

**ORDINANCE NO. 33-2013**

**AN ORDINANCE REGULATING THE PARKING  
ON A PORTION OF GIBBS STREET WITHIN  
THE TOWN OF PLAINFIELD**

WHEREAS, the Town of Plainfield ("Town") has the authority to regulate the standing or parking of vehicles on Town streets; and,

WHEREAS, the Town has determined that a public safety issue has resulted from the parking on the street and right-of-way of the 500 block of Gibbs Street.

NOW, THEREFORE, BE IT ORDAINED by the Town Council, the Town of Plainfield, Indiana, that:

1. No vehicle, as defined herein, shall be parked upon the paved portion or Town right-of-way of Gibbs Street from the north pavement line of Tucker Avenue north to the private property line on the north, this section sometimes referred to as the 500 block of Gibbs Street.

2. "Vehicle," for purposes of this ordinance, shall include, but not be limited to, all-terrain vehicles, antique motor vehicles, bicycles, buses, farm tractors, farm trucks, farm trailers, farm semi-trailers, farm wagons, motorboats, motor scooters, motor vehicles, motorcycles, motorized bicycles, pole trailers, pop-up camper trailers, recreation vehicle, road tractor, school buses, semi-trailers, tractors, trailers, trucks, truck-tractors, truck-tractor-semi-trailer, wagons, watercraft, boat trailers, and yard tractors.

3. Any person violating any provision of this Ordinance commits a Class C Infraction and shall be fined not less than Fifty Dollars (\$50.00) and not more than One Hundred Dollars (\$100.00) for the first offense and shall be fined not less than One Hundred Dollars (\$100.00) nor more than Two Hundred Dollars (\$200.00) for each subsequent violation of the ordinance that occurs within twelve months of the prior violation.

4. In addition to the fine provided for herein for the violation of this Ordinance, if any Vehicle is found parked in such a manner as to constitute a violation of this Ordinance, and if it is further determined that such vehicle, as parked: (1) constitutes a safety hazard; (2) interferes with the normal flow of traffic; or (3) blocks a street, alley or access to a private drive; then, and in that event, the Plainfield Metropolitan Police Department shall have the right to move or remove said vehicle from its location by any reasonable means, including, but not limited to, towing said vehicle to a storage facility. Any costs and expenses incurred as a result of the moving or removal of a vehicle pursuant to this section, including any storage costs, shall be charged to the owner of said vehicle. If the removal of the vehicle results in a storage of the vehicle, the vehicle shall not be removed and released from storage until full payment is received by the Town of Plainfield for the cost and expenses provided for by this Section.

5. Any other ordinance of the Town of Plainfield in conflict herewith is repealed by the adoption of this Ordinance, said repeal to become effective on the day this Ordinance becomes effective.

The Town declares an emergency requiring a reduced effectiveness date for this Ordinance and, therefore, ORDERS that it shall be in full force and effect upon the required Public Notice, the erecting of signs giving notice of this Ordinance, or 8:00 a.m. local time, December 16, 2013, whichever occurs last.

PASSED AND ADOPTED by the Town Council of Plainfield, Indiana, this 9<sup>th</sup> day  
of December, 2013.

TOWN COUNCIL, TOWN OF PLAINFIELD,  
HENDRICKS COUNTY, INDIANA:

Robin G. Brandgard  
Robin G. Brandgard

Renée S. Whicker  
Renée Whicker

Edmund L. Gaddie, Jr.  
Edmund L. Gaddie, Jr.

Kent McPhail  
Kent McPhail

Bill Kirchoff  
Bill Kirchoff

ATTESTED BY:

Wesley R. Bennett  
Wesley R. Bennett, Clerk-Treasurer  
Of the Town of Plainfield, Indiana