

1 **COMMON COUNCIL OF THE CITY OF HOBART, INDIANA**
2 **Ordinance No. 2020 - 37**

3
4 **An Ordinance Amending the Municipal Code of the City of Hobart Concerning**
5 **Nuisances**
6

7 WHEREAS, the Common Council (“Council”) of the City of Hobart, Indiana (“City”)
8 has been informed that the various nuisances are occurring within the City which require
9 enforcement by City Code Enforcement Officers; and
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11 WHEREAS, the Council has determined that it is necessary to further illustrate the
12 instances of nuisances within the City of Hobart Municipal Code to effectively enforce
13 violations; and
14

15 WHEREAS, the Council, through this Ordinance, desires to include additional illustrative
16 enumerations of nuisances to adequately address violations within the City;
17

18 THEREFORE, BE IT ORDAINED by the Common Council of the City of Hobart as
19 follows:
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21 *SECTION ONE:* The Municipal Code of the City of Hobart (“Code”) is
22 hereby amended by adding the following new language to Title IX entitled
23 “GENERAL REGULATIONS,” Chapter 96: NUISANCES under § 96.02
24 ILLUSTRATIVE ENUMERATION by adding additional language to sub-sections
25 (D) (J) and (N) and new paragraphs to be designated as (N)(1), (2), (3) and (4) as
26 follows:
27

28 §96.02 ILLUSTRATIVE ENUMERATION.
29

30 The maintaining, using, placing depositing, leaving or permitting to be or remain on any
31 public or private property of the following items, conditions or actions are hereby declared to be
32 and constitute a nuisance; provided, however, this enumeration shall not be deemed or construed
33 to be conclusive, limiting or restrictive:
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35 (A) Noxious weeds and other rank vegetation;
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37 (B) Accumulation of rubbish, trash, refuse, junk and other abandoned materials, metals,
38 lumber or other things;
39

40 (C) Any condition which provides harborage for rats, mice, snakes and other vermin;
41


42 (D) Any building or other structure which is in such dilapidated condition that it is unfit
43 for human habitation, kept in such an unsanitary condition that it is a menace to the health of
44 people residing in the vicinity thereof, or presents a more than ordinary dangerous fire hazard in
45 the vicinity where it is located, **including, but not limited to, structural instability or danger of**
46 **collapse from termites, rodents or other vermin;**
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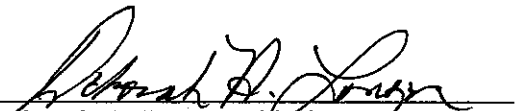
- 48 (E) All unnecessary or unauthorized noises and annoying vibrations, include noises;
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- 50 (F) All disagreeable or obnoxious odors and stenches, as well as the conditions,
51 substances or other causes which give rise to the emission or generation of such odors and stenches;
52
- 53 (G) The carcasses of animals or fowl not disposed of within a reasonable time after
54 death;
55
- 56 (H) The pollution of any public well or cistern, stream, lake, canal or body of water by
57 sewage, dead animals, creamery, industrial waste or other substances;
58
- 59 (I) Any building, structure or other place or location, where any activity which is in
60 violation of local, state or federal law is conducted, performed or maintained;
61
- 62 (J) Any accumulation of stagnant water permitted or maintained on any lot or piece of
63 ground, **including, but not limited to, waste water, filth, offal, animal waste or human**
64 **excrement to exist on any property or allowed to flow from any property onto a street, road**
65 **or public way;**
66
- 67 (K) Dense smoke, noxious fumes, gas, soot or cinders, in unreasonable quantities;
68
- 69 (L) The unauthorized obstruction of any public street, road or sidewalk;
70
- 71 (M) Any abandoned vehicle; and
72
- 73 (N) Any condition which defaces, injures, mars or spoils the external appearance of
74 property **including, but not limited to:**
75 (Ord. 95-36, § 2)
- 76
- 77 (1) **Damaged or destroyed exterior roofs, walls, windows, doors, storm**
78 **doors, screens for doors and windows, garages, fences, driveways, steps,**
79 **railings, exterior electric lights and other real estate appurtenances which are**
80 **not repaired within thirty (30) days of the appearance of such conditions;**
81
- 82 (2) **Covering any roof or other exterior building surface with a tarpaulin**
83 **or other non-permanent covering for a period in excess of thirty (30) days**
84 **without approval of the Building Commissioner;**
85
- 86 (3) **Deterioration of exterior painted surfaces of any structure such that**
87 **more than 25% of the such surfaces are cracked, chipped, peeling or severely**
88 **discolored for a period of more than one hundred and eighty (180) days; and**
89
- 90 (4) **Allowing broken glass upon windows or doors of a structure to exist**
91 **for a period longer than fifteen (15) days.**
92
93

94 SECTION TWO: This ordinance shall become effective January 1, 2021 following
95 its adoption in the manner required by law, and upon publication thereof pursuant to I.C.
96 §36- 3-4-6-14(b) in two newspapers of general circulation published within the City
97 pursuant to I.C. §5-3-1-4 (a).
98

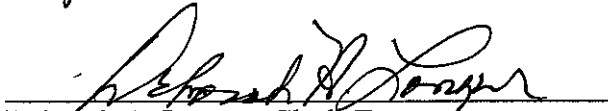
99 SECTION THREE: All ordinances or portions thereof in effect prior to the
100 effective date and in conflict with the provisions of this ordinance are hereby repealed.
101

102 ALL OF WHICH is PASSED and ADOPTED by the Common Council of the City of
103 Hobart, Indiana on this 16th day of December, 2020.
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105
106 
107
108 Brian K. Snedecor, Presiding Officer

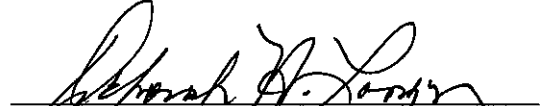
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110 ATTEST: 
111 Deborah A. Longer, Clerk-Treasurer
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113

114 PRESENTED by me to the Mayor of the City of Hobart on the 16th day of
115 December, 2020 at the hour of 7:30 p.m.
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117

118
119 
120 Deborah A. Longer, Clerk-Treasurer
121

122 APPROVED, EXECUTED and RETURNED by me to the Common Council of the City
123 of Hobart on this 16th day of December, 2020.
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126
127 
128 Brian K. Snedecor, Mayor
129

130 ATTEST: 
131 Deborah A. Longer, Clerk-Treasurer
132
133