

**ORDINANCE NO. 2024-9**

**TEMPORARY ORDINANCE AMENDING TITLE VII, CHAPTER 71 OF THE CITY OF DELPHI CODE OF ORDINANCES ENTITLED "STOPPING, STANDING AND PARKING" AND TEMPORARILY AUTHORIZING IMMEDIATE REMOVAL OF VEHICLES IN VIOLATION OF PARKING REGULATIONS**

WHEREAS, beginning on or about May 13, 2024, the trial of *State of Indiana v. Richard Allen* (the "Trial") will be held at the Carroll County Courthouse located at 101 N. Main St., Delphi, Indiana; and

WHEREAS, the Common Council of the City of Delphi, Indiana recognizes due to the significance of the Trial and the media attention drawn to the Trial, a significant number of visitors and members of the media are expected to be present in the City of Delphi, Indiana during the Trial; and

WHEREAS, the Mayor and the Common Council of the City of Delphi have extreme concern for the safety and wellbeing of the local residents and local businesses as well as the safety and wellbeing of visitors, members of the media, and participants in the Trial; and

WHEREAS, the Mayor of the City of Delphi, Indiana proclaims there is urgent necessity to authorize local law enforcement to order the immediate removal of illegally parked vehicles to assist in minimizing disruption to local businesses and residents during the Trial, to facilitate safe access to the Carroll County Courthouse during the Trial, and to protect participants in the Trial; and

WHEREAS, the Common Council of the City of Delphi, Indiana desire to temporarily amend Title VII, Chapter 71 of the City of Delphi Code of Ordinances to temporarily authorize the immediate removal of any vehicle in violation of parking regulations set forth in Title VII of the City of Delphi Code of Ordinances;

NOW, THEREFORE, BE IT ORDAINED, by the Common Council of the City of Delphi, Indiana that:

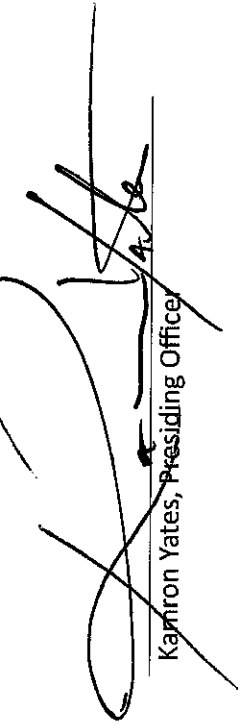
**Section 1.** Beginning on or about May 13, 2024, and continuing until the end of the Trial, the Delphi Police Department is authorized to order the immediate removal of vehicles found to be in violation of parking regulations set forth in Title VII of the City of Delphi Code of Ordinances.

**Section 2.** Section 71.99 of Chapter 71 of the City of Delphi Code of Ordinances shall be temporarily amended as follows per the attached Exhibit A.

**Section 3.** If any section, sentence, or provision of this ordinance or the application thereof to any person or circumstance shall be declared invalid, such invalidity shall not affect any of the other parts of this ordinance which can be given effect without the invalid part, and to this end the provisions of this ordinance are declared to be severable.

**Section 4.** This Ordinance shall be in full force and effect from May 13, 2024, until completion of the Trial.

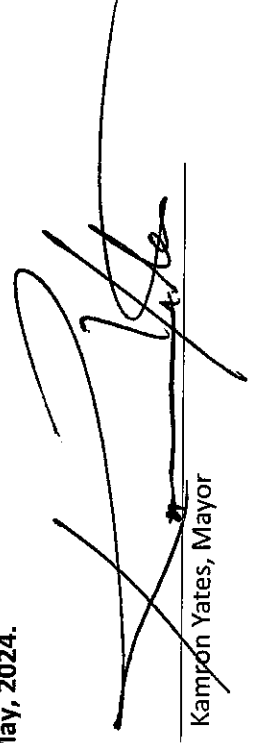
Passed and adopted by the majority of the Common Council of the City of Delphi, Indiana, this 6th day of May, 2024.



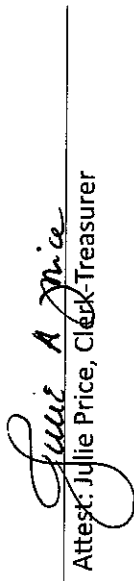
Kamron Yates, Presiding Officer

  
Attest: Julie Price, Clerk-Treasurer

Approved / vetoed by me, the Mayor, this 6th day of May, 2024.



Kamron Yates, Mayor

  
Attest: Julie Price, Clerk-Treasurer

**EXHIBIT A**

**§ 71.99 PENALTY.**

Any person who shall violate or fail to comply with the provisions of this chapter, or who shall counsel, aid or abet any such violation or failure to comply shall be deemed guilty of an offense and shall be punished by a fine as set in the Ordinance Violations Bureau Schedule of Ordinance Violations. Any violation of this chapter not listed in the Schedule of Ordinance Violations shall be punished by a fine not to exceed the statutory limits for ordinance violations. Each occurrence of a violation shall constitute a separate offense.

In addition to any fine(s) for the violation of the regulations contained in this chapter, if any vehicle is found parked in such a manner as to constitute a violation of this chapter, then the City shall have the right to remove the vehicle from its location, or have the vehicle removed by others, and have the vehicle impounded. Any costs and expenses incurred as a result of the moving of the vehicle, including towing and storage costs, shall be charged to the owner of the vehicle. If removal of the vehicle results in storage of the vehicle, the vehicle shall not be released from storage until all costs related to such storage have been paid by or on behalf of the owner of the vehicle.