

ORDINANCE NO. 1973-1

AN ORDINANCE RELATING TO TRAFFIC AND REGULATING THE USE OF PUBLIC STREETS IN THE TOWN OF FORT BRANCH, INDIANA: PRESCRIBING REGULATIONS RELATIVE TO THE PARKING OF VEHICLES UPON SUCH STREETS: DEFINING AND PROVIDING FOR THE ESTABLISHMENT OF NO PARKING ZONES UPON THE PUBLIC STREETS AND FOR AN ENFORCEMENT THEREOF AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF.

WHEREAS, because of traffic conditions that have existed in certain sections of the Town of Fort Branch, Indiana, the free movement of traffic in those sections is, and has been, impeded for a long period of time; and

WHEREAS, attempts to regulate the traffic and parking in the afore said areas have not been as successful as is desirable;

NOW THEREFORE, BE IT ORDAINED by the Town Board of Fort Branch, Indiana.

Section 1. No parking zones are hereby created upon portions of the following streets of the Town of Fort Branch, Indiana: Main Street, Elm Street, Walnut Street, Church Street, and Vine Street, McCrary Street, Locust Street, and Strain Street, and from time to time hereinafter as traffic conditions require on such streets and avenues and other streets and avenues, or such other locations as selected by resolution of the Town Board of Fort Branch, Indiana, for the location of such zones.

Section 2. The Street Commissioner of the Town of Fort Branch, Indiana shall have markings painted or placed upon the curb and/or signs placed upon portions of the said streets for the purpose of designating such areas as no parking zones.

Section 3. Whenever any vehicle shall be parked in any space adjacent to which are painted markings or erected signs designating said space as a no parking zone it shall constitute a violation of this ordinance and shall subject such person to the penalty prescribed hereinafter.

Section 4. It shall be the duty of the Town Marshal of said town acting in accordance with instructions issued by Town Board of Fort Branch, Indiana to report:

(a) The designated no parking area which indicates that the vehicle parking adjacent thereto is or has been parking in violation of any of the provisions of this ordinance.

(b) The State license number of such vehicle.

(c) The time such vehicle is parking in violation of any of the provisions of this ordinance.

(d) Any other facts, or knowledge of which is necessary to a thorough understanding of the circumstances attending such violation. Each such police officer shall also attach to such vehicle a notice to the owner or operator thereof that such vehicle has been parked in violation of a provision of this ordinance and instructing such owner or operator to report to the Clerk-Treasurer of the Town of Fort Branch, Indiana, in regard to such violation. Each such owner or operator, may, within 48 hours of the time when such notice was attached to such vehicle pay to the Clerk-Treasurer as a penalty for and in full satisfaction of such violation, the sum of fifty cents (\$.50). The failure of such owner or operator to make such payment within said 48 hours, shall render such owner or operator subject to the penalties hereinafter provided, for the violation of the provisions of this ordinance.

Section 5. Any person who shall violate any of the provisions of this ordinance, and any person who aids, abets, or assists therein, shall, upon conviction thereof be subject to a fine of not to exceed more than five dollars (\$5.00).

Section 6. All penalty fees of fifty cents (\$.50) collected by the Clerk-Treasurer of Fort Branch, Indiana shall be credited to the GENERAL FUND.

Section 7. This ordinance shall be deemed to be in addition and supplementary to and not in conflict with nor a repeal of prior or existing ordinances of this town, but shall be an additional provision for the regulation of traffic and parking in those zones provided for herein.

Section 8. If a section, part of section, sentence, clause or phrase of this ordinance shall be held to be unconstitutional or invalid, the remaining provisions hereof shall nevertheless remain in full force and effect.

Section 9. This ordinance shall be in full force and effect from and after its passage, approval, and publication, as provided by law. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

PASSED AND ADOPTED by the Town Board of Fort Branch, Indiana, this 2 day of May, 1973.

Walter B. ...

May ...

Walter B. ...

Jean D. Stone
Clerk-Treasurer