



STARKE COUNTY COMMISSIONERS ORDINANCE 2018-0305

CODE ENFORCEMENT OFFICER:
DELEGATION OF EMPLOYMENT MANAGEMENT
TO STARKE COUNTY PLAN COMMISSION

WHEREAS, the Board of Commissioners of Starke County, in cooperation with the Starke County Council, have established and funded a new position, the Code Enforcement Officer of Starke County, to be tasked with the monitoring and enforcement of Starke County regulations related to zoning, land use, nuisances, building codes, and other related matters affecting public health, safety and welfare ; and,

WHEREAS, the Starke County Plan Commission has primary authority over planning and zoning in Starke County Indiana, as well as expertise in regulations regarding planning and zoning, land use, nuisance, building codes and related matters affecting public health, safety and welfare in Starke County, Indiana; and,

WHEREAS, the attorney for the Starke County Plan Commission has opined that the Plan Commission has no statutory authority to hire, fire and otherwise oversee the Code Enforcement Officer; and,

WHEREAS, the Commissioners, as the chief executive body of the county, being duly advised find that the Code Enforcement Officer will report to the Plan Commission, and that therefore the Plan Commission is the entity best qualified and situated to oversee the Code Enforcement Officer .

NOW, THEREFORE, BE IT ORDAINED that the Starke County Code be amended to add Commissioners' Ordinance 2018-____, CODE ENFORCEMENT OFFICER: DELEGATION OF EMPLOYMENT MANAGEMENT TO STARKE COUNTY PLAN COMMISSION superseding, replacing and repealing all prior ordinances inconsistent with the terms hereof, as follows:

(A) Delegation of Employment Oversight Authority. The Board of Commissioners of Starke County, Indiana hereby assigns and delegates to the Plan Commission general oversight of the Code Enforcement Officer.

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MANDY THOMASON, RECORDER
STARKE COUNTY, KNOX, IN
RECORDED AS PRESENTED
06/08/2023 08:17 AM
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(B) **Scope of Delegation.** The Plan Commission shall have authority to hire, fire, discipline, set priorities, assign tasks and deadlines and otherwise manage the day-to-day activities of the Code Enforcement Officer. The relationship between the Plan Commission and the Code Enforcement Officer shall be the same as that between a Department Head (including an Elected Official) and an employee in the Department Head's department.

Section IX. Effective Date

The Board of Commissioners finds that this Ordinance is solely for the management of the internal operation of county government, in no way regulates any action by the public, nor does it create or propose a penalty or fine of any kind. The Board unanimously votes to suspend the rules and dispense with and forego multiple readings of this Ordinance.

This Ordinance shall take effect on March 6, 2018.

COMMISSIONERS OF STARKE COUNTY

VOTE

Don Binkley, *President*

Kathryn Norem, *Commissioner*

Charles Chesak, *Commissioner*

ATTEST:

Katherine Chaffins, *Auditor*
Of Starke County Indiana