

AN ORDINANCE ADOPTING AND ENACTING A NEW CITY CODE OF THE CITY OF LEBANON, INDIANA: ESTABLISHING THE SAME; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN, EXCEPT AS HEREIN EXPRESSLY PROVIDED; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE; AND PROVIDING WHEN SAID CODE SHALL BECOME EFFECTIVE.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF LEBANON, INDIANA, AS FOLLOWS:

SECTION 1: That a "City Code" consisting of Chapters 1 through 27, inclusive, is hereby adopted and enacted as the "City Code of Lebanon, Indiana," and shall be treated and considered as a new and original comprehensive ordinance which shall supersede all other general and permanent ordinances passed by the Common Council on or before September 9, 1974 except such as by reference thereto are expressly saved from repeal or continued in force and effect for any purpose.

SECTION 2: That all provisions of such Code shall be in force and effect from and after July 1, 1975, in accordance with Section 11 hereof, and all ordinances of a general and permanent nature of the City of Lebanon enacted on final passage on or before September 9, 1974, and not in such Code or recognized and continued in force by reference therein are hereby repealed from and after the effective date of such Code, except as herein provided.

SECTION 3: That the repeal provided for in Section 2 hereof shall not affect any of the following:

- (a) Any offense or act committed or done or any penalty or forfeiture incurred or any contract or right established or accruing before the effective date of such Code.
- (b) Any ordinance or resolution promising or guaranteeing the payment of money for the City, or authorizing the issuance of any bonds of the City or any evidence of the City's indebtedness or obligations assumed by the City.
- (c) Administrative ordinances or resolutions of the Common Council not in conflict or inconsistent with the provisions of such Code.
- (d) Any right or franchise granted by any ordinance of the City
- (e) Any ordinance dedicating, naming, establishing, locating, relocating, opening, paving, widening, or vacating any street or public way in the City.
- (f) Any ordinance appropriating, transferring, or authorizing the expenditure of funds of the City.
- (g) Any ordinance levying or imposing taxes.
- (h) Any ordinance zoning or rezoning specific property.
- (i) Any ordinance establishing or prescribing grades in the city.
- (j) Any ordinance providing for local improvements and assessing taxes therefor
- (k) Any ordinance extending or contracting the boundaries of the City.
- (l) Any ordinance prescribing the number, classification, or compensation or any city officers or employees, not inconsistent herewith.
- (m) Any ordinance declaring certain property to be a public nuisance and authorizing procedures for the demolition of same.
- (n) Any ordinance regulating or restricting traffic or parking on particular streets or in particular places, not inconsistent herewith.
- (o) Any ordinance passed after September 9, 1974.

Such repeal shall not be construed to revive any ordinance or part thereof that has been repealed by a subsequent ordinance which is repealed by this ordinance. A copy of the dates of the ordinances specifically saved from repeal is attached hereto, made a part hereof and marked "Exhibit A"

SECTION 4: That any and all additions or amendments to such Code when passed in such form as to indicate the intention of the Common Council to make the same a part thereof, shall be deemed to be incorporated in such Code so that reference to the "City Code of Lebanon, Indiana" shall be understood and intended to include such additions and amendments.

SECTION 5: That three (3) copies of such Code shall be kept on file in the office of the City Clerk-Treasurer, preserved in looseleaf form. It shall be the express duty of the City Clerk-Treasurer or someone authorized by that officer to insert in their designated places all amendments or ordinances which indicate the intention of the Common Council to make the same a part of such Code when the same have been printed or reprinted in page form, and to extract from such Code all provisions which may from time to time be repealed by the Common Council. This copy of such Code shall be available for all persons desiring to examine the same and shall be considered the official City Code of Lebanon, Indiana.

SECTION 6: That in case of the amendment of any section of such Code for which a penalty is not provided the general penalty as provided in Section 1-10 of such Code shall apply to the section as amended or in case such amendment contains provisions for which a penalty, other than the aforementioned general penalty, is provided in another section in the same chapter, the penalties so provided in such other section shall be held to relate to the section so amended, unless such penalty is specifically repealed therein.