

AN ORDINANCE PROVIDING FOR THE REGULATION  
OF OUTSIDE STORAGE STRUCTURES WITHIN THE TOWN OF ORESTES

WHEREAS, the Town Council of Orestes (“Council”) finds the unregulated existence of outside storage structures can be adverse to the health and appearance of the town and constitute a nuisance, and that the construction and erection of such structures should be now regulated by the town; and

WHEREAS, the Council finds that the appropriate regulation of such structures should include a process whereby a permit for the placement of any such structure shall be made by the owner thereof, and approved by the Council prior to the placement of any such structure.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of Orestes, Indiana as follows:

Section One: The term “outside storage structure” shall mean for the purposes of this ordinance any building, shed, bin, pod, unit, or other structure, whether separate from a residence or business located upon the same lot, and whether or not attached to the land, and which is used for the storing of materials, equipment or any other item, either on a temporary or permanent nature. The term shall not include an unattached garage.

Section Two: Before any person shall place any outside storage structure upon any lot or combination of lots within the town limits of Orestes, such person shall apply to the Clerk-Treasurer for a permit. The cost of such permit shall be \$25.00 and shall be paid at the time of such application. The application shall be in such form as determined by the Clerk Treasurer, but shall include a drawing, diagram, picture or other detailed description of the structure and the exact intended placement of such structure upon the lot. The Council may summarily deny any

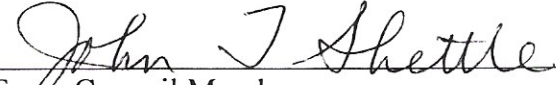
permit for failure by the applicant to provide all information required by the application and/or the terms of this ordinance.

Section Three: Outside storage structures shall not exceed eight (8) feet in height and shall have a maximum square footage of 140 square feet. No modified truck trailer, camper, shipping container or mobile home may be used as a outside storage structure. Placement of such structures shall not encroach upon any public easement or right-of-way. No such structure shall be located closer to a side or rear lot line than five feet nor closer to a the front lot line than the rear line of the principal building.

Section Four: The placement of any outside storage container in contravention of any of the terms of this ordinance is hereby declared to constitute a public nuisance and may be abated by the Town. Accordingly, no outside storage structure shall be placed upon any lot or combination of lots within the corporate limits of Orestes until the application has been duly approved by the Council and a permit therefore issued by the Clerk Treasurer. In addition to any other remedy to which the Town may be entitled, any person who violates the provision of this section may be required to remove such structure and may be fined in an amount not to exceed \$250.00.

Section Five: This ordinance shall be in full force and effect upon passage by the Council and publication as by law required.

SO ORDAINED this 22 day of JUNE, 2004.

  
Town Council Member

attest: Erin A. Atwood  
Clerk-Treasurer

Angela Morris  
Town Council Member

Debra J. Atwood  
Town Council Member

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