

ORDINANCE NO. 2016 - 11

ORDINANCE AMENDING Title IX, Section 90.02,
Titled ABATEMENT OF NUISANCES

WHEREAS, there presently exists in the Code of Ordinances of the City of Delphi Title IX, Section 90.02 titled "Abatement of Nuisances"; and

WHEREAS, the language of said section does not provide for a penalty or fine to those who violate the ordinance and the abatement process is not practical as it is currently written; and

WHEREAS, the ordinance shall be amended to reflect the new penalty amount and subsequent violation penalties.

WHEREFORE, be ordained by the Common Council of the City of Delphi, Indiana, Title IX, Section 90.02 titled "Abatement of Nuisances" is hereby amended to read as follows:

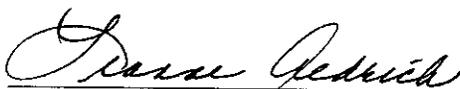
§ 90.02 ABATEMENT OF NUISANCES.

Any person maintaining a public nuisance shall upon proper notice by the City of Delphi, or its authorized agent(s), abate the same. Proper notice is defined as (1) sending the notice via registered or certified mail to the person's residence, or (2) by delivering the notice to him/her personally, or leaving a copy of the notice at his/her dwelling house or usual place of abode. If a person declines to sign for the registered or certified mailing, personal delivery is legally sufficient.

Failure to abate within 7 calendar days after proper notice is issued by the City may result in a fined penal sum of \$25.00, for the first offense. Failure to abate within 7 calendar days after a proper notice is issued by the City, for the second offense, may result in a fined penal sum of \$50.00. Should the city be forced to abate any such nuisance, after proper notice has been issued, all costs of such abatement shall be borne by the person, company, or organization owning the property upon which the nuisance occurred.

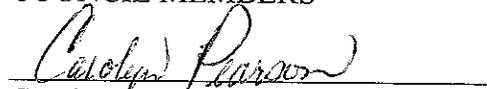
('63 Code, § 17-30, Am. Ord 2016-11, passed _____.)

Passed and adopted by the Common Council of the City of Delphi, Indiana this 12th
day of August, 2016 at 7:00 o'clock p.m.


Leanne Aldrich, Clerk-Treasurer


Shane Evans, Mayor

COUNCIL MEMBERS


Carolyn Pearson, President

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