

ORDINANCE NO. 2026- 05

AN ORDINANCE
OF THE BOARD OF COMMISSIONERS OF THE COUNTY OF CARROLL
REPEALING CHAPTER 113 OF THE CARROLL COUNTY CODE
CONCERNING BROADBAND INFRASTRUCTURE PROJECTS

Findings

The Board of Commissioners of the County of Carroll, of the State of Indiana (hereinafter referred to as "the Board") heretofore adopted Ordinance No. 2021-03 adding a new chapter to the Carroll County Code establishing extraordinary procedures to expedite the construction of broadband infrastructure in Carroll County. Among the provisions of said ordinance, which is codified as chapter 113 of the Carroll County Code, the ordinance (1) designated the executive director of the area plan commission of Carroll County as the single point of contact for all permits related to all broadband infrastructure projects, (2) required the executive director to review and approve or reject all applications for a permit within ten business days after the application was submitted, (3) prohibited the requirement that the applicant identify the contractor to execute the project, and (4) prohibited the collection of a fee to review an application or issue a permit for any broadband infrastructure project.

The regulatory and financial environment which existed at the time the ordinance was adopted changed radically with the mass infusion of funds by the federal government and state of Indiana for the construction of broadband infrastructure. There is no longer any justification to further exempt broadband infrastructure projects from the established process and fees applicable to the issuance of permits for construction within the rights of way of Carroll County

Based upon the foregoing, the Board finds that chapter 113: Broadband Infrastructure Projects, of the Carroll County Code, should be repealed.

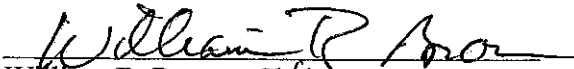
NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF CARROLL, OF THE STATE OF INDIANA, AS FOLLOWS:

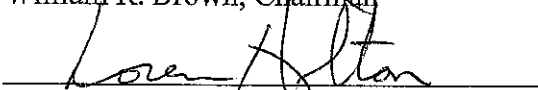
Section 1. The Carroll County Code is hereby amended by the repeal of chapter 113: "Broadband Infrastructure Projects."

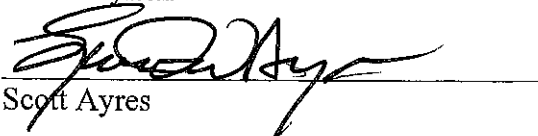
Section 2. The auditor is directed to publish this ordinance one (1) time within thirty (30) days of its adoption in accordance with I.C. 5-3-1.

ADOPTED this 15th day June 2026, after unanimous consent to its consideration on the date of its introduction.

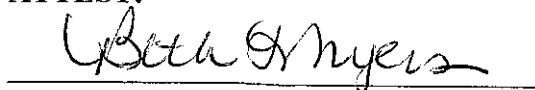
BOARD OF COMMISSIONERS OF CARROLL COUNTY, INDIANA


William R. Brown, Chairman


Loren Hylton


Scott Ayres

ATTEST:


Beth L. Myers, Auditor