

COPY

TOWN ORDINANCE NO. 2000-8

AN ORDINANCE ESTABLISHING CONDITIONS THAT CONSTITUTE
A NUISANCE IN THE TOWN OF COLFAX, INDIANA

BE IT ORDAINED AS FOLLOWS:

SECTION 1. Pursuant to I.C. 36-8-2-4 it is hereby declared that the following activities when conducted within the Town limits by the owner or possessor of land constitute a nuisance:

A. The collection of any offal, filth or noisome substance in any place to the damage or prejudice of others or the public health and welfare; or

B. The maintenance of any structure which has falls into a state of disrepair, or lack of habitability, so as to endanger the public health or welfare or the enjoyment of adjoining property by the owners or possessors thereof; or

C. The accumulation of a junk car(s) whether plated or not, junk mobile homes, used tires, junk, plastics, cans, trash, garbage, old building materials, litter, trucks filled with trash, appliances deemed no longer useable, old lawn mowers and bicycles or any other used, worn out or discarded products(s); or

D. The failure to cut and remove weeds, grass, and other rank vegetation including dead trees deemed a hazzard to surrounding persons or property;

E. The burning of trash and garbage in violation of State statutes banning open burning.

Section 2. The maintenance of any such condition shall be brought to the attention of the owner or possessor of real estate by notice served by the Town Marshall with a request that such condition be abated within ten (10) days of actual receipt of such notice.

The failure of the owner or possessor of real estate to abate such condition within ten days of the date the notice was served will constitute a violation of this ordinance.

Section 3. The violation of this ordinance will constitute a

Class B Infraction.

In addition to all other penalties of this ordinance the Town shall have the right to file a civil action against any such owner or possessor of real estate to have the condition abated and the cost thereof taxed against such owner or possessor.

SECTION 4. Any ordinance in conflict herewith is repealed.

Adopted this the 21st day of August, 2000.

Attest:

Connie S. Campbell
Clerk/Treasurer

William K. Campbell
Town Council President

Howard P. Feyrer
Town Council Member

Shelly Long
Town Council Member

Larry Alden
Town Council Member

Bob Hamblough
Town Council Member