

Section 9. An Unsafe Building Fund is hereby established in the operating budget of the City of Lebanon in accordance with the provisions of I.C. 36-7-9-14.

Section 10. No person, firm, or corporation, whether as owner, lessee, sublessee or occupant, shall erect, construct, enlarge, alter, repair, move, improve, remove, demolish, equip, use, occupy, or maintain any building or premises, or cause or permit the same to be done, contrary to or in violation of any of the provisions of this ordinance or any order issued by the Building Inspector. Any person violating the provisions of this ordinance or I.C. 36-7-9-28 shall commit an ordinance violation, or the equivalent of a Class C infraction as defined in I.C. 36-7-9-28, for each day such violation continues. For each unsafe building condition violation, such person, firm, or corporation, as defined herein, may be fined up to a maximum of Five Hundred Dollars (\$500) for each violation of this ordinance.

Section 11. For the purposes of I.C. 36-7-9-1, et seq., the hearing authority as required by this ordinance and the state statutes governing the same, shall be that person or persons as designated by the City executive.

Section 12. In the event that the City of Lebanon, Indiana, is required to file ordinance violation charges or is required to seek injunctive or other relief before any court, as herein specified, then, and in that event, upon any determination in favor of the City of Lebanon, the City shall be further entitled to recover and have judgment against any such person, firm, or corporation, or other entity violating this ordinance for the City's reasonable attorney fees incurred in prosecuting any of the actions set forth herein.

Section 13. Upon passage of this ordinance, the Lebanon City Plan Commission, that body having control over the Department of Planning and Development and the Building Inspector, shall, pursuant to proper notice, conduct a public hearing to adopt a schedule setting forth the maximum amount of performance bonds applicable to the various types of ordered actions which may be authorized by this ordinance and the enabling state statutes adopted herein, the same to be incorporated as part of this ordinance upon their adoption. The hearing authority, as herein designated in this ordinance, shall use this schedule to fix the amount of the performance bond required for actions under this ordinance.

Section 14. Should any section, paragraph, sentence, clause or phrase of this ordinance be declared unconstitutional or invalid for any reasons, the remainder of said ordinance shall not be affected thereby.

Section 15. This Ordinance shall be in full force and effect from and after its passage and any publication which may be required of the same by law.

ALL OF WHICH IS CONSIDERED, APPROVED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF LEBANON, INDIANA, this 14th day of March, 1988.

PRESIDING OFFICER:

Ann Garoffolo (signed)  
Ann Garoffolo

ATTEST:

Helen M. Harman (signed)  
Helen M. Harman, Clerk-Treasurer

Presented by me to the Mayor of the City of Lebanon, Indiana, on this 14th day of March, 1988.

Helen M. Harman (signed)  
Helen M. Harman, Clerk-Treasurer

EXAMINED, APPROVED AND SIGNED by me on this 14th day of March, 1988.

Ann Garoffolo (signed)  
Ann Garoffolo, Mayor