recorded in the office of the Recorder of Marion County, Indiana. The modification or

termination shall be in substantially the form set forth by the Commission. Copies of the Exhibit forms are available from the Department of Metropolitan Development.

Exhibit B

Plat Committee
Rules and Procedures
Proposed Change List

Legend: Proposed additions are shown in red underline. ~~Proposed deletions are shown in red strikethrough.~~

1. Article I – Plat Committee, General; Section 1, Definitions – "Administrator"

Proposed Redline

"Administrator" shall mean the Administrator of Division of Planning of the Department of Metropolitan Development, or his/her designated representative(s).

Moves the Administrator definition from former Article IX to Article I and revises the wording to "Administrator of Division of Planning."

2. Article I – Plat Committee, General; Section 1, Definitions – "Commission"

Proposed Redline

"Commission" shall mean the Metropolitan Development Commission of Marion County, Indiana.

Moves the Commission definition from former Article IX to Article I and adds "of Marion County, Indiana."

3. Article I – Plat Committee, General; Section 1, Definitions – "Committee"

Proposed Redline

"Committee" shall be the five-member Plat Committee of the Metropolitan Development Commission.

Moves the Committee definition from former Article IX to Article I.

4. Article I – Plat Committee, General; Section 1, Definitions – "Interested Parties"

Proposed Redline

"Interested Parties" shall mean the following people and/or organizations: owners of all adjoining parcels of land in Marion County to a depth of two (2) ownerships within six-hundred and sixty (660) feet of the perimeter of the subject property; owners of property within the area included in the petition who are not petitioners; owners of property outside of Marion County, regardless of jurisdiction, if their property is within a depth of two (2) ownerships or within six-hundred and sixty (660) feet of the perimeter of the subject property described in the petition; neighborhood organizations whose boundaries include all or some part of the subject property as delineated upon the Neighborhood Organization Map of the Department of

Metropolitan Development; the City-County Councilor whose District includes all or some part of the subject property.

Adds a definition of Interested Parties.

5. Article I – Plat Committee, General; Section 1, Definitions – "Staff"

Proposed Redline

"Staff" shall mean the staff of the Committee who administers the public hearing process and provides formal recommendations on land use matters.

Adds a definition of Staff.

6. Throughout Rules – Defined-Term Consistency for "Committee"

Proposed Redline

After defining "Committee" as the five-member Plat Committee, delete the word ~~Plat~~ before "Committee" where the defined term is used throughout the Rules.

Technical terminology change applied throughout the document; no change to the identity or authority of the Plat Committee.

7. Article II – Public Hearings; Section 12, Quorum – Electronic Voting

Proposed Redline

When an electronic voting system is used, the voting period shall remain open for a fixed duration of one (1) minute. During this time, members may cast or change their votes. Once the voting period has expired, no changes to votes shall be permitted. The presiding officer shall then close the vote and announce the result.

Adds a procedure for electronic voting.

8. Article II – Public Hearings; New Section, Virtual Attendance

Proposed Redline

VIRTUAL ATTENDANCE - Virtual attendance for meetings of the Committee is permitted so long as it is done in accordance with IC 5-14-1.5-3.5 (as amended from time to time). If any member(s) participates in a meeting of the Committee hearing virtually, then all votes shall be by roll call or voice vote.

Adds virtual attendance and voting procedures.

9. Article II – Public Hearings; Section 16, Time Allowed and Procedure for Hearing of Petitions – Total Presentation Time

Proposed Redline

Petitioners and remonstrators, respectively, shall be permitted a total of ~~20~~ fifteen (15) minutes for presentation of evidence, statements, and argument at the public hearing of every petition.

Reduces total presentation time for each side from 20 minutes to 15 minutes.

10. Article II – Public Hearings; Section 16.D – Petitioner Initial Presentation

Proposed Redline

Petitioners and persons appearing in support of the petition being heard shall first have ~~15~~ ten (10) minutes for the presentation of evidence, statements and argument in support of the matter being considered. A reasonable additional time shall then be allowed for cross-examination and redirect examination of petitioner's witnesses.

Reduces the petitioner/support initial presentation from 15 minutes to 10 minutes.

11. Article II – Public Hearings; Section 16.E – Remonstrator Initial Presentation

Proposed Redline

Remonstrators and persons appearing in opposition to the petition shall then have ~~15~~ ten (10) minutes for the presentation of evidence, statements, and argument in opposition to the matter being considered. A reasonable additional time shall then be allowed for cross-examination and redirect examination of remonstrators' witnesses.

Reduces the remonstrator/opposition initial presentation from 15 minutes to 10 minutes.

12. Article II – Public Hearings; Section 16.H and 16.I – Rebuttal Time

Proposed Redline

The petitioner shall then have five (5) minutes for rebuttal. Remonstrators and persons appearing in opposition to the petition shall then have five (5) minutes for rebuttal.

Technical clarification expressing the existing rebuttal time as "five (5)" minutes.

13. Article II – Public Hearings; Section 16.J – City-County Council Testimony

Proposed Redline

A reasonable additional time may be allowed for any member or member-elect of the City-County Council to provide rebuttal testimony.

Extends the provision to a member-elect of the City-County Council.

14. Article III – Filing and Docketing of Petitions; Section 24, Docket Number

Proposed Redline

After determination by the Administrator that a petition has been presented in proper form with all required exhibits, materials, ~~and~~ information, and all applicable filing fees have been paid, such petition shall be filed and numbered consecutively in the order of its filing.

15. Article IV – Notice; Section 30.B(1), Plat Petitions and Petitions to Vacate a Plat or Portion of a Plat

Proposed Redline

Additional notice shall be given by the petitioner by registered, certified or first-class mail at least ~~twenty-three (23)~~ ten (10) days before the date of the hearing.

Reduces the petitioner mailing notice period from 23 days to 10 days.

16. Article IV – Notice; Section 30.B(2), Petitions to Vacate an Alley, Street, Easement, or Public Grounds

Proposed Redline

Petitioner shall give additional notice by registered, certified or first class mail at least ~~twenty-three (23)~~ ten (10) days before the date of the hearing.

Reduces the petitioner mailing notice period from 23 days to 10 days.

17. Article IV – Notice; Section 30 – Condominium Notice Cross-Reference

Proposed Redline

In the case of property that is subject to I~~.~~C~~.~~ 32-25, each condominium unit shall be deemed one property ownership and the common area designated in the appropriate condominium instruments shall be deemed one property ownership, and notice to the co-owners of such common area may be given to the association of co-owners.

Technical citation-formatting change from "I.C." to "IC."

18. Article IX – Definitions – Deletion and Relocation

Proposed Redline

~~ARTICLE IX - DEFINITIONS~~

~~As used in these Rules of Procedure, the following terms shall have the following meanings:~~

~~"Administrator" shall mean the Administrator of the Division of Planning of the Department of Metropolitan Development, or his/her designated representative(s).~~

~~"Commission" shall mean the Metropolitan Development Commission.~~

~~"Committee" shall be the five-member Plat Committee of the Metropolitan Development Commission.~~

Deletes the former standalone Definitions article because the definitions are relocated to Article I; new definitions of Interested Parties and Staff are also added in Article I.