

TOWN OF LAGRANGE

ORDINANCE NO. 2006-3-20B

**AN ORDINANCE MAKING IT UNLAWFUL TO UTILIZE
CERTAIN TYPES OF OFF-PREMISE FURNACES AND FUELS**

WHEREAS, the LaGrange Town Board has been made aware that certain individuals are utilizing, or are considering utilization, of wood burning and/or alternate fuel consuming furnaces located in a separate structure or outside the premises of the residence to which heat is to be rendered; and

WHEREAS, the Town of LaGrange has in effect an Ordinance making it unlawful to burn leaves, debris, and other refuse in the Town of LaGrange, Indiana.

BE IT THEREFORE ORDAINED that it shall be unlawful for any individual to create a furnace or other burning device intended to provide heat to a residence separate or apart from the location of said furnace, burning device, or structure housing same, and to cause said furnace or other burning device to expel smoke, fumes, or other noxious or unpleasant odors from the real estate upon which the premises is located.

IT IS FURTHER RESOLVED that a violation of this Ordinance shall be deemed a Class A infraction, and fines shall be payable upon conviction of same for each day that any violation of this Ordinance should continue.

BE IT FURTHER RESOLVED that this Ordinance may be enforced by the LaGrange Town Marshal, LaGrange Town Attorney, LaGrange County Prosecutor, or any deputy or appointee thereof.

BE IT FURTHER RESOLVED that in addition to the fines imposed as an infraction hereunder, any person deemed violating this Ordinance shall be responsible for all attorney fees and other costs incurred by the Town in the enforcement and prosecution of this Ordinance.

This Ordinance shall take effect upon promulgation according to law.

ALL OF WHICH IS DULY ORDAINED this 20th day of March, 2006.

LAGRANGE TOWN BOARD

Tony Helmer PRESIDENT

Eugene Porter

Rolt Johnson

Mary Thacker

Richard Greene

Attest:

Michael O. Paul
Clerk-Treasurer