

ORDINANCE NO. 2024- 05

**AN ORDINANCE OF THE CASS COUNTY COMMISSIONERS
REGULATING THE USE OF COUNTY OWNED PROPERTY**

WHEREAS, Cass County is a political subdivision of the State of Indiana;

WHEREAS, the Cass County Commissioners are responsible for the acquisition, disposition and maintenance of County owned real estate;

WHEREAS, County owned property which is not open to the public has been being utilized by individuals for camping when not established as being designated for camping purposes;

WHEREAS, the Cass County Commissioners hereby determine that it is in the public's best interest and the best interest of the County to establish a policy for the use of County property (real estate), with one of the goals to mitigate the exposure of the County to potential liability;

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED by the Commissioners of Cass County, Indiana as follows:

1. The Cass County Commissioners hereby establish a policy regulating the use of the County owned real estate.
2. The County owns substantial unimproved real estate, a portion of which is open to public use and a portion of which is not;
3. The Cass County Commissioners hereby provide that it is in the best interests of the County, that only specifically designated County owned property may be utilized for the public's use;
4. The County hereby establishes a policy that if such county owned real estate or unimproved land is not designated for use by the general public, public use of such property will not be permitted, and County will post "No Trespass" signs to prohibit the public use of such property.
5. A violation of this ordinance could result in a written warning for first offense, any further violation could result in a charge of criminal

trespass under 35-43-2-2 and a One Hundred Dollar (\$100) fine for each offense thereafter.


This Ordinance shall be in full force and effect from and after its adoption by the Cass County Board of Commissioners.

PASSED AND ADOPTED BY THE COMMISSIONERS OF CASS COUNTY, INDIANA THIS 15th day of April, 2024.


CASS COUNTY BOARD OF COMMISSIONERS:



Ruth Baker, President



Michael W. Stajduhar, Vice President



Mike Deitrich

Attest:



Cheryl Alcorn, Auditor