

ORDINANCE NO. 384

AN ORDINANCE ADOPTING THE CODE OF ORDINANCES OF THE BOROUGH OF NEW OXFORD, ADAMS COUNTY, PENNSYLVANIA; CONSOLIDATING, REVISING, AMENDING AND REPEALING CERTAIN ORDINANCES; ENACTING CERTAIN NEW PROVISIONS; 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 Borough Council hereby ordains:

Section 1. Adoption. The "Code of Ordinances, Borough of New Oxford," as prepared and published for the said Borough, is hereby adopted as a consolidation, codification and revision of the ordinances of the Borough of New Oxford. Chapters 1 through 27 thereof contain the text of the body of all general administrative and regulatory ordinances of the Borough organized as follows:

TABLE OF CONTENTS

Chapter 1	.... Administration and Government
Chapter 2	.... Animals
Chapter 3	.... Bicycles [Reserved]
Chapter 4	.... Buildings
Chapter 5	.... Code Enforcement [Reserved]
Chapter 6	.... Conduct
Chapter 7	.... Fire Prevention and Fire Protection
Chapter 8	.... Floodplain [Reserved]
Chapter 9	.... Grading and Excavating [Reserved]
Chapter 10	.... Health and Safety
Chapter 11	.... Housing
Chapter 12	.... Libraries [Reserved]
Chapter 13	.... Licenses, Permits and General Business Regulations
Chapter 14	.... Mobile Homes and Mobile Home Parks
Chapter 15	.... Motor Vehicles and Traffic
Chapter 16	.... Parks and Recreation [Reserved]
Chapter 17	.... Planned Residential Development [Reserved]
Chapter 18	.... Sewers and Sewage Disposal [Reserved]
Chapter 19	.... Signs and Billboards
Chapter 20	.... Solid Waste
Chapter 21	.... Streets and Sidewalks
Chapter 22	.... Subdivision and Land Development
Chapter 23	.... Swimming Pools [Reserved]
Chapter 24	.... Taxation; Special
Chapter 25	.... Trees
Chapter 26	.... Water [Reserved]
Chapter 27	.... Zoning [Reserved]

- A. Annexation of Territory
- B. Bond Issues and Loans
- C. Franchises and Services
- D. Governmental and
Intergovernmental Affairs
- E. Plan Approval
- F. Public Property
- G. Sewers
- H. Streets and Sidewalks
- I. Water
- J. Zoning; Prior Ordinances

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 special nature or of historical interest, for the complete text of which the official records of the Borough of New Oxford 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 "Borough of New Oxford Code of Ordinances," and all future ordinances shall make reference

thereto. This ordinance shall become effective immediately upon publication of notice of final enactment as required by law.

Section 3. Saving Clause. The provisions of the Borough of New Oxford Code of Ordinances, 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 Borough of New Oxford Code of Ordinances shall not affect any suit or prosecution pending or to be instituted to enforce any of the prior ordinances or regulations.

Section 4. Consolidation and Revision. As a necessary part of codification, the following provisions are hereby consolidated and revised as indicated:

A. Consolidations

<u>Chapter,Part,Section</u>	<u>Subject</u>	<u>Ordinance No.</u>
Chapter 15, Entire Chapter	Motor Vehicles and Traffic	220; 259; 265; 277; 280; 288; 289; 290; 292; 293; 294; 295; 299; 303; 312; 313; 315; 316; 317; 319; 320; 325; 337; 341; 342; 345; 349; 353; 354; 361; 363; 371; 374

B. Revisions

<u>Chapter,Part,Section</u>	<u>Subject</u>	<u>Ordinance No.</u>
6, 1, §§101, 102	Disorderly Conduct	222

6, 2, §§201-204 Discharge of Firearms 248

<u>Chapter,Part,Section</u>	<u>Subject</u>	<u>Ordinance No.</u>
24, 3, §§301-317	Realty Transfer Tax	Res. 2/4/1980

Section 5. New Enactments, Amendments and Repeals. As a necessary part of codification, the following ordinances are hereby enacted, amended and repealed as summarized by short title:

A. New Enactments

<u>Chapter,Part,Section</u>	<u>Subject</u>
2, 3, §§301-304	Control of Animal Defecation
2, 4, §§401-404	Animal Noise Control
Chapter 15, Entire Chapter	Motor Vehicles and Traffic

