

ORDINANCE 77-78

To Amend the Penalty Provision of the Bloomington Municipal Code

BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:


SECTION I. That Title 1, Chapter 1.01, Section 1.01.130 be amended to read as follows:

Section 1.01.130 It shall be unlawful for any person to violate any provision or fail to comply with any requirements of this code. Any person violating any of the provisions or failing to comply with any of the mandatory requirements of this code, unless provision is otherwise made herein, shall upon conviction thereof, be punished by a fine of not more than one thousand dollars. Each such person shall be guilty of a separate offense for each and every day during any portion of which any violation of any provision of this code is committed, continued, or permitted by such person and shall be punished accordingly. In addition to the penalty hereinabove provided, any condition caused or permitted to exist in violation of any of the provisions of this code shall be deemed a public nuisance and may be, by this city, summarily abated as such, and each day that such condition continues shall be regarded as a new and separate offense.

SECTION II. Severability. If any section, sentence or provision of this Ordinance, or the application thereof to any person or circumstance shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions, or applications of this Ordinance which can be given effect without the invalid provision or application, and do this end the provisions of this chapter are declared to be severable.

SECTION III. This ordinance shall be in full force and effect from and after its passage by the Common Council and approval by the Mayor.

PASSED and ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 20 day of October, 1977.

  
Thomas O Middleton, President  
Bloomington Common Council

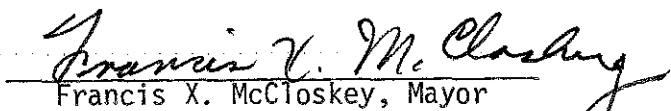
ATTEST:

  
Karel Dolnick, City Clerk

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 21 day of October, 1977.

  
Nora M. Connors, Deputy City Clerk

SIGNED and APPROVED by me upon this 21<sup>st</sup> day of October, 1977.

  
Francis X. McCloskey, Mayor  
City of Bloomington

Synopsis  
Ordinance 77-78

AN ORDINANCE AMENDING THE PENALTY PROVISION  
OF THE BLOOMINGTON MUNICIPAL CODE

Indiana has recently adopted a new Criminal Code and municipalities are no longer ( as of the effective date of the new code: October 1, 1977) authorized to establish imprisonment penalties for violations of municipal ordinances. This Ordinance, if approved, would bring the Bloomington Municipal Code penalty provision into compliance with the City's authority.

I HEREBY MOVE THAT ORDINANCE # 77-78

BE INTRODUCED AND READ FOR FIRST READING BY TITLE

ONLY AT THE COUNCIL MEETING HELD ON Sept. 15, 177

Ronald W. O'Leary  
(Signature)