

**SPECIAL ORDINANCE NO. 73, 1988**

**AS AMENDED**

AN ORDINANCE AMENDING CHAPTER 1305 (HEALTH NUISANCES) OF THE MUNICIPAL CODE OF THE CITY OF TERRE HAUTE, INDIANA.

WHEREAS, it is the intent and purpose of the Common Council of the City of Terre Haute, Indiana hereby to modify and amend Special Ordinance No. 50, 1988 to eliminate the burning of leaves within the City of Terre Haute, Indiana.

NOW THEREFORE BE IT ORDAINED by the Common Council of the City of Terre Haute, Indiana, that:

**SECTION 1.** SECTION 1305.4(b) is hereby amended to read as follows:

- (b) The burning of leaves in the City of Terre Haute, Indiana, is declared to be a nuisance and is hereby prohibited.
- (c) It shall be the duty of the Terre Haute Police Department to enforce this ordinance. Violations shall be processed in the following manner:
  - 1. Upon investigation of complaint received by the Police Department, a warning citation shall be issued.
  - 2. Should a second violation be reported, said violation shall be punishable by a fine in the amount of Fifteen and 00/100 (\$15.00) Dollars.
  - 3. Should a third violation be reported, said violation shall be punishable by a fine in the amount of Thirty and 00/100 (\$30.00) Dollars.
  - 4. Should subsequent violations be reported, said violation shall be punishable by a fine in the amount of Fifty and 00/100 (\$50.00) Dollars shall be levied per occurrence.

All fines assessed under this ordinance shall be payable to the Office of the Clerk of the City of Terre Haute.

**SECTION 2.** All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

WHEREAS, after the passage of this ordinance by the Common Council, its approval by the Mayor, and publication as required by law, it shall become effective on the 1st day of July, 1989.

Presented by: L.E. FRAZIER [signature], Councilman.

Passed in open Council this 12th day of January, 1989.

[signature]  
President, L. E. Frazier

ATTEST: CHARLES HANLEY [signature], City Clerk, Charles P. Hanley.

Presented by me to the Mayor this 13th day of January, 1989.