

## **ORDINANCE 2021-009**

### **AN ORDINANCE OF THE TOWN OF CULVER ESTABLISHING AN UNSAFE BUILDING FUND**

**WHEREAS**, the Town of Culver passed Ordinance 2015-2017, establishing a process for addressing unsafe buildings; and

**WHEREAS**, the Town of Culver has been reimbursed for liens for demolition of an unsafe property; and

**WHEREAS**, the State of Indiana allows an enforcement authority to establish an unsafe building fund under IC 36-7-9-14;

**NOW, THEREFORE, BE IT ORDAINED** by the Town Council of the Town of Culver, Indiana as follows:

**Section 1:** The Town of Culver shall establish an unsafe building fund and receipt into it the money received from liens filed for demolition of 415 Lake Shore Drive.

**Section 2:** Money for the unsafe building fund may be received from any source, including appropriations by local, state, or federal governments, and donations. The following money shall be deposited in the fund:

- a. Money received as payment for or settlement of obligations or judgments established under IC 36-7-9-7 through IC 36-7-9-13 and IC 36-7-9-17 through IC 36-7-9-22;
- b. Money received from bonds posted under IC 36-7-9-7;
- c. Money received in satisfaction or receivers' notes or certificates that were issued under IC 36-7-9-20 chapter and were purchased with money from the unsafe building fund;
- d. Money received for payment or settlement of civil penalties or fines imposed under IC 36-7-9-7 of this chapter.

**Section 3:** Money in the Unsafe Building Fund may be used for the expenses incurred in carrying out the purposes of IC 36-7-9, including:

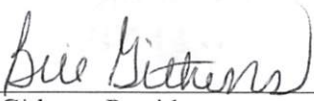
- a. The cost of obtaining reliable information about the identity and location of each person who owns a substantial property interest in unsafe premises;
- b. The cost of an examination of an unsafe building by a registered architect or registered engineer not employed by the department;
- c. the cost of surveys necessary to determine the location and dimensions of real property on which an unsafe building is located;
- d. the cost of giving notice of orders, notice of statements of rescission, notice of continued hearing, and notice of statements that public bids are to be let in the manner prescribed by IC 36-7-9-25;
- e. the bid price of work by a contractor under IC 36-7-9-10 or IC 36-7-9-17 through IC 36-7-9-22;
- f. the cost of emergency action under IC 36-7-9-9; and
- g. the cost of notes or receivers' certificates issued under IC 36-7-9-20 of this chapter.

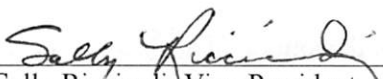
**Section 4:** Payment of money from the unsafe building fund must be made in accordance with applicable law.

PASSED and ADOPTED by the Town Council of Town of Culver, Indiana on the 26<sup>th</sup> day of July, 2021.

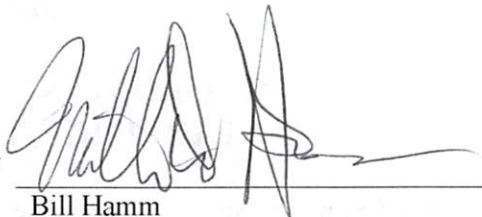
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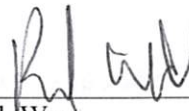
CULVER TOWN COUNCIL  
TOWN OF CULVER, INDIANA

By   
Bill Githens, President

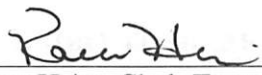
By   
Sally Ricciardi, Vice-President

By   
William Cleavenger

By   
Bill Hamm

By   
Rich West

ATTEST:

  
Karen Heim, Clerk-Treasurer