

## ORDINANCE NO. 6-2024

### SEX OR VIOLENT OFFENDER REGULATIONS

WHEREAS, it has become necessary to establish rules and regulations for sex or violent offenders in regards to parks and other recreational areas in the Town of Roann, Indiana.

Now, therefore, be it resolved by the Board of the Town of Roann, Indiana as follows:

#### 1. Purpose

- a. The purpose of this ordinance is to establish reasonable and responsible rules for those individuals who use the parks and other recreational areas owned and operated by the Town of Roann. This ordinance is necessary to ensure that residents fully enjoy leisure and recreational activities available in Roann parks and other recreational areas, and to protect the health and safety of persons using the parks and other recreational areas.

#### 2. Definitions

- a. Park Purposes
  - i. "Park purposes" include the establishment, equipment, and operation of parks, boulevards, pleasure drives, parkways, wheelways, park boulevards, bridle paths, playgrounds, playfields, bathhouses, comfort stations, swimming pools, community centers, recreation centers, other recreational facilities, and recreational programs.
- b. Political Subdivision
  - i. "Political Subdivision" is defined as a county, city, town, village, school, or district for sanitation, utility, reclamation, improvement, drainage, irrigation, flood control, or similar purposes, per Indiana Code 646 IAC 5-1-12.
- c. Public Park
  - i. "Public park" is defined as any property operated by a political subdivision for park purposes (as defined in IC 36-10-1-2), per Indiana Code 35-31.5-2-258.
- d. Public Parks and Other Recreational Areas
  - i. "Public parks and other recreational areas" shall include, but not be limited to, any lands, buildings, structures, waters, parks, trails, drives, and roadways in the town under the jurisdiction and control of the Town of Roann.
- e. Sex Offender
  - i. An individual who has been convicted of or placed on deferred adjudication for a sexual offense for which the individual is required to register as a sex offender under Indiana Code 35-42-4 or Indiana Code 11-8-8.

- f. Violent Offender
  - i. An individual who has been convicted of or placed on deferred adjudication for a violent offense for which the individual is required to register as a violent offender under Indiana Code 11-8-8.

**3. Prohibitions**

- a. Individuals listed on the Indiana's Sex and Violent Offender Registry published and disseminated by the Indiana Department of Correction are prohibited from all parks and other recreational areas of the Town of Roann.
- b. It is an offense for a sex or violent offender to knowingly, intentionally, or recklessly enter a park or other recreational area within the Town of Roann.

**4. Penalty**

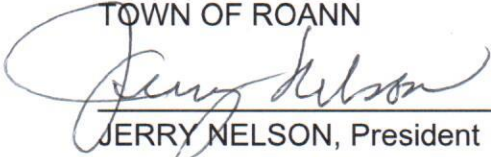
- a. Any person, firm, corporation, agent or employee thereof who violates this ordinance shall be fined \$500 or an amount not to exceed the maximum allowed by law. Each day that a violation is permitted to exist shall constitute a separate offense and shall be punishable as such.

**5. Enforcement**

- a. Enforcement of this ordinance shall be by the Roann Town Marshal.

This ordinance shall be in full force and effect from and after its passage by the Board of the Town of Roann.

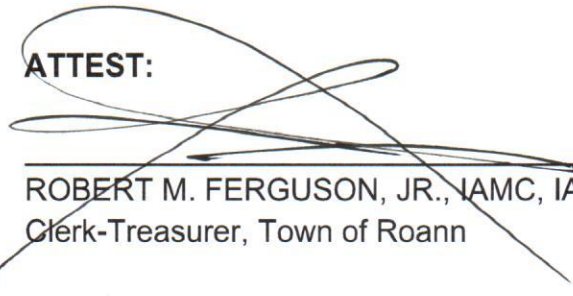
Dated this 8<sup>th</sup> day of July, 2024.

TOWN OF ROANN  
  
\_\_\_\_\_  
JERRY NELSON, President

  
\_\_\_\_\_  
NEIL BEVER, Board Member

  
\_\_\_\_\_  
JEREMY FISHER, Board Member

**ATTEST:**

  
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ROBERT M. FERGUSON, JR., IAMC, IAMCA, CMC, CMO  
Clerk-Treasurer, Town of Roann