

ORDINANCE NO. 2019-R-1
DEKALB COUNTY CODE SECTION 9-1-4-2
DEKALB COUNTY COMMISSIONERS
AN ORDINANCE TO ESTABLISH A NO PARKING, STANDING,
OR STOPPING ZONE ALONG THE ENTIRE LENGTH OF POTTER DRIVE
FROM ITS INTERSECTION ON THE NORTH SIDE OF STATE ROAD 8 TO THE
ENTRANCE TO THE NEW COMMUNITY CORRECTIONS FACILITY

WHEREAS, DeKalb County, Indiana by and through its Board of County Commissioners, has contracted for the construction of a new public roadway called Potter Drive, running from an intersection on the north side of State Road 8 and thence north to the new Community Corrections complex; and

WHEREAS, from the outset of the completion of construction of Potter Drive for a period of time, the road will be used solely for access to the Community Corrections facility currently being constructed, but it is anticipated that real estate east and west of Potter Drive will be developed and new curb cuts added to said Potter Drive; and

WHEREAS, DeKalb County, by and through its Board of County Commissioners has regulatory jurisdiction over Potter Drive and has determined that orderly access to the Community Corrections facility and further development on both the east and west sides of Potter Drive will be enhanced, and therefore it is advisable to have the entire length of Potter Drive be free from parking, standing, and stopping at any portion on said road.

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE COUNTY COMMISSIONERS OF DEKALB COUNTY, INDIANA THAT:

Section 1. There is hereby established a no parking, standing, or stopping zone for the entire length of Potter Drive from its intersection with State Road 8 to the Community Corrections facility.

Section 2. NOTICE OF NO PARKING: The DeKalb County Highway Superintendent is hereby directed to erect one or more signs, at his discretion, clearly posted on and along Potter Drive at its intersection with State Road 8 identifying that the entire length of the road permits no parking, standing, or stopping, and warning that unauthorized vehicles will be towed at the expense of the owner.

Section 3. The DeKalb County Highway Department shall be charged with the responsibility of arranging for any unauthorized vehicles parking, standing, or stopping anywhere along Potter Drive to have them towed at the expense of the owner of said vehicle; with the County Highway Superintendent also charged with the responsibility of attempting to contact the owner of said vehicle by telephone or in writing, informing the owner of the vehicle's location.

Section 4. In addition to the possibility of having vehicles towed, the owners of said vehicles shall be charged with a traffic summons issued by any enforcement officer of any government jurisdiction along the entire length of Potter Drive from State Road 8 to the Community Corrections facility. In addition, the vehicle owner shall pay towing and storage

charges the County may have been required to pay, unless the vehicle owner has paid all such charges to the towing and storage vendor.

- 4.1 The DeKalb County Prosecuting Attorney is authorized to prosecute any violation of this Ordinance.
- 4.2 Any Court of DeKalb County, Indiana, having general traffic jurisdiction shall be empowered to process such charges as violations of the law similar to treatments of speeding violations of the Indiana Code.
- 4.3 Any existing penalties for such violations shall be applied to this Ordinance and be imposed for any such violations.

Section 5. EFFECTIVE DATE: This Ordinance shall become effective after passage of the third reading as adopted by the DeKalb County Commissioners and the publication of this Ordinance thereafter as required by law.

Section 6: Ordinance Codified. This DeKalb County Ordinance Number 2019-R-1 is passed and adopted on all three readings and shall be codified in the DeKalb County Code as Section 9-1-4-2 and appropriately indexed in the Code.

READ AND PASSED ON FIRST READING: Monday, January 7, 2019.

READ AND PASSED SECOND READING: Monday, January 21, 2019.

READ AND PASSED ON THIRD READING: Monday, January 21, 2019.

This Ordinance No. 2019-R-1, codified as DeKalb County Code Section 9-1-4-2 is signed, approved and adopted after all three readings by the Commissioners of DeKalb County, Indiana.

COMMISSIONERS:

BY: Donald D. Grogg, President

BY: Jacqueline Rowan, Vice President

BY: William L. Hartman, Vice President

Attested By:

Jan Bauman, Auditor of DeKalb County, Indiana