

**ORDINANCE NUMBER 09-05
OF THE CITY OF FRANKLIN, INDIANA**

AN ORDINANCE CREATING AN UNSAFE BUILDING FUND

Whereas, the Common Council of the City of Franklin, Indiana, pursuant to Indiana Code § 36-7-9 *et seq.*, and in order to promote health, safety and general welfare, establishes Unsafe Building Fund to be governed by the applicable statutory provisions provided therein.

Now, Therefore, the Common Council of the City of Franklin, Indiana, Ordains and Enacts the Following:

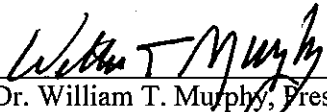
- 1) **Creation of Unsafe Building Fund.** A new non-reverting fund to be known as the Unsafe Building Fund ("Fund"), and which is to be given a number or letter designation by the Clerk as deemed appropriate, is now established. The Fund shall receive monies from any source, including appropriations by local, state, or federal governments, and donations. The Fund will be used exclusively for enforcement of Chapter 15.12 Dangerous Buildings of the City of Franklin Municipal Code, pursuant to Indiana Code § 36-7-9 *et seq.* Deposits into and expenditures from the Fund will be administered pursuant to applicable law.
- 2) **Construction of Clause Headings.** The clause headings appearing in this ordinance have been provided for convenience and reference, and do not purport and will not be deemed to define, limit, or extend the scope or intent of the clauses to which the headings pertain.
- 3) **Repeal of Conflicting Ordinances.** The provisions of all other ordinances in conflict with the provisions of this ordinance are of no further force or effect, and are now repealed.
- 4) **Severability of Provisions.** If any part of this ordinance is held to be invalid, such part will be deemed severable and its invalidity will have no effect upon the remaining provisions of this ordinance.
- 5) **Duration and Effective Date.** The provisions set forth in this ordinance become and will remain in full force and effect (until their repeal by ordinance) on day of the passage and adoption of this ordinance by signature of the executive in the manner prescribed by Indiana Code § 36-4-6-15, 16.

Introduced and Filed on the 5 day of May, 2009. A motion to consider same on the First Reading or day of introduction was [not offered] [~~sustained by a vote of ____ in Favor and ____ Opposed, pursuant to Indiana Code § 36-4-6-13.~~]

DULY PASSED on this 18 day of May, 2009 by the Common Council of the City of Franklin, Johnson County, Indiana, having been passed by a vote 6 in Favor and 0 Opposed.

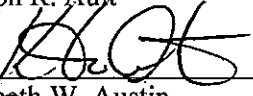
City of Franklin, Indiana, By its Common Council:

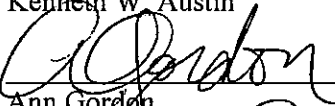
Voting Affirmative:

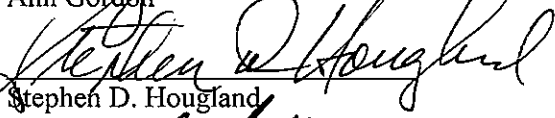

Dr. William T. Murphy, President

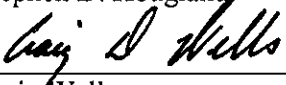

Joseph Abban

Absent
Joseph R. Ault


Kenneth W. Austin


Ann Gordon


Stephen D. Hougland


Craig Wells

Voting Opposed:

Dr. William T. Murphy, President

Joseph Abban

Joseph R. Ault

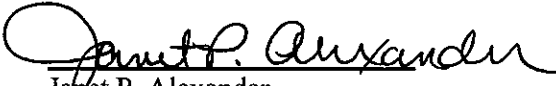
Kenneth W. Austin

Ann Gordon

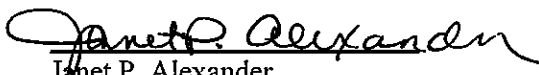
Stephen D. Hougland

Craig Wells

Attest:


Janet P. Alexander
City Clerk-Treasurer

Presented by me to the Mayor of the City of Franklin for his approval or veto pursuant to
Indiana Code § 36-4-6-15, 16, this 19 day of May, 2009 at 8:00 o'clock a.m./p.m.


Janet P. Alexander,
City Clerk-Treasurer

This ordinance having been passed by the legislative body and presented to me
[Approved by me and duly adopted, pursuant to Indiana Code § 36-4-6-16(a)(1)] [Vetoed,
pursuant to Indiana Code § 36-4-6-16(a)(2)], this 19 day of May, 2009 at
8:00 o'clock a.m./p.m.

Fred L. Paris

Fred L. Paris, Mayor
City of Franklin, Indiana

Attest:

Janet P. Alexander

Janet P. Alexander,
City Clerk-Treasurer