

FLOYD COUNTY ORDINANCE 2001- FCO-II

AN ORDINANCE AMENDING FLOYD COUNTY ORDINANCE 84-1  
AND RESCINDING ORDINANCES 84-1 AND 88-1

WHEREAS, on the 10th day of April, 1984, and pursuant to Section 1 of Public Law 120, the Board of Commissioners of the County of Floyd by Ordinance 84-1 authorized the Floyd County Sheriff to collect a fee of \$3.00 for inspecting vehicles prior to registration in the State of Indiana (Inspection Fee); and

WHEREAS, thereafter on the 6th day of June, 1988, and by Floyd County Ordinance 88-1, the Board of Commissioners of the County of Floyd intended to amend FCO 84-1 so as to increase the Inspection Fee to \$5.00 and, in addition, to authorize the Floyd County Sheriff to collect a fee of \$3.00 for each accident report issued by the Department; and

WHEREAS, the State Board of Accounts has noted that the official minutes of the meeting of the Board of Commissioners of the County of Floyd held on the 6th day of June, 1988, appear to differ from the original executed copy of Floyd County Ordinance 88-1, and the State Board has noted that the present state of the law is such that the fiscal body of the county must establish any fee to be charged for each accident report to be issued by the Floyd County Sheriff; and

WHEREAS, the Board of Commissioners of the County of Floyd is desirous of clarifying the issue of the correct amount of the Inspection Fee and rescinding any part of FCO 84-1 or FCO 88-1 which may be in conflict with IC 9-29-11-1 or this ordinance.

NOW THEREFORE:

BE IT ORDAINED, that pursuant to the authority granted Floyd County, Indiana, by and under the provisions of IC 9-29-4-2, and in accordance with the procedures delineated therein and under IC 36-1-3-6, the Floyd County Sheriff is hereby authorized to collect a fee of \$5.00 for each inspection which is made by a member of his department under and pursuant to the provisions of IC 9-17-2-12.

BE IT FURTHER ORDAINED, that pursuant to the provisions of IC 9-29-4-2 and IC 36-1-3-6, and for the purpose of the deposit of all fees collected pursuant to this ordinance, the Floyd County Vehicle Inspection Fund is hereby established, which fund shall be non-reverting, used for law enforcement purposes only, and which fund shall be subject to appropriation by the Floyd County Council.

BE IT FURTHER ORDAINED, Floyd County Ordinances 84-1 and 88-1, be, and the same hereby are, rescinded and repealed to the extent that either or both of said ordinances are inconsistent herewith.

SO ORDAINED this 20<sup>th</sup> day of FEB. 2001.

BOARD OF COMMISSIONERS  
OF THE COUNTY OF FLOYD

John C. Gersert

MEMBER

Mike Mills

MEMBER

Charles A. Freiburger

MEMBER

ATTEST:

Barbara Seiling  
FLOYD COUNTY AUDITOR