

## ORDINANCE 2019-29

An ordinance amending the definition of "Camp paraphernalia" set forth in Monroe County Code Chapter 257 and adding an additional type of remedy for violations of that Chapter.

WHEREAS, Indiana Code 36-1-4-6 authorizes the Commissioners to adopt regulations to protect and maintain the property of Monroe County, Indiana;

WHEREAS, Indiana Code 36-8-2-4 authorizes the Commissioners to regulate conduct and the use of property that might endanger the public health, safety, and welfare;

WHEREAS, pursuant to the foregoing authorities, the Commissioners adopted Monroe County Code Chapter 257, which prohibits camping, littering, and storage of personal property on Monroe County property and which establishes procedures for the removal of unlawfully stored property;

WHEREAS, certain amendments to Monroe County Code Chapter 257 have been proposed; and,

WHEREAS, the Commissioners find that the adoption of the proposed amendments would promote the public health, safety, and welfare;

NOW, THEREFORE, BE IT ORDAINED by the Commissioners as follows:

Section 1. The definition of "Camp paraphernalia" set forth in Monroe County Code Section 257-4 shall be, and hereby is, amended to read as follows:

### **257-4. Definitions.**

....

"Camp paraphernalia" includes, but is not limited to, tarpaulins, cots, beds, hammocks, camp fires, or other cooking facilities, and similar equipment.

Section 2. Monroe County Code Section 257-5 shall be, and hereby is, amended to read as follows:

### **257-5. Violations.— Penalties, Remedies, and Enforcement.**

The violation of any of the provisions of this Chapter shall be a Class C Ordinance Violation. One who violates this chapter shall be subject to the following penalties and remedies: the civil penalties and terms set forth in of Monroe County Code Chapter 115; and/or, an escalating scale of

expulsion from the County property (e.g., expulsion for thirty days for the first violation, sixty days for the second violation, 90 days for the third violation, and so forth). Those who are found on the County property from which they were expelled, during a period of expulsion, are trespassing on the property, unless they are actively engaged in conducting County business (e.g., recording a document, attending a meeting, etc.). The provisions of this ordinance may be enforced by Monroe County Maintenance staff, by any county employee responsible for maintaining or managing the County property, and by law enforcement officers.

Section 3. This ordinance shall take effect upon adoption. The penalty Provisions of Section 257-5 shall take effect upon advertisement in accordance with Indiana Code 36-2-4-8.

SO APPROVED AND ORDAINED by the Commissioners this 4 day of September, 2019.

AYE VOTES

NAY VOTES

  
JULIE THOMAS, President

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JULIE THOMAS, President

Not Present  
LEE JONES, Vice President

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LEE JONES, Vice President

  
PENNY GITHENS

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PENNY GITHENS

ATTEST:

  
CATHERINE SMITH, Auditor

**CERTIFICATION OF EFFECTIVE DATE  
OF THE PENALTY PROVISIONS OF MCC 257-5  
AS ADOPTED BY ORDINANCE 2019-29**

I, Catherine Smith, as Auditor of Monroe County, Indiana, and as Secretary of the Board of Commissioners of the County of Monroe, Indiana, hereby certify that the penalty provisions of the foregoing ordinance were published in the following newspapers of general circulation within Monroe County, Indiana, on the following dates, and that, pursuant to Indiana Code 36-2-4-8, the penalty provisions of the foregoing ordinance were of full force and effect as of Sept 18, 2019.

Newspaper

Dates

Herald-Times

9.18.19 and                     

The Ellettsville Journal

9.18.19 and                     

Catherine Smith

CATHERINE SMITH, Auditor

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