

ORDINANCE NO. 88-3AN ORDINANCE ESTABLISHING BONDS PURSUANT TO THE  
UNSAFE BUILDING ORDINANCE OF THE CITY OF LEBANON

WHEREAS, the City of Lebanon, through its Building Inspector/Director of Planning and Development Office, and the legislative body thereof, the Common Council of the City of Lebanon have established the Lebanon Unsafe Building Ordinance, and

WHEREAS, the passage of said ordinance was accomplished by the Common Council on or about Monday, March 14, 1988, and subsequent publication of the same has been submitted to the Lebanon Reporter newspaper for publication on March 21st and 28th in said newspaper, and

WHEREAS, pursuant to the requirements of said ordinance and the Indiana state law, the Lebanon City Plan Commission, as the body having supervisory capacity over the office of the Building Inspector/Director of Planning and Development, was required under the law to establish bonds for various ordered actions which may be brought for compliance under the Unsafe Building Ordinance procedure, and

WHEREAS, the City Plan Commission did, on Monday, March 21, 1988, pursuant to proper notice, consider the necessity of establishing bonds under the Unsafe Building Ordinance and upon motion being duly made and duly seconded, the Plan Commission did establish bondings pursuant to said ordinance and recommend the same to this legislative body.

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Lebanon, Boone County, Indiana, as follows:

Section 1. Pursuant to the establishment of the Unsafe Building Ordinance, Ordinance No. 88-1, the Lebanon City Council, the designated hearing authority, pursuant to recommendation by the Lebanon City Plan Commission, hereby establishes the bond under the Unsafe Building Ordinance as follows:

A maximum bond may be established by the hearing authority which shall be no greater than the amount of Twenty-five Thousand Dollars (\$25,000). The amount of the bond to be established by the hearing authority under the Unsafe Building Ordinance shall be in relation to, and in proportion to, the cost of the amount of work which has been ordered pursuant to those actions authorized by ordinance and state law. In the event the person, firm, corporation, or other entity, which is ordered to comply with the ordered action under the Unsafe Building Ordinance, disagrees with the bond established by the hearing authority, then, and in that event, said affected party shall obtain two (2) independent estimates of repair cost, removal or such other action as has been ordered under the Unsafe Building Ordinance, from recognized contractors, or their equivalent, at their own expense, which shall be submitted to the hearing authority (Common Council) prior to the next regularly scheduled meeting of the body for further consideration and/or re-evaluation of the bond ordered set under the Unsafe Building Ordinance.

Section 2. 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 3. 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 25th day of April, 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 25th day of April, 1988.

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

EXAMINED, APPROVED AND SIGNED by me on this 25th day of April, 1988.

Ann Garoffolo (signed)