

ORDINANCE 2026-10

TOWN OF MONROVIA, INDIANA

TOWN COUNCIL

**ORDINANCE ESTABLISHING BUILDING & CONSTRUCTION FEES
FUND**

WHEREAS, the Indiana General Assembly enacted Public Law 73-2026, adding a new section, Indiana Code 36-7-2.3-3, to the Indiana Code; and

WHEREAS, Indiana Code 36-7-2.3-3(3) states that any fee assessed and collected by the Town for approval of building and construction related fees, as defined by Indiana Code 36-7-2.3-1, must be maintained in a special fund dedicated solely to reimbursing the costs incurred by the Town relating to the imposition and amount of the fee; and

WHEREAS, Indiana Code 36-7-2.3-3(3) further states that the fund will be maintained as a separate line item in the Town budget, and money in the fund may not revert to the general fund or any other fund; and

WHEREAS, the Town Council finds that it is in the best interests of the Town to establish a new fund, the Building and Construction Fees Fund, which will consist of fees assessed and collected by the Town in connection with the approval of building and construction related fees.

Therefore, it is ordained that a new section, Section 33.41, will be added to Chapter 33, Monrovia Code of Ordinances, and this new section will read as follows:

“33.41 BUILDING & CONSTRUCTION FEES FUND

- A. Purpose.** Pursuant to Indiana Code 36-7-2.3-3, the Town Council hereby establishes the Building and Construction Fees Fund to receive, and account for, fees assessed and collected by the Town for approval of building and construction related fees.
- B. Sources of Funds.** The Building and Construction Fund shall consist of (a) fees assessed and collected by the Town for approval of building and construction related fees as defined by Indiana Code 36-7-2.3-1, and (b) money appropriated to it by the Town Council, as provided by Indiana law for other appropriations.
- C. Use of Funds.** The funds may used for the purpose of reimbursing the costs incurred by the Town in processing, inspecting, reviewing, and preparing statements associated with applications related to the construction or reconstruction of buildings and appurtenances to a building, or zoning, development, subdivisions, classifications, or reclassification of land.
- D. Nonreverting Fund.** This fund will be nonreverting and may not revert to the general fund or any other fund of the Town. This fund will remain in effect until modified or rescinded by the Town Council.
- E. Validity.** If any provision of this ordinance is held to be invalid by a court of competent jurisdiction, all other provisions of this ordinance not otherwise invalidated will remain in full force and effect.

Ordinance 2026-__, passed __-__-26”

It is further ordained that this ordinance is effective upon adoption.

It is further ordained that any other provisions of the Monrovia Code of Ordinances which are not specifically amended by this ordinance shall remain in full force and effect.

Ordained this 22nd day of September, 2026, by a vote of 4 to 0.

TOWN OF MONROVIA TOWN COUNCIL:

Tammy Everett, President
Tammy Everett, President

Attest:

Holli Armstrong
Holli Armstrong, Clerk-Treasurer