

ORDINANCE NO. 2006- 5

AN ORDINANCE REGULATING THE USE OF THE BOSWELL COMMUNITY PARK

The Town Council of the Town of Boswell, Indiana Ordains as follows:

WHEREAS, the Town of Boswell has constructed the Boswell Community Park which is open to the public but which has had several incidents where patrons have interfered with the quiet enjoyment of the Boswell Park by other patrons; and

WHEREAS, the Boswell Town Council, having considered the community interest in having the Boswell Community Park available and amenable to the greatest number of patrons, now desires to regulate the manner by which patrons use the Boswell Community Park.

NOW THEREFORE, BE IT ORDAINED, by the Boswell Town Council as follows:

A. Prohibition on items and things.

The following items or things are prohibited in the Boswell Community Park:

1. Pets;
2. Bicycles, mopeds or motorized vehicles;
3. Skateboards;
4. Fireworks; and
5. Alcoholic beverages.

B. Enforcement and Penalty

1. Enforcement: The Town Marshal and all other duly authorized Law Enforcement Officers charged with enforcing the Town's Ordinances may issue an Appearance Ticket and Complaint, stating the date and time of violation, the name and address of the person violating this Ordinance, and ordering that person to appear on a certain date and time in Benton Circuit Court in Fowler, Indiana, for the purpose of a trial thereon, if contested. In the event that the person accused of violating this Ordinance wishes to admit the violation, he or she may pay such fine at the Boswell Town Hall.

2. Separate Violations: Each day of violation constitutes a separate and distinct violation of this Ordinance. The collection of penalties shall be conducted in any manner permitted by law.

3. Penalty:

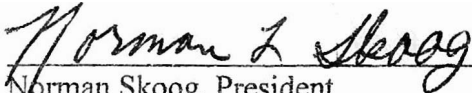
- a. A written warning shall be issued for a first-time violation;
- b. Fifty Dollars (\$50.00) for a second-time violation;
- c. One Hundred Dollars (\$100.00) for a third-time violation; and

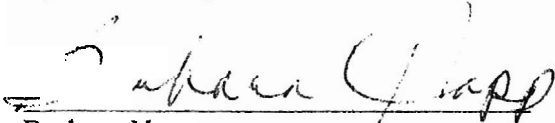
- d. Five Hundred Dollars (\$500.00) for a fourth-time violation, and for any subsequent violation thereafter.

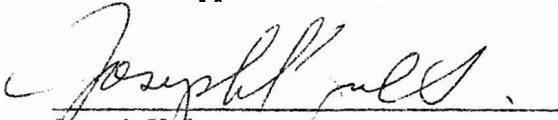
This Ordinance shall become effective after it has been published pursuant to law.

ALL OF WHICH IS ORDAINED this 26th day of December, 2006.

TOWN COUNCIL OF BOSWELL, INDIANA


Norman Skoog, President


Barbara Happ


Joseph Kult


ATTEST: Jenifer Crisp, Clerk-Treasurer