

**ORDINANCE AMENDING Title III, Section 30.03(D)(3)
Introduction and Adoption of Ordinances and Resolutions**

WHEREAS, there presently exists in the Code of Ordinances of the City of Delphi Title III, Section 30.03 (D) (3) titled "Introduction and adoption of ordinances and resolutions"; and

WHEREAS, the language of said section states:

"(D)(3) Introduction and adoption of ordinances and resolutions.

(a) All ordinances shall be read three times before being passed, and no ordinance shall pass on the same day in which it is introduced unless the provisions of I.C. 36-4-6-13 are complied with.

(b) Resolutions shall be subject to the same rule in method of introduction and adoption as ordinances.

(c) On the passage or adoption of any ordinance or resolution the "yeas" and "nays" shall be taken and entered in the record, and the ordinances shall be processed in accordance with I.C. 3-4-6-14 through 36-4-6-17"; and

WHEREAS, the process of proposing, introducing, and passing resolutions can be executed more efficiently; and

WHEREAS, all remaining sections in Delphi Code Title III, Section 30.03 titled "Legislative Branch" shall remain unchanged and in full force.

WHEREFORE, be it ordained by the Common Council of the City of Delphi, Indiana, Title III, Section 30.03 (D) (3) is hereby amended to read as follows:

Title III, Section 30.03 (D) (3) Introduction and adoption of ordinances and resolutions.

(3) Introduction and adoption of ordinances, resolutions, and orders.

(a) All ordinances shall be read three times before being passed, and no ordinance shall pass on the same day in which it is introduced unless the provisions of I.C. 36-4-6-13 are complied with.

(b) Resolutions. It shall not be necessary to have more than one reading of a resolution or other motion, except an ordinance. After one reading of a resolution or motion, the Council may act upon the resolution or motion in any manner that it can otherwise act, including but not limited to passing, rejecting, amending, or committing the resolution or other motion.

(c) On the passage or adoption of any ordinance or resolution the "yeas" and "nays" shall be taken and entered in the record, and the ordinances shall be processed in accordance with I.C. 3-4-6-14 through 36-4-6-17".

WHEREAS, all prior ordinances or parts thereof inconsistent with any provision of this Ordinance are hereby repealed.

WHEREAS, this ordinance shall be in full force and effect from and after its passage and approval as provided by law.

(Ord. 82-3, passed 3-15-82; Am. Ord. 7-86, passed 11-17-86; Am. Ord. 92-1, passed 1-31-92; Am. Res. R98-1, passed 4-2-98; Am. Ord 2000-2, passed 1-3-00, Am. Ord. 2016-____, passed ____).

ORD 7.15	Unlawful to Deface, Injure, or Tamper with Signs	\$15.00
ORD 71.41	Notice of Violation to be Attached to Vehicle	\$15.00
ORD. 90.02	Abatement of Nuisances – 1 st Offense	\$25.00
ORD. 90.02	Abatement of Nuisances – 2 nd Offense	\$50.00

Any subsequent admissions or judgments of a violation of the same ordinance or code provision of one scheduled above within a calendar year shall be subject to \$15.00 as the total civil penalty.

Section 5. The provisions of the Delphi Municipal Code and the Ordinances referred to herein are hereby amended to provide and declare the civil penalty scheduled with the said ordinance or code provision to be the specific civil penalty for the violation of said ordinance or code provisions.

Section 6. This Ordinance hereby repeals all Delphi Municipal Code and Ordinance provisions inconsistent herewith. All other provisions of the Delphi Municipal Code not affected by this Ordinance remain in full force and effect.

Section 7. The sections, paragraphs, sentences, clauses and phrases of this Ordinance are separable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional, invalid or unenforceable by the valid judgment or decree of a court of competent jurisdiction, shall unconstitutionality, invalidity or unenforceability shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Ordinance.

Section 8. That this Ordinance shall be in full force and effect from and after its passage, approval and publication according to law.

(Ord. 89-5, passed 5-1-89; Am. Ord. 2016-6, passed 4-4-16; Am. Ord. 2016-___, passed ___)

Passed and adopted by the Common Council of the City of Delphi, Indiana this 5th day of July, 2016 at 7:00 o'clock, p.m.

Shane Evans
Shane Evans, Mayor

Leanne Aldrich
Leanne Aldrich, Clerk Treasurer

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