

1 **COMMON COUNCIL OF THE CITY OF HOBART, INDIANA**

2
3 **ORDINANCE NO. 2013 - 22**

4
5 **An Ordinance Amending the Municipal Code of the City of Hobart**
6 **Regarding Required Notice of Continuous Abatement for**
7 **Removal of Weeds and Other Rank Vegetation Growing on Property**
8

9 WHEREAS, the Common Council (“Council”) of the City of Hobart (“City”) has been advised
10 that Indiana Code 36-7-10.1-3 as amended has been amended effective July 1, 2012 to include
11 provisions for issuing continuous abatement notices; and
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13 Whereas, the provisions of I.C. 36-7-10.1-3(d) state:

14 “If an initial notice of the violation of an ordinance adopted under this section was
15 provided by certified mail or equivalent service under subsection (c), a continuous
16 abatement notice may be posted at the property at the time of abatement instead of
17 by certified mail or equivalent service as required under subsection (c). A
18 continuous abatement notice serves as notice to the real property owner that each
19 subsequent violation during the same year for which the initial notice of the
20 violation was provided may be abated by the municipality or county, or its
21 contractors.”

22 and the Council desires to clarify the notice requirements of the Hobart Municipal Code
23 with regard to continuous abatement notices in keeping with the State of Indiana laws;
24 and
25

26 WHEREAS, the Council desires that the current Hobart Municipal Code § 50.015 be amended to
27 reflect the requirements with the State laws; and
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29 WHEREAS, the Council has considered same, and now desires to make its determination and to
30 spread same upon the public record through this Ordinance.
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32 THEREFORE, BE IT ORDAINED by the Common Council of the City of Hobart, Indiana as
33 follows:
34

35 **SECTION ONE:** Chapter 50 of the Code entitled “GARBAGE, REFUSE AND
36 WEEDS,” in the sub-chapter entitled “*GENERAL PROVISIONS*,” is hereby amended by adding
37 the following sentence to the end of sub-section (A) of §50.015 entitled “GRASS, WEEDS AND
38 NOXIOUS VEGETATION”:

39 “For any subsequent violations a continuous abatement notice may be issued in
40 accordance with I.C. 36-7-10.1-3.”
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42 **SECTION TWO:** This ordinance shall become effective upon adoption in the manner
43 required by law.
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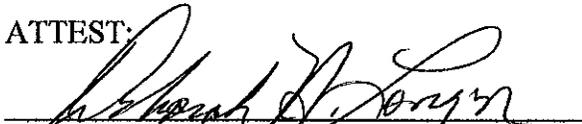
45 **SECTION THREE:** All other provisions of Chapter 50 of the Code which are not in
46 conflict with this Ordinance remain in full force and effect. All other ordinances or portions

47 thereof in effect prior to the effective date and in conflict with the provisions of this ordinance
48 are hereby repealed.

49
50 ALL OF WHICH is PASSED and ADOPTED by the Common Council of the City of Hobart,
51 Indiana on this 19th day of JUNE, 2013.

52
53 
54 _____
55 PRESIDING OFFICER

56 ATTEST:

57 
58 _____
59 DEBORAH A. LONGER, Clerk-Treasurer

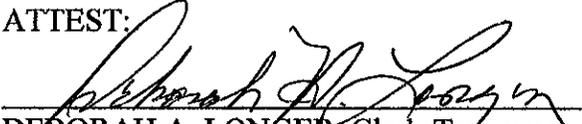
60 PRESENTED by me to the Mayor of the City of Hobart on the 19th day of
61 JUNE, 2013 at the hour of 7:45 P.M.

62
63 
64 _____
65 DEBORAH A. LONGER, Clerk-Treasurer

66 APPROVED, EXECUTED and RETURNED by me to the Common Council of the City of
67 Hobart on this 19th day of JUNE, 2013.

68
69 
70 _____
71 BRIAN K. SNEDECOR, Mayor

72 ATTEST:

73 
74 _____
75 DEBORAH A. LONGER, Clerk-Treasurer