

PORT CARBON BOROUGH

RESOLUTION # 2-2013

A RESOLUTION APPOINTING AN ENFORCEMENT OFFICER FOR PROSECUTION OF VIOLATIONS FOR AN ORDINANCE ENTITLED "AN ORDINANCE OF THE BOROUGH OF PORT CARBON PROHIBITING UNREASONABLE LOUD AND DISTURBING NOISES CREATED BY A DOG, PROHIBITION OF HARBORING DOGS, AND ENFORCEMENT AND PENALTIES FOR VIOLATION THEREOF"

WHEREAS, the Borough of Port Carbon is a municipal corporation organized and operating under the Commonwealth Borough Code; and

WHEREAS, Port Carbon Borough Council enacted an Ordinance entitled "An Ordinance of the Borough of Port Carbon Prohibiting Unreasonable Loud and Disturbing Noises Created by a Dog, Prohibition of Harboring Dogs, and Enforcement and Penalties for Violation Thereof"; and

WHEREAS, Port Carbon Borough Council now intends to appoint an Enforcement Officer.

NOW THEREFORE, be it resolved, as follows:

1. That the Port Carbon Police Department shall be appointed Enforcement Officer under § 80-1.5 of the above referenced Ordinance, and shall possess all powers incidental and necessary for the enforcement of the aforementioned Ordinance including, but not limited to, investigation, prosecution, and imposition of fine.
2. That the Port Carbon Police Department shall possess authority for enforcement of the aforementioned Ordinance, and the Enforcement Officer shall possess the above powers for enforcement of the aforementioned Ordinance following receipt of complaint.
3. That the recitals above are incorporated herein as though fully set forth at length.
4. In the event any provision, section, sentence, clause or part of this Resolution shall be deemed to be invalid, such invalidity shall not affect or impair any remaining provision, section sentence clause or part of this Resolution, it being the intent of the Borough that such remainder shall be and shall remain in full force and effect.

Savings Clause.

The provisions of this Ordinance are hereby declared to be severable and if any clause, sentence, word, section, or provision is declared void or unenforceable for any reason, by any court of competent jurisdiction, it shall not affect any portion of the Ordinance other than said part or portion thereof, and any prior enacted ordinance shall remain in full force and effect as though not repealed and amended.

Ordinances Not in Conflict.

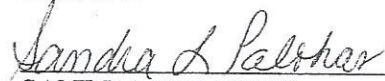
All ordinances previously adopted by the Borough not in conflict herewith shall remain full force and effect.

Repealer.

All ordinances, or parts of ordinances inconsistent with this Ordinance be and the same are hereby repealed.

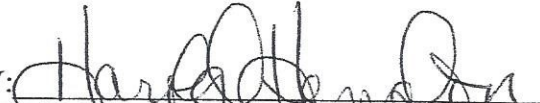
ADOPTED this 12th day of March, 2013.

ATTEST:

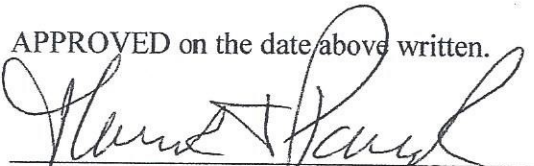


SANDRA PALOKAS
Borough Secretary
(Seal)

PORT CARBON BOROUGH

BY: 

HAROLD HERNDON, Council President

APPROVED on the date above written.


THOMAS PAVLICK, Mayor