

ORDINANCE 25, 2006

AN ORDINANCE AMENDING CHAPTER 37 OF THE MUNICIPAL CODE OF THE CITY OF VALPARAISO ENTITLED "ORDINANCE VIOLATION BUREAU"

WHEREAS, the City of Valparaiso is in need of revising various ordinances that provide enforcement actions through the Violation Bureau; and

WHEREAS, certain sections of Chapter 37, "Ordinance Violation Bureau", also are in need of revision in order to allow said enforcement actions to be pursued: and

WHEREAS, all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed;

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Valparaiso, Indiana that certain sections of Chapter Thirty–Seven (37) of the Municipal Code of the City of Valparaiso be amended to read as follows:

Section 37.03 shall read as follows:

37.03 DUTIES.

The Violations Clerk may accept written appearances, waivers of trial, admissions of violations and payments of civil penalties of not more than \$250 in ordinance violation cases scheduled herein.

Section 37.04 shall read as follows:

37.04 APPLICATION.

The various ordinances of the City are subject through the Ordinance Violation Bureau and shall include, but not be limited to, the Traffic Code (sections 150.15 through 150.35), the City Zoning Ordinance, the Illicit Discharge and Detection Ordinance, and the Regulations Controlling Certain Environmental Impacts from Land Disturbing Activities Ordinance. The Building Inspector, his designees, members of the Fire department designated by the Fire Chief, all sworn Police Officers, the Engineering Director (City Engineer) or his designees, as well as other officials of the City shall have the authority to issue violation notices pursuant to this code, as provided for herein.

Section 37.05 shall read as follows:

37.05 PROCEDURE

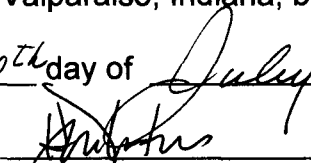
The person notified of a violation scheduled herein shall appear before the Violation Clerk within five days of receipt of the notice or be deemed to have denied the alleged violation, unless a different procedure is specified in the chapters and sections listed in section 37.04. Receipt of notice shall occur upon posting the notice upon the person's automobile or residence, the mailing of the notice by first class mail to the person's last known address, or faxing the notice to the person's home or business.

Section 37.10, paragraph A, shall read as follows:

37.10 CIVIL PENALTY: COLLECTION.

(A) All ordinances, chapters and/or sections listed in section 37.04 and/or 37.05 shall carry a civil penalty of \$250 unless another penalty is specified or the City proceeds under section 10.99.

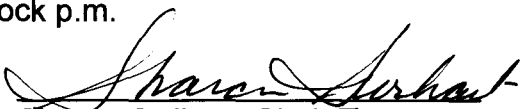
PASSED by the Common Council of the city of Valparaiso, Indiana, by a 6-0 vote of all members present and voting this 10th day of July, 2006.


Jon Costas, Mayor

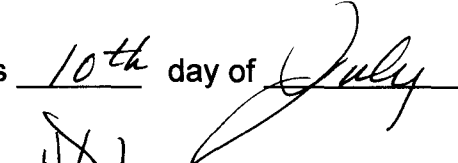
ATTEST:


Sharon Swihart, Clerk-Treasurer

Presented by me to the Mayor of the City of Valparaiso, Indiana, this 10th day of July, 2006 at 7:45 o'clock p.m.


Sharon Swihart, Clerk-Treasurer

This Ordinance approved and signed by me this 10th day of July, 2006, at 7:45 o'clock p.m.


Jon Costas, Mayor