

TOWN OF ST. JOHN, LAKE COUNTY, INDIANA

ORDINANCE #1219

BEING AN ORDINANCE AMENDING ORIGINAL ORDINANCE NO. 511, AS AMENDED, THE SAME BEING AN ORDINANCE REGULATING TRAFFIC AND ESTABLISHING FINES AND PENALTIES FOR VIOLATIONS OF TRAFFIC REGULATIONS IN THE TOWN OF ST. JOHN, LAKE COUNTY, INDIANA, AND REPEAL OF ORDINANCES IN CONFLICT THEREWITH.

WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana, did originally adopt Ordinance No. 511, the same being an ordinance regulating traffic and establishing fines and penalties for violations of traffic regulations in the Town of St. John, Lake County, Indiana; and

WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana, has, on numerous occasions, amended said ordinance to bring the same into compliance with state statutes as well as recognizing the growth of the Town; and

WHEREAS, therefore, it has become necessary to amend such ordinance, again, due to a change by the State of Indiana in the system of uniform court costs to be assessed for violations of the statutes and ordinances throughout the State; and

WHEREAS, pursuant to Indiana Code, the Clerk is required to assess court costs and other fees in the amount of \$79.50 for any ordinance violation; and

WHEREAS, it now appearing to the Town Council that court costs under previous ordinances has been in the sum of \$74.50, and now should be amended to reflect the above and foregoing \$79.50 which must be collected for all moving violations as aforesaid; and

WHEREAS, the Town Council, due to the above and foregoing, now finds that the penalties for traffic violations should be increased due to the foregoing increases and due to the increases in court costs accordingly.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of St. John, Lake County, Indiana, that Ordinance No. 511 shall be amended specifically, and as follows:

- I. Article I. IN GENERAL, SEC. 13-2. In accordance with I.C. 9-4-1-^{12.5}125 and I.C. 34-4-32-1 any person, firm or corporation violating and found liable by plea of any portion of this traffic code of the Town of St. John which regulates the use, standing or parking of vehicles upon streets, alleys, or other public places, may, in lieu of being charged for such violation in court, pay to the clerk/treasurer of the Town of St. John, a penalty of twenty-four dollars and fifty cents (\$24.50) for a moving violation, a penalty of twenty dollars (\$20.00) for a non-specific parking violation, a penalty of one hundred dollars (\$100.00) for parking in a fire lane, and a penalty of one hundred dollars (\$100.00) for parking in a

handicapped area or zone. Said payment shall be deposited in the general fund of said town. Such penalties shall be paid within seven (7) days of the date of the violation. Upon failure to pay any penalty herein prescribed in accordance with the provisions hereof, such violator shall be charged forthwith in a court pursuant to Indiana Law. All moving violations of the ordinance shall be certified pursuant to Indiana law. Further, in addition to the fines and penalties aforesaid, court costs shall be assessed in the amount of seventy-nine dollars and fifty cents (\$79.50) and a law enforcement continuing education fee in the amount of three dollars (\$3.00) shall likewise be assessed for all moving violations only; the fine, court costs, and law enforcement fee shall be payable to the clerk/treasurer of St. John, Indiana, as a designated violations bureau of the Lake County Court. Upon receipt of payment the clerk/treasurer shall forward the court costs and the law enforcement continuing education fee to the clerk of the Lake County Court for distribution in accordance with Indiana statutes.

(Code 1983, 9-4-128(b), Art. XVII, § 1; Ord. No. 599, 3-14-83; Ord. No. 722, 12-22-87; Ord. No. 745, 6-13-88; Ord. No. 1012, § 1, 8-22-96; Ord. No. 1052, § 1, 8-29-97)

BE IT FURTHER ORDAINED that all existing ordinances, or parts thereof, in conflict with the provisions of this ordinance, are hereby deemed null, void, and of no legal affect, and are specifically repealed.

BE IT FURTHER ORDAINED that if any section, clause, provision, or portion of this ordinance shall be held to be invalid or unconstitutional by any court of competent jurisdiction, such decision shall not affect any other section, clause, provision, or portion of this ordinance.

BE IT FURTHER ORDAINED that the Town Council declares an emergency and that this ordinance shall take effect and be in full force and effect, from and after its passage by the Town Council of the Town of St. John, Lake County, Indiana, pursuant to law.


PASSED AND ADOPTED by the Town Council of the Town of St. John, Lake County, Indiana, this 22nd day of September, 2001, by a vote of 5 in Favor and 0 Against.

TOWN COUNCIL OF THE TOWN OF ST. JOHN, LAKE COUNTY, INDIANA


KATHLEEN J. WILLMAN, President



KRISTIE L. ALDRIDGE, Vice-President


JEROME J. RUDY, Member


MICHAEL S. FORBES, Member


WILLIAM M. WINTERHALER, Member

ATTEST:


JUDITH L. COMPANIK, Clerk-Treasurer