

ORIGINAL

JOINT ORDINANCE CONCERNING CODIFICATION

ORDINANCE NO. 2008

COUNTY COUNCIL ORDINANCE NO. 2008- 001

WHEREAS, the Board of Commissioners of Delaware County are obligated under State Law to codify ordinances, and,

WHEREAS, the Delaware County Council also desires to have codification of their various actions, and,

WHEREAS, the proposed codification of ordinances has been presented to the Delaware County Commissioners and Delaware County Council, and,

WHEREAS, said codification shall be known as a code of the County of Delaware, Indiana 2007;

NOW, THEREFORE, be it ordained by the Board of Commissioners of Delaware County and the County Council of Delaware County that the following titles and chapters be adopted as and for the codification of Delaware County:

Section 1. Purpose:

- A. A joint ordinance of the Board of Commissioners and the County Council of Delaware County adopting a County Code of Ordinances. This ordinance is of a general and permanent nature and shall become "The Code of Delaware County, Indiana, through December, 2007" (IC 36-1-3-6).

Section 2. General Provisions:

Titles and chapters adopted, along with all provisions, in the summary as follows:

**TITLE 1:
ADMINISTRATION AND PERSONNEL**

Chapters:

1. General Provisions
2. The Board of Commissioners
3. The County Council
4. Election Districts

5. County Drainage Board
6. Other Boards, Commissions, Departments, and District
7. Funds
8. Fees
9. Human Resources and Personnel
10. County Buildings and Property

**TITLE 2:
BUSINESS**

Chapters:

1. County Innkeepers Tax
2. Food and Beverage Tax and Civic Center Authority
3. Temporary Sales Facilities for Motor Vehicles
4. Tax Abatement
5. Property Tax Liability

**TITLE 3:
HEALTH AND ENVIRONMENT**

Chapters:

1. Emergency Medical Services (EMS)
2. Retail Food Service Establishments
3. Food and Beverage Vending
4. Private Sewage Disposal
5. Weed Cutting
6. Reimbursement for Hazardous Materials Emergency
7. Safe Water

8. Tattoos and Tattoo Parlors
9. Public Hauling and Disposal of Garbage and Rubbish
10. Public Swimming and Wading Pool Operation
11. Flood Plain Management
12. Animal Care and Control
13. Smoking Regulations in Public Areas
14. Hazardous Material Clean-up and Clean-up Costs Reimbursement
15. Weights and Measures
16. Bed and Breakfast Establishment and/or Retail Food Establishment
17. Open Burning

**TITLE 4:
TECHNICAL CODES**

Chapters:

1. Building Code Ordinance
2. Permit Fees
3. Residential Contractors Registration Fees
4. Unsafe Building Ordinance
5. Moving of Buildings
6. Fair Housing

**TITLE 5:
VEHICLES AND COUNTY HIGHWAY**

Chapters:

1. Standards for Streets and Roads
2. Weight Limits/Parking

3. Parking Restrictions
4. Street and Road Regulations
5. Motor Vehicle Open Container Restrictions
6. Thoroughfare Plan
7. Snow Emergency
8. Junk Cars
9. Display of Address
10. Railroad Crossings
11. Bridge Restrictions
12. Naming of Streets
13. Vacation of Public Ways
14. Public Right-of-Way
15. Private Streets
16. Cardinal Greenway Vehicles
17. Skateboards, Roller Blades, Skates and Scooters, Motorized and Non-Motorized
18. Motor Vehicle Excise Surtax and Wheel Tax

**TITLE 6:
COMPREHENSIVE ZONING ORDINANCE**

Reserved; Adopted by Reference

- | | | |
|----------|----|-----------------------------------|
| Appendix | A. | Non-Code |
| | B. | Zone Map Changes |
| | C. | Vacations and Public Right-of-Way |

Section 3. Repealer:

- A. All ordinances or parts of ordinances in conflict with provisions of this ordinance are hereby repealed.

Section 4. Severability Clause:

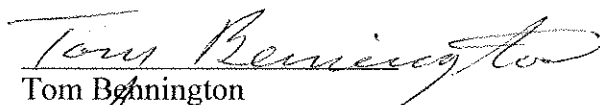
- A. If any provision of this code or this ordinance or application thereof to any person or circumstance is held invalid, the remainder of this code and this ordinance shall not be affected thereby.

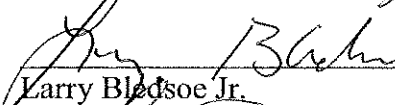
Section 5. Effective Date:

Passed and adopted by the Delaware County Commissioners on this 5 day of May, 2008.

Passed and adopted by the Delaware County Council on this 5 day of May, 2008.

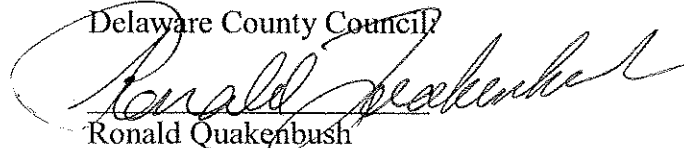
Delaware County Commissioners:

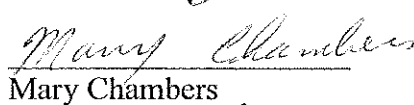

Tom Bennington


Larry Bledsoe Jr.

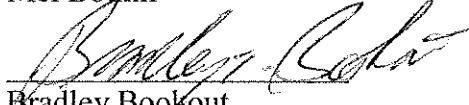

John Brooke

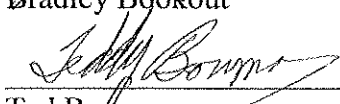
Delaware County Council:


Ronald Quakenbush

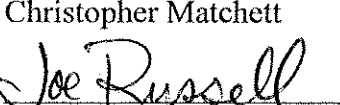

Mary Chambers


Mel Botkin

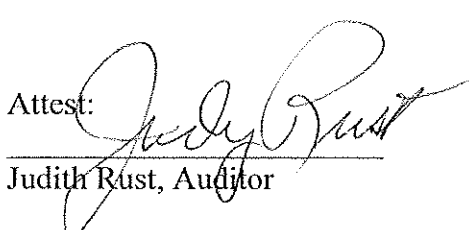

Bradley Bookout


Ted Bowman


Christopher Matchett


Joe Russell

Attest:


Judith Rust, Auditor