

GENERAL ORDINANCE NO. 2, 2015

General Ordinance No. 2, 2015 is an ordinance that amends Chapter 39 of the Code of Ordinances for the City of Beech Grove pursuant to the Ordinance Violations Bureau.

WHEREAS, the Clerk Treasurer is ultimately responsible for the collection, deposit, and the handling of funds pursuant to the City Court; and

WHEREAS, the City Court accepts payments for violations; and

WHEREAS, such payments are made outside of the courtroom setting; and

WHEREAS, such payments are deposited into the General Fund of the City of Beech Grove; and

WHEREAS, fees and time frames for payments are adjusted concerning ordinances and penalties.

NOW THEREFORE BE IT ORDAINED that the Common Council desires to amend Chapter 39 of the Code of Ordinances for the City of Beech Grove.

NOW THEREFORE BE IT FURTHER ORDAINED that the Common Council desires the following amendment be placed in the Code of Ordinances.

Chapter 39: ORDINANCE VIOLATIONS BUREAU

(DELETE IN ITS ENTIRETY)

INSERT THE FOLLOWING NEW ORDINANCE IN ITS ENTIRETY

CHAPTER 39: ORDINANCE VIOLATIONS BUREAU

- Section: 39.01 Ordinance Violations Bureau created
 39.02 *Clerk Treasurer* accepts payment of fines
 39.03 Schedule of sections subject to admission of violation
 39.04 Admission of and payment of penalties

39.01 ORDINANCE VIOLATIONS BUREAU CREATED.

There shall be an Ordinance Violations Bureau for the City of *Beech Grove* and the *Clerk Treasurer* shall serve as the Violations Clerk of such Bureau.

(Ord. 1-1989, passed 5-8-89; AM. Ord. 4, 2012, passed 3-19-12)

39.02 *CLERK TREASURER* TO ACCEPT PAYMENT OF FINES.

- (A) All violations of the Beech Grove Code of Ordinances pursuant to the City Court of Beech Grove will be collected through the Ordinance Violations Bureau, unless stipulated by Indiana Code.
- (B) The City Court Clerk shall accept written appearances, waivers of trial, and admissions of violations and payment of civil penalties of not more than **\$2,500.00** in ordinance violation cases.

(Ord. 1-1989, passed 5-8-89; Am. Ord. 4, 2012, passed 3-19-12)

39.03 SCHEDULE OF SECTIONS SUBJECT TO ADMISSION OF VIOLATION.

The following sections of this Code of Ordinances shall be subject to admissions of violations before the *Clerk Treasurer*:

Code Sections:

- 70.01 through 70.08
- 70.01
- 71.05
- 71.06
- 71.35 through 71.38
- 71.45
- 71.47
- 71.50
- 71.61
- 71.62

71.99
72.01 through 72.99
73.01 through 73.11
74.01 through 74.99
75.01 through 75.99
76.01 through 76.99
Chapter 77 Schedule I and II
Chapter 78 Schedule I, II and III
90.01 through 90.99
112.01 through 112.99
114.04 through 114.99
115.01 through 115.99
116.01 through 116.99
117.01 through 117.99
131.01 through 131.99
151.01 through 151.99

(Ord. 1-1989, passed 5-8-89; Am. Ord. 2, 2009, passed 1-6-09; Am. Ord. 4, 2012, passed 3-19-12)

39.04 ADMISSION OF AND PAYMENT OF PENALTIES.

(A) A violator of the sections listed in 39.03 above, may elect to admit a violation of any of the above scheduled ordinances before the *Clerk Treasurer*. The *Clerk Treasurer* may assess a civil penalty as follows:

- (1) Twenty-five dollars if the penalty is paid within seven days; and
- (2) Forty dollars if the penalty is paid within *eight to sixty* days after the violation is issued.

(B) Admissions and payment of penalties under this chapter may be made in person, by mail, or through an agent of the violator, which agency shall be evidenced by a written instrument signed by the violator.

(Ord. 1-1989, passed 5-8-89; Am. Ord. 4-2008, passed 5-7-08; Am. Ord. 4, 2012, passed 3-19-12)

THEREFORE BE IT ORDAINED that the Common Council desires to amend Chapter 39 of the Code of Ordinances for the City of Beech Grove.

THEREFORE BE IT FURTHER ORDAINED that this ordinance only applies the Chapter 39 of the Code of Ordinances for the City of Beech Grove.

THEREFORE BE IT FURTHER ORDAINED that this ordinance shall go into effect immediately upon passage by the Common Council, signed by the Council President Pro-Tem, attested by the Clerk Treasurer and signed by the Mayor.

Adopted and Approved in an open meeting of the Common Council of the City of Beech Grove, Indiana on the 2nd day of March 2015.

IN WITNESS WHEREOF; the parties hereto by their duly authorized officials have executed this agreement on the dates indicated below.

Mary Stewart

Mary Stewart Y N

Anthony Davidson

Anthony Davidson Y N

David Harrison

David Harrison Y N

Not present

Kathy Coates Y N

Edward Bell

Edward Bell Y N
(President Pro-Tem)

John Jennings

John Jennings Y N

David Mobley

David Mobley Y N

Presented by me to the Mayor of the City of Beech Grove, Indiana on this 2nd day of March, 2015 at 7:30 P.M.

Dan McMillan

Dan McMillan, Clerk Treasurer

Approved by the Mayor of the City of Beech Grove, Indiana this 2nd day of March, 2015 at 7:30 P.M.

Dennis B. Buckley

Dennis B. Buckley, Mayor
City of Beech Grove