

ORDINANCE NO. 2021-R-20

DEKALB COUNTY CODE 9-1-4-3

DEKALB COUNTY COMMISSIONERS

AN ORDINANCE TO ESTABLISH A NO PARKING POLICY

ON DEKALB COUNTY OWNED PARKING LOTS

WHEREAS, DeKalb County, Indiana, by and through its Board of County Commissioners, controls County owned real estate used for parking for its employees; and

WHEREAS, several of those parking areas are in the downtown Auburn area; and

WHEREAS, those parking areas see many people using them who are not County employees who park in said areas; and

WHEREAS, the problem is worse at certain times of the year, particularly during the week long (Monday through Saturday) DeKalb County Free Fall Fair.

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

- Section 1. There is hereby established a no parking policy for non-County employees at all times, and a policy from preventing anyone (County employee or not) from parking at any time during the annual DeKalb County Free Fall Fair from Monday through Saturday each year, except for County employees with a Sheriff's department permit displayed on the dashboard or rear view mirror clearly visible to any and all law enforcement personnel.
- Section 2. **NOTICE OF NO PARKING:** No county employee may park at any time on a county owned parking lot during the DeKalb county free fall fair week from Monday through Saturday without a clearly displayed county parking permit issued each year by the DeKalb county sheriff's office. the DeKalb county highway superintendent is hereby directed to erect one or more signs, at his discretion, clearly posted at county owned parking lots that no one, including county employees, may park during the week of the DeKalb county free fall fair each year (Monday through Saturday) unless it belongs to a county employee and has a clearly displayed county parking permit issued each year by the office of the DeKalb county sheriff.
- Section 3. **ADDITIONAL NOTICE OF NO PARKING:** The DeKalb County Highway Department shall also be charged with the responsibility of placing signage on all DeKalb County owned parking lots that only County employees are to park in those lots, but no permit need by displayed other than during the DeKalb County Free Fall Fair week.

Section 4. The DeKalb County Highway Department and the DeKalb County Sheriff's Department, or either of them, shall be charged with the responsibility for arranging for any unauthorized vehicles parking in a DeKalb County owned parking lot other than County employees be towed at owners expense for towing and storage; and during the DeKalb County Free Fall Fair each year, any and all vehicles, including County employees, may be towed at the expense of the owner of said vehicle unless that vehicle is owned by a County employee and has the display referred to above in this Ordinance clearly visible on the dash board or rear view mirror of said vehicle. The owners of said vehicles shall also bear the storage expenses. The County Highway Department Superintendent and the DeKalb County Sheriff's Department, or either of them, are 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 after it has been towed.

Section 5. In addition to the possibility of having vehicles towed, the owners of said vehicles shall be charged with a traffic summons issued by any law enforcement officer of DeKalb County in the amount of a \$50.00 fine; and in addition, the vehicle owner shall pay towing and storage charges the County may have been required to pay, unless the vehicle owner has already paid all such charges to the towing and storage vendor.

5.1 The DeKalb County Prosecuting Attorney is authorized to prosecute any violation of this Ordinance.

5.2 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.

5.3 Any existing penalties for such violations shall be applied to this Ordinance and be imposed for any such violations.

Section 6. **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 7. **Ordinance Codified.** This DeKalb County Ordinance Number 2021-R-20 is passed and adopted on all three readings and shall be codified in the DeKalb County Code as Section 9-1-4-3, and appropriately indexed in the Code.

READ AND PASSED ON FIRST READING: Monday, September 13, 2021.

READ AND PASSED ON SECOND READING: Monday, September 13, 2021.

READ AND PASSED ON THIRD READING: Monday, September 13, 2021.

BY COMMISSIONERS: William L. Hartman, President
Michael V. Watson, Vice President
Todd R. Sanderson, Vice President

Attested By: Jan Bauman, Auditor