

ORDINANCE #1984- 6

AN ORDINANCE REGULATING THE PARKING OF MOBILE HOMES WITHIN THE TOWN OF FORT BRANCH, INDIANA, AND PROVIDING A PENALTY FOR VIOLATION THEREOF

BE IT ORDAINED by the Board of Trustees of the Town of Fort Branch, Indiana, as follows:

Section 1: A "Mobile Home" is any vehicle either mounted on wheels or designed and constructed for wheels and propelled either by its own power or by another power-driven vehicle to which it is attached and which is used for living, sleeping, or business purposes.

Section 2: Except for the parking of mobile homes in a mobile home park approved by the Indiana State Board of Health, the parking of any mobile home on any lot or parcel of real estate within the corporate limits of the Town of Fort Branch, Indiana, for more than ten (10) days of any thirty (30) day period is unlawful unless the Board of Trustees of the Town of Fort Branch, Indiana has issued a permit.

Section 3: Removing or causing to have removed the wheels or any transporting device from a mobile home or the altering of a mobile home in any manner which would hinder or delay the ready removal of said mobile home is unlawful unless a permit has been issued by the Board of Trustees of the town of Fort Branch.

Section 4: The use of a mobile home as a permanent dwelling without it being properly connected with the water system and sanitary sewer system of the Town of Fort Branch, Indiana is a violation of this Ordinance.

Section 5: The parking of any mobile home on any lot containing less than five thousand (5,000) square feet or the placing of a mobile home less than ten (10) feet from any lot or property line or any nonconnecting structure is a violation of this ordinance.

Section 6: No permit for the parking of a mobile home shall issue unless and until:

(A) The Board of Trustees has determined that placement of a mobile home will not substantially and permanently injure the use

Section 9: This Ordinance does not apply to any mobile home established on any lot or parcel of real estate within the Town of Fort Branch on or before the effective date of this Ordinance or to any mobile home used to replace any such mobile home provided such replacement is made within thirty (30) days after removal of the original mobile home.

Section 10: There shall be imposed a penalty not to exceed One Hundred Dollars (\$100.00) upon conviction for each violation of any provision of this Ordinance. Each day shall be considered a separate offense.

Section 11: Should any Section, subsection, paragraph, or provision of this Ordinance be declared to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinance as a whole or any part thereof other than the parts so declared to be unconstitutional or invalid.

Section 12: Any person or entity aggrieved by any violation of this Ordinance may seek in any Court of jurisdiction an injunction enjoining said violation.

Section 13: This Ordinance shall be in full force and effect on January 1, 1985.

PASSED AND ADOPTED by the Board of Trustees of the Town of Fort Branch, Indiana, this 5th day of December, 1984.

BOARD OF TRUSTEES OF THE TOWN
OF FORT BRANCH, INDIANA


Bob L. Parker
BOB L. PARKER, President

Faye Neufelder
FAYE NEUFELDER, Member

Stan May
STAN MAY, Member

ATTEST:

Mary Fern Price
MARY FERN PRICE, Clerk-Treasurer

ORDINANCE NO. 1996-12 (1997-1)

AN ORDINANCE AMENDING ORDINANCE NO. 1984-6

BE IT ORDAINED by the Council of the Town of Fort Branch, Indiana, as follows:

ARTICLE I.

Section 1 of Ordinance No. 1984-6, of the Town of Fort Branch, Indiana, entitled "An Ordinance Regulating the Parking of Mobile Homes within the Town of Fort Branch, Indiana, and Providing a Penalty for Violation Thereof" is hereby amended to read as follows:

SECTION 1: A "mobile home" is any vehicle either mounted on wheels or designed and constructed for wheels and propelled either by its own power or by another power-driven vehicle to which it is attached and which is used for living, sleeping or business purposes. PROVIDED, HOWEVER, a manufactured home installed as a permanent structure that exceeds twenty three feet (23') in width and nine hundred fifty (950) square feet of occupied space is not included within the definition of "mobile home" under this Ordinance.

ARTICLE II.

All other provisions of Ordinance No. 1984-6 shall remain in full force and effect.

ARTICLE III.

This Ordinance shall be in full force and effect from and after the date of publication as by law required.

PASSED AND ADOPTED by the Council of the Town of Fort Branch,
Indiana, this 8th day of January, 1997.

COUNCIL OF THE TOWN OF
FORT BRANCH, INDIANA


DONALD C. ROBINSON, President


JOSEPH P. GILPATRICK


GERALD L. BLEDSOE

ATTEST:


HAROLD WOLF, Clerk Treasurer