

ORDINANCE NO. 86-19

AN ORDINANCE TO AMEND LEBANON CITY CODE AND ORDINANCE NO. 84-25
CONCERNING PUBLIC PARKS AND RECREATION IN THE CITY OF LEBANON,
INDIANA, AS AUTHORIZED BY IC 36-10-3

WHEREAS, the Lebanon Parks and Recreation Board has approached the Board of Works and Common Council of teh City of Lebanon with a request that the adopting language of Ordinance No. 84-25 be amended for the purpose of allowing the Park Board to apply through the Indiana Department of Natural Resources for land and water soil conservation matching fund grants, and

WHEREAS, after consultation between the Lebanon park Board, the Board of Works, the Common Council, and representatives of teh Department of Natural Resources for the State of Indiana, through the City Attorney, appropriate language has been agreed upon by all parties concerned for the amendment of Ordinance No. 84-25; and

WHEREAS, the amendment of certain language in Ordinance No. 84-25 is necessary and will make the Lebanon Park Board eligible for said land and water grants.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF TEH CITY OF LEBANON, as follows:

Section 1: Section V of Ordinance No. 84-25 is specifically repealed.

Section 2: New Language be inserted into the Lebanon city Code pertaining to the original adoption of Ordinance No. 84-25 entitled "An Ordinance Concerning Public parks and Recreation in the City of Lebanon, Indiana, as Authorized by IC 36-10-3", Section V, as follows:

The Board shall have all powers necessary to develop, maintain, preserve and operate all sites, facilities, programs and property, both real and personal, as are generally understood to be park and recreation functions or facilities in the City of Lebanon. Acquisitions and/or additions to the public parks of teh City of Lebanon shall be subject to the approval of the Board of Works. Ultimate disposition of park property, after its acquisition, shall remain the responsibility of the Lebanon Board of Parks and Board of Works and the fiscal body of the City of Lebanon, that sound fiscal management is exercised with public funds and property. The Park Board shall have those powers and duties specifically set forth in IC 36-10-3-11, as if specifically set forth herein, excepting therefrom, the power of eminent domain which is specifically excluded in this adpotion of IC 36-10-3.

Section 3: This ordinance shall be in full force and effect after its approval by the Common Council of teh City of Lebanon and any publication required thereof by law.

All other provisions of Ordinance No. 84-25, as originally adopted by the Common Council of the City of Lebanon, shall remain in full force and effect,

ALL OF WHICH IS CONSIDERED AND PASSED BY THE COMMON COUNCIL OF THE