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John

ORDINANCE 11-17

2011046865 ORDINANCE \$19.00
09/22/2011 11:25:20A 4 PGS
Mary L. Clark
HAMILTON County Recorder IN
Recorded as Presented

**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]

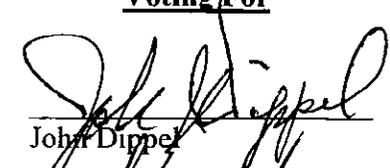
ALL OF WHICH IS ORDAINED THIS 12 DAY OF Sept 2011.

WESTFIELD CITY COUNCIL

Voting For

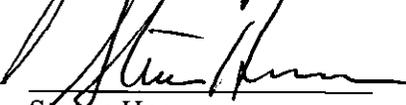
Voting Against

Abstain


John Dippel

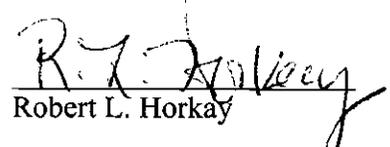
John Dippel

John Dippel


Steven Hoover

Steven Hoover

Steven Hoover


Robert L. Horkay

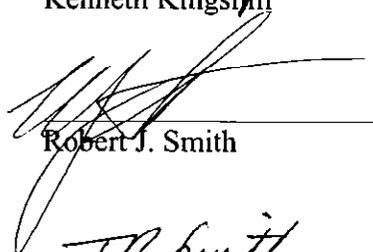
Robert L. Horkay

Robert L. Horkay


Kenneth Kingshill

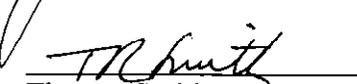
Kenneth Kingshill

Kenneth Kingshill


Robert J. Smith

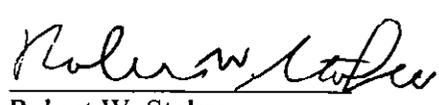
Robert J. Smith

Robert J. Smith


Thomas Smith

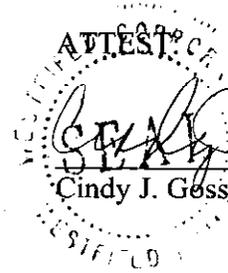
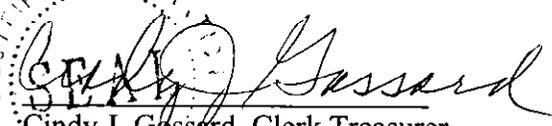
Thomas Smith

Thomas Smith

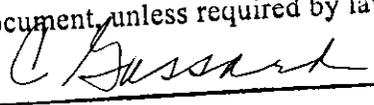

Robert W. Stokes

Robert W. Stokes

Robert W. Stokes

ATTEST


Cindy J. Gessard, Clerk Treasurer

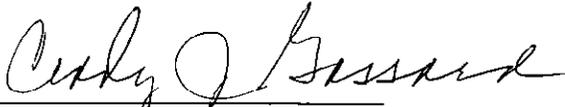
"I affirm, under the penalties of perjury,
that I have taken reasonable care to recheck
each Social Security Number in this
document, unless required by law"



Signed

I hereby certify that ORDINANCE 11-17 was delivered to the Mayor of Westfield

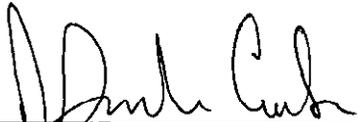
on the 13 day of Sept, 2011, at 9:30 A.M.


Cindy J. Gossard, Clerk-Treasurer

I hereby APPROVE ORDINANCE 11-17

I hereby VETO ORDINANCE 11-17

this 13 day of Sept., 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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KRIEG DEVAULT, LLP
(317) 238-6266

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