

ORDINANCE NO. 2021-01

ORDINANCE AMENDING CHAPTER 6 OF THE HOPE TOWN CODE

WHEREAS, the Town Council of the Town of Hope, Indiana (the "Council") has previously adopted an ordinance amending Chapter 6 of the Hope Town Code related to Garbage and Rubbish, Ordinance 2017-08; and

WHEREAS, the Council now desires to further amend **Chapter 6, Article 15 Garbage and Rubbish** in order to add additional penalties for violations of Chapter 6, Article 15; and

NOW, THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF HOPE, INDIANA, THE FOLLOWING:

1. That Chapter 6, Article 15, shall be amended to read as follows:

For the purpose of this ordinance the following definitions shall apply unless the context clearly indicates or requires a different meaning.

TRASH. All putrid waste materials of every kind, including but not limited to such items as tree trimmings, cans, glass, paper, appliances, tires, wheels, metal devices, parts, and televisions, whether or not those items are a health hazard.

UNWHOLESOME SUBSTANCE. Garbage and any other putrescible material which may provide food or breeding places for rats, mice or other diseased-carrying animals or insects.

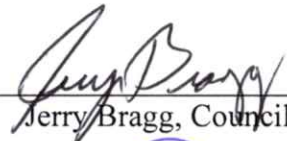
- (A) It shall be a violation of this Ordinance for any residence and/or any private property within the Town of Hope, Indiana, whether as owner, lessee, tenant, occupant or otherwise to allow any Trash or Unwholesome Substance to remain on or around any residence or any private property within the Town of Hope whatsoever.
- (B) Any owner, lessee, tenant, occupant or otherwise of the residence or private property, including any surrounding property therein, containing any Trash or Unwholesome Substance, shall receive notification of said violation.
- (C) If violation of this ordinance is not corrected within ten (10) days from notification, the owner, lessee, tenant, occupant or otherwise of the residence or private property shall be fined at a rate of \$25.00 per day until cleanup and said removal is complete to the satisfaction of the Town or its appointed agent.
- (D) In addition to the imposed fines as set forth herein, any person receiving a judgment for violating any provision of this Chapter shall be required to pay

all costs and expenses, including the Town's attorneys' fees, related to adjudicating the violation.

2.. SEVERABILITY: Any provision herein contained which is found by a court of competent jurisdiction to be deemed to be unlawful or which by operation of law shall be inapplicable, shall be deemed omitted but the rest and remainder of this ordinance, to the extent feasible, shall remain in full force and effect.

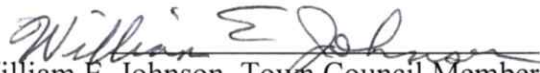
3. EFFECTIVE DATE: This Ordinance shall become effective immediately upon passage or as provided for by law.

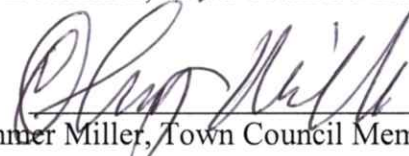
ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF HOPE, INDIANA, on this the 16th day of March, 2021 by a vote of _____ ayes and _____ nays.


Jerry Bragg, Council President


John Walstad, Town Council Member


Clyde Compton, Council Vice President


William E. Johnson, Town Council Member


Ohmer Miller, Town Council Member

Approved and signed this 16th day of March, 2021 at _____ M.

ATTEST:


Clerk of the Town Council