UNSAFE BUILDING ORDINANCE TEMPLATE

This template of an Unsafe Building Ordinance is provided for guidance only. Questions regarding this template should be directed to buildingcommission@dhs.in.gov.

THE COMMISSION DOES NOT BELIEVE THAT AN UNSAFE BUILDING ORDINANCE FOLLOWING THIS TEMPLATE NEEDS TO BE APPROVED TO BE EFFECTIVE. HOWEVER, WHETHER OR NOT THIS TEMPLATE IS USED, IT IS STRONGLY RECOMMENDED THAT AN UNSAFE BUILDING ORDINANCE BE PROVIDED TO COMMISSION STAFF FOR REVIEW PRIOR TO ITS ADOPTION BY THE UNIT OF GOVERNMENT.

ORDINANCE NO. _____________

AN ORDINANCE adopting the Unsafe Building Law.

Section 1. Adoption of the Unsafe Building Law

[insert name of unit] hereby adopts Indiana Code Chapter 36-7-9, the Indiana Unsafe Building Law, and explicitly incorporates by reference the definition of “substantial property interest” found in Indiana Code Section 36-7-9-2.

Section 2. Appointment of Department to Administer Ordinance

The [name of the department responsible for administering the unsafe building law] shall be the executive department authorized to administer this ordinance.

Section 3. Construction

Any reference to a state statute shall mean the statute as amended from time to time, or any similar statutory provision that may supersede it relating to the same or similar subject matter.

Section 4. Penalty for Violation

Violations of this ordinance shall be addressed as established in Indiana Code Chapter 36-7-9 as it may be amended from time to time.

Section 5. Severability

Should any section, paragraph, sentence, clause, or any other portion of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining
provisions shall not be affected, if and only if, such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

Section 6. Effective Date

This ordinance shall be in full force and effect upon adoption.

The foregoing was passed by ________________________ on the ______ day of __________ 20__. 