

ORDINANCE NO. 2011- ~~1011~~

**ESTABLISHMENT OF A NON-REVERTING
CODE ENFORCEMENT FUND 230
CITY OF LEBANON, INDIANA**

WHEREAS, Indiana law provides for the City of Lebanon to enforce certain restrictions on the use and development of real estate within the City of Lebanon as codified in its Ordinances, pursuant to I.C. 36-7-4; and

WHEREAS, The City of Lebanon, by and through its Department of Planning and Zoning Administration, enforces the Unified Development Ordinance (“Zoning Code”) and certain Lebanon City Code (“City Code”) provisions that relate to the use and development of real estate within the jurisdiction of the City of Lebanon; and

WHEREAS, as part of the enforcement activities described above, the Department of Planning and Zoning Administration levies and collects certain fines, costs and fees paid by owners of real estate for violations of the Zoning Code and City Code; and

WHEREAS, due to the cyclical and recurring nature of certain violations of the Zoning Code and the City Code, the Common Council of the City of Lebanon, Indiana, (“Council”) has determined it is necessary to establish a non-reverting Code Enforcement Fund (“Code Enforcement Fund”) to deposit said fines, costs and fees levied and collected for violations of the Zoning Code and the City Code related to the use and development of real estate within the City; and

WHEREAS, the Council has determined the fund proceeds may be utilized by the Department of Planning and Zoning Administration on a recurring basis for activities and expenses incurred in the enforcement of the Zoning Code and City Code relating to land use and development; and

WHEREAS, it has been determined that it is now necessary to establish a Non-Reverting Code Enforcement Fund and Appropriation line item to provide for the collection and disbursements of revenue and appropriations as delineated above.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL FOR THE CITY OF LEBANON, INDIANA,

1. The following Fund, Revenue and Appropriation Line Items are established:

CODE ENFORCEMENT FUND NON-REVERTING – 230
CODE ENFORCEMENT REVENUE NON-REVERTING – 230230
CODE ENFORCEMENT APPROPRIATION NON-REVERTING – 230001500

2. Funds deposited in the Code Enforcement Fund may be utilized by the Department of Planning and Zoning Administration for costs and expenses incurred in the enforcement of the Zoning Ordinance and the City Code governing the use and development of real estate within the City of Lebanon.
3. The Code Enforcement Fund shall be non-reverting, such that the balance of said fund will carry over from year to year and be available to the Department of Planning and Zoning Administration as delineated above.

ALL OF WHICH IS ADOPTED this 8 day of August, 2011
by the Lebanon City Council of the City of Lebanon, Indiana.

LEBANON CITY COUNCIL

Harold "Huck" Lewis

Harold "Huck" Lewis, Mayor

Keith Campbell

Keith Campbell

John D. Copeland

John Copeland

Mike Kincaid

Mike Kincaid

ABSENT

Lana Kruse

[Signature]

Jeremy Lamar

[Signature]

Steve Large

[Signature]

Richard Robertson

ATTEST:

[Signature]

Debbie Ottinger,
Clerk-Treasurer, City of Lebanon, Indiana