

ORDINANCE 11-17

AN ORDINANCE OF THE CITY OF WESTFIELD PREVENTING OBSTRUCTION OF A MAILBOX

WHEREAS, The City of Westfield, (“City”) is a duly formed municipal corporation within the State of Indiana, governed by its duly elected Mayor and Common Council (“Council”); and,

WHEREAS, the Council has the duty and authority to maintain, review and revise the ordinances of the City; and,

WHEREAS, the Council has been advised of the need for legislation to maintain an unobstructed area around valid mailboxes to assure the swift delivery of the U.S. mail.

NOW, THEREFORE, BE IT ORDAINED by the Westfield City Common Council meeting in session as follows:

Section 1. Purpose. It is hereby declared to be the purpose of this section to prohibit the obstruction by a vehicle of a mailbox in such a manner so as to impede the delivery of the mail by the United States Postal Service.

Section 2. Mailbox Defined

- a) A public container approved by the United States Postal Service for deposit of outgoing mail.
- b) A private container approved by the United States Postal Service for incoming mail.

Section 3. Obstruction of mailbox A person may not stop, stand, or park a vehicle in such a manner as to obstruct a mailbox or to interfere with the delivery of mail by the United States Postal Service. Vehicles following the direction of a law enforcement officer or traffic control device, emergency response personnel attending to an emergency call, United States Postal Service vehicles, and individuals stopped for the sole purpose of placing or removing mail from a mailbox are exempted from this section.

Section 4. Enforcement. Enforcement of this section shall be by the City Attorney through the Noblesville City court.

Section 5. Schedule of Code provisions and penalties. Vehicles found to be in violation of this section shall be subject to a fine of no more than \$500.00 per incidence, per day as well as costs and fees associated with the enforcement in addition to any other fines outlined in the Westfield Code of Ordinances.

Section 6. This Ordinance shall be in full force and effect in accordance with Indiana law, upon the passage of any applicable waiting periods, all as provided by the laws of the State of Indiana. All ordinances or parts thereof that are in conflict herewith are hereby ordered repealed.

[REMAINDER OF PAGE LEFT BLANK INTENTIONALLY]

ALL OF WHICH IS ORDAINED THIS _____ DAY OF _____ 2011.

WESTFIELD CITY COUNCIL

Voting For

Voting Against

Abstain

John Dippel

John Dippel

John Dippel

Steven Hoover

Steven Hoover

Steven Hoover

Robert L. Horkay

Robert L. Horkay

Robert L. Horkay

Kenneth Kingshill

Kenneth Kingshill

Kenneth Kingshill

Robert J. Smith

Robert J. Smith

Robert J. Smith

Thomas Smith

Thomas Smith

Thomas Smith

Robert W. Stokes

Robert W. Stokes

Robert W. Stokes

ATTEST:

Cindy J. Gossard, Clerk Treasurer

I hereby certify that ORDINANCE 11-17 was delivered to the Mayor of Westfield
on the _____ day of _____, 2011, at _____ m.

Cindy J. Gossard, Clerk-Treasurer

I hereby APPROVE ORDINANCE 11-17

I hereby VETO ORDINANCE 11-17

this _____ day of _____, 2011.

this _____ day of _____, 2011.

J. Andrew Cook, Mayor

J. Andrew Cook, Mayor

ATTEST:

Cindy J. Gossard, Clerk Treasurer

This document prepared by
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