

ORDINANCE NO. 4

AN ORDINANCE ADOPTING THE ST. MARYS CITY CODE, A CODE OF ORDINANCES OF THE CITY OF ST. MARYS, ELK COUNTY, PENNSYLVANIA; CONSOLIDATING, REVISING, AMENDING AND REPEALING CERTAIN ORDINANCES; ENACTING CERTAIN NEW PROVISIONS; ADOPTING STANDARD CODES BY REFERENCE; PROVIDING A PROCEDURE FOR AMENDING THE CODE AND FOR THE CITATION OF THE CODE AND THE EFFECTIVE DATE THEREOF; ESTABLISHING RESPONSIBILITY FOR MAINTENANCE OF THE CODE; SAVING CERTAIN PROVISIONS FROM REPEAL; AND PRESCRIBING PENALTIES FOR VIOLATION.

The City Council hereby ordains:

Section 1. Adoption.

The "St. Marys City Code," as prepared and published for the said City of St. Marys, is hereby adopted as a consolidation, codification and revision of the ordinances of the former Township of Benzinger and the former Borough of St. Marys, which became the City of St. Marys by charter granted by the Governor of Pennsylvania on June 18, 1992, as a City of the Third Class. Chapters 1 through 27 thereof contain the text of the body of all general administrative and regulatory ordinances of the City of St. Marys organized as follows:

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Key to the Disposition of All Ordinances

The Appendix of the volume lists, by subject matter, in chronological order, the titles (or an abstract of title) of enactments of the former Township of Benzinger and former Borough of St. Marys of special nature or of historical interest, for the complete text of which the official records of the City of St. Marys shall be authoritative.

Section 2. Citation and Effective Date.

The codification referred to in Section 1 of this Ordinance shall be known and cited officially as the "St. Marys City Code," and all future ordinances shall make reference thereto. This Ordinance shall become effective immediately upon adoption by City Council.

Section 3. Saving Clause.

The provisions of the St. Marys City Code, so far as they are the same as those ordinances and regulations in force immediately prior to the adoption of said Code, are intended as a continuation of such ordinances and regulations and not as a new enactment. The provisions of the St. Marys City Code shall not affect any suit or prosecution pending or to be instituted to enforce any of the prior ordinances or regulations.

Section 4. Saving Provision.

This ordinance shall not affect or repeal the provisions of any subdivision and land development and zoning ordinances now in effect, which ordinances shall continue to apply as provided in §2302 of the St. Marys Home Rule Charter.

Section 5. Amending the Code of Ordinances.

The procedure for amending the Code of Ordinances shall include the citation of the Chapter, Part, Section and subsection to be amended, revised, repealed or added as follows:

- A. Amendment or Revision. "Chapter ____, Part ____, Section ____, Subsection ____ is hereby amended [revised] to read as follows . . ."
- B. Additions. "Chapter ____, Part ____, Section ____, Subsection ____ is hereby amended by the addition of the following . . ."
- C. Repeal. "Chapter ____, Part ____, Section ____, Subsection ____ is hereby repealed in its entirety."

Section 6. Responsibility for Code Ordinances.

It shall be the responsibility of the City Secretary to maintain an up-to-date certified copy of the St. Marys City Code. This copy shall be the official copy of the St. Marys City Code and shall be available for public inspection.

Section 7. Penalties.

It shall be unlawful for anyone to change, alter or tamper with the St. Marys City Code in any manner which will intentionally misrepresent the laws of St. Marys City. Whosoever shall violate this Section shall, upon conviction thereof, be sentenced to pay a fine of not more than six hundred dollars (\$600.00) plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed thirty (30) days.

Section 8. Severability of Parts of Codification.

It is hereby declared to be the intention of the City Council that the Chapters, Parts, Sections, paragraphs, sentences, clauses and phrases of this codification are severable. If any Section, paragraph, sentence, clause or phrase of this Code is declared unconstitutional, illegal or otherwise invalid by the judgment or decree of a court of competent jurisdiction, that invalidity shall not affect any of the remaining Chapters, Parts, Sections, paragraphs, sentences, clauses or phrases of this codification.

ENACTED AND ORDAINED this 31st day of January, 1994.

CITY OF ST. MARYS

By: Anne M. Grosser
Mayor

ATTEST:

Kenneth E. Gabler
Secretary