

ORDINANCE NO. 2012 - 15

AN ORDINANCE REGULATING THE USE OF BICYCLES, ROLLER BLADES, ROLLER SKATES, SKATEBOARDS, AND SCOOTERS AND THE DESIGNATION OF SKATE-FREE AREAS ON HUNTINGTON COUNTY PROPERTY

WHEREAS, the use of bicycles, roller blades, roller skates, skateboards, and scooters may damage real estate or other property or improvements owned or used by Huntington County; and

WHEREAS, the use of bicycles, roller blades, roller skates, skateboards, and scooters on the real estate or other property or improvements owned or used by Huntington County may cause injury to persons or the general public; and

WHEREAS, pursuant to Indiana Code 36-8-2-4, the Huntington County Commissioners have the authority to regulate conduct that might endanger public health, safety or welfare; and

WHEREAS, Indiana Code 36-8-2-5 provides that the Huntington County Commissioners may provide health and community services to persons and may impose restrictions upon persons that might cause other persons to be injured; and

WHEREAS, pursuant to Indiana Code 36-1-3 et.seq. it is the policy of the State of Indiana to grant to governments all the power that they need for the effective operation of government as to local affairs; and

WHEREAS, the Huntington County Commissioners have the opportunity to promote health and safety and the duty by Indiana Code to protect the general public from acts and conditions which are deleterious to the public health.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of Huntington County, Indiana, as follows:

Section 1. Designation of Skate-Free Areas.

Effective June 1, 2012, the use of bicycles, roller blades, roller skates, skateboards, and scooters is prohibited on all Huntington County real estate or other property or improvements owned, used, or leased by Huntington County.

Section 2. Enforcement.

The Huntington County Sheriff's Department may enforce the provisions of this Ordinance by issuance of a written citation to those persons charged with its violation. Any person issued a written notice of violation of this Ordinance shall, within ten (10) days, pay the penalty described below to the Huntington County Ordinance Violations Bureau in the Huntington County Clerk's office.

In the event that the penalty is not paid within the prescribed period, the matter shall be referred to the county attorney for prosecution.

Section 3. Penalty.

Any person who violates any provision of this Ordinance shall be deemed to have committed an ordinance violation and, upon conviction, shall be fined not more than One Hundred Dollars (\$100.00) for the first violation, not more than Two Hundred Dollars (\$200.00) for the second violation, and not more than Three Hundred Dollars (\$300.00) for each subsequent violation.

Any person in violation of this Ordinance shall be liable to Huntington County for

any expenses and costs.

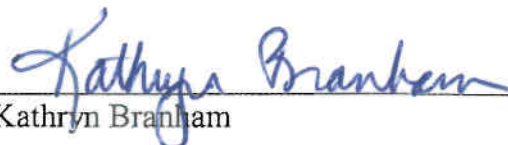
Section 4. Severability.

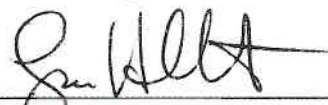
If any part or parts of this ordinance are determined to be invalid, unenforceable, or illegal, such invalidity, unenforceability, or illegality shall not effect the other terms of this ordinance.

Dated this 7<sup>th</sup> day of May, 2012.

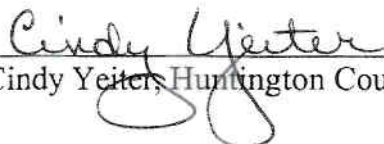
BOARD OF COMMISSIONERS OF  
HUNTINGTON COUNTY, INDIANA

  
\_\_\_\_\_  
Tom Wall, President

  
\_\_\_\_\_  
Kathryn Branham

  
\_\_\_\_\_  
Leon Hurlburt

ATTEST:

  
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Cindy Yeiter, Huntington County Auditor

county - skate free ordinance.wpd