

ORDINANCE NO. 2024-29

AN ORDINANCE ESTABLISHING VARIOUS FEES AND PARKING REGULATIONS REGARDING CITY-OWNED ELECTRIC VEHICLE CHARGING STATIONS

WHEREAS, the City Council of the City of Hobart, Indiana, has been advised by the Hobart Legal Department that there is a need for the establishment of an Ordinance to set forth various fees and regulations applicable to the use of City-owned electric vehicle charging stations and associated parking spaces; and

WHEREAS, the adoption of the needed ordinance supports the Indiana Department of Transportation goals to reduce air pollutants and greenhouse gas emission from the transportation sector through community programs which promote the installation of Electric Vehicle Charging infrastructure in parking facilities at public buildings; and

WHEREAS, the City of Hobart encourages greater ownership and use of electric vehicles, thus the City of Hobart is amending the Hobart Municipal Code to establish regulations and fees for the efficient installation and use of City-owned electric vehicle charging stations and associated parking spaces; and

NOW, THEREFORE, BE IT ORDAINED, by the Common Council of the City of Hobart, Indiana, as follows:

SECTION ONE: That the Code of Ordinances of the City of Hobart, Indiana is hereby amended in **Chapter 72** entitled "**PARKING RULES**" to add the following:

Section 72.13 – CITY-OWNED PARKING SPACES DESIGNATED FOR ELECTRIC VEHICLES

ELECTRIC VEHICLE for purposes of this section is a vehicle propelled by an electric motor (or motors) powered by rechargeable battery packs.

(A) The only vehicles permitted to be parked in designated electric vehicle parking spaces on municipal property shall be electric vehicles which are connected to a power source using electric vehicle charging station and actively charging.

(B) The following vehicles are not permitted to be parked in electric vehicle parking spaces:

- (1) Vehicles which are not equipped with plug-in capability for electric vehicle charging; or
- (2) Vehicles which are not actively charging; or
- (3) Vehicles which have been parked for longer than the designated time posted per space.

(C) Any vehicle not permitted to be parked within a designated electric vehicle parking space can be removed by the Hobart Police Departments as set forth in § 70.06.

46 (D) Any person who knowingly parks in a parking space reserved for electric vehicles
47 commits a violation of this subchapter.

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49 (E) Citations for violations of this subchapter may be issued by Hobart Police Officers or
50 volunteers as authorized by the Common Council.

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52 (F) Any violation of this section is subject to the penalty provisions of §72.99.

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54 **Section 72.14- FEE FOR USE OF CITY-OWNED ELECTRIC VEHICLE**
55 **CHARGING STATIONS**

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57 Use of all City-owned electric vehicle charging stations is subject to a fee based on the
58 utility cost and time for charging and all funds collected for the fee shall be deposited into the
59 general fund.

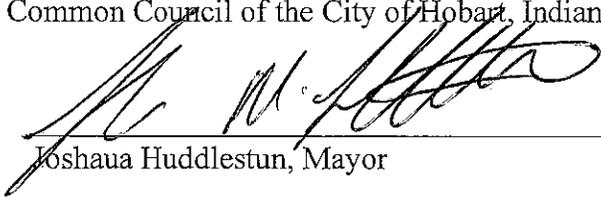
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62 **SECTION TWO:** That all existing City Code Sections and Ordinances, or parts thereof,
63 in conflict with the provisions of this Ordinance, are hereby deemed null, void, and of no legal
64 effect, and are specifically repealed.

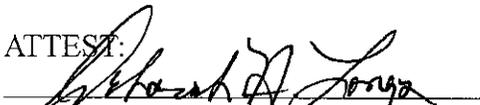
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66 **SECTION THREE:** If any section, clause, provision, or portion of this Ordinance shall
67 be held to be invalid or unconstitutional by any Court of competent jurisdiction, such decision
68 shall not affect any other section, clause, provision, or portion of this Ordinance.

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70 **SECTION FOUR:** That this Ordinance shall take effect and be in full force and effect
71 from and after its passage by the City Council of the City of Hobart, Indiana, and publication in
72 conformance with applicable law.

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74 **FURTHER BE IT ORDAINED,** that the City of Hobart intends to create an enforceable
75 Ordinance which is compliant with all Federal, State and Local laws, in the event, that this
76 Ordinance, or any part of it, or any provision, or any classification contained therein, is found to
77 be unconstitutional, the remaining portion will remain in effect and will be found to be valid.

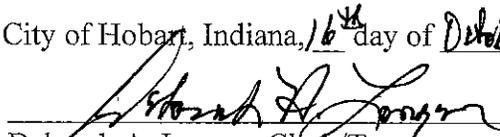
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79 **PASSED AND ADOPTED** by the Common Council of the City of Hobart, Indiana, on
80 this 16th day of October, 2024.

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84 Joshaua Huddlestun, Mayor

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86 ATTEST:
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88 Deborah A. Longer, Clerk/Treasurer

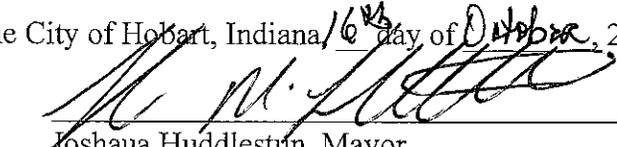
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Presented by me to the Mayor of the City of Hobart, Indiana, 16th day of October, 2024.

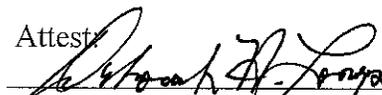


Deborah A. Longer, Clerk/Treasurer

Approved by me, the Mayor of the City of Hobart, Indiana, 16th day of October, 2024.



Joshua Huddleston, Mayor

Attest:


Deborah A. Longer, Clerk/Treasurer

Memo

See Also: ORD 2024-29
Amending HMC.

To: Clerk-Treasurer

From: Kelly Clemens

Date: September 23, 2024

Subject: Request to Add EV Charging Fee to the City Fee Schedule

I am writing to request that a charging fee of \$0.35 per kilowatt be added to the City's fee schedule for the use of electric vehicle (EV) charging stations.

The City has been covering the cost of providing this service for several years, and it has become necessary to establish a fee to offset these expenses. The proposed fee is designed to cover utility costs associated with EV charging and will not be a source of profit for the City. This change will allow us to maintain this important service while responsibly managing public funds.

Please let me know if any additional information is needed to move forward.

Thank you for your attention to this matter.

Sincerely,

Kelly Clemens

Chief of Staff