B. Amendments

<u>Chapter,Part,Section</u>	<u>Subject</u>	<u>Ordinance No.</u>
2, 2, §202	Dogs Running at Large; Dog Officer; Impoundment; Unclaimed Dogs	307, §2.0
6, 5, §504	Curfew; Police Discretion in Age Determination	286, §4
6, 5, §505	Curfew; Proceedings in Case of Repeated Violations	286, §5
7, 1, §102	Explosives; Definitions and Interpretations	251, §2

<u>Chapter,Part,Section</u>	<u>Subject</u>	<u>Ordinance No.</u>
13, 2, §202	Transient Retail Businesses; License Required to Engage in Transient Retail Business	258, §2
13, 3, §301	False Burglar Alarms; Three False Alarms Allowed	355, §1
13, 3, §302	False Burglar Alarms; Charge for Fourth and Subsequent False Alarms	355, §2
14, 1, §102	Mobile Homes; Single Mobile Homes	270, §2

14, 1, §103	Mobile Homes; Mobile Home Parks	270, §3
20, 1, §103	Solid Waste Management; Definitions	339, §3; 339-A, §3
20, 1, §115	Solid Waste Management; Standards and Regulations for Disposal	339, §15
20, 1, §116	Solid Waste Management; Standards and Regulations for Processing Methods	339, §16
20, 1, §117	Solid Waste Management; Prohibited Activities	339, §17; 339-A, §1
21, 1, §102	Excavations in Streets and Sidewalks; Permit Required; Fee	260, §2

<u>Chapter,Part,Section</u>	<u>Subject</u>	<u>Ordinance No.</u>
21, 1, §106	Excavations in Streets and Sidewalks; Responsibility and Charges for Restoration of Opening or Excavation	260, §6
21, 5, §501	Snow and Ice on Sidewalks; Responsibility for Removal of Snow and Ice; Time Limit	264, §1
22, 1, §102	Adams County Subdivision and Land Development Ordinance; Amendments Made in Subdivision and Land Development Ordinance	344, §§2-6; 370, §1; 379, §§1,2
24, 1, §108	Per Capita Tax; Authority of Tax Collector	266, §8

C. Repeals

<u>Chapter,Part,Section</u>	<u>Subject</u>
116	Explosives
133	Gasoline Pumps
235	Explosives
236	Gasoline Pumps
256	Amusements

Section 6. Adoption of Standard Codes by Reference. As a necessary part of codification, the following ordinances are hereby enacted by reference as standard codes summarized by short title:

<u>Chapter, Part, Section</u>	<u>Short Title</u>
None	

Section 7. Procedural Changes. The following minor procedural changes have been made to existing Borough of New Oxford ordinances:

- A. Grammatical and spelling errors have been corrected where necessary;
- B. Minor changes have been made to correct obsolete terms and usages;
- C. The penalty provisions have been revised where necessary to comply with the Pennsylvania Borough Code, Vehicle Code, Municipalities Planning Code and the Local Tax Enabling Act.

Section 8. 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."

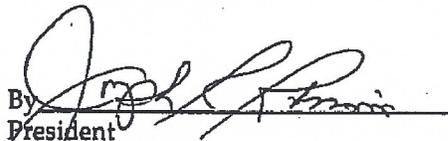
Section 9. Responsibility for Code of Ordinances. It shall be the responsibility of the Borough Secretary to maintain an up-to-date certified copy of the Code of Ordinances. This copy shall be the official copy of the Borough of New Oxford Code of Ordinances and shall be available for public inspection.

Section 10. Penalties. It shall be unlawful for anyone to change, alter or tamper with the Code of Ordinances in any manner which will intentionally misrepresent the laws of the Borough. Whosoever shall violate this Section shall, upon conviction thereof, be sentenced to pay a fine of not more than \$600 and costs or, in default of payment thereof, shall be subject to imprisonment for a term not to exceed 30 days.

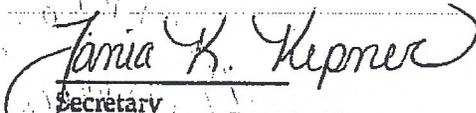
Section 11. Severability of Parts of Codification. It is hereby declared to be the intention of the Borough Council that the Chapters, Parts, Sections, paragraphs, sentences, clauses and phrases of this codification are severable. If any Section, paragraph, sentence, clause or phrase of this Code is 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 7TH day of JUNE
19 99

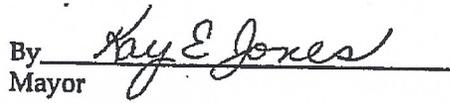
BOROUGH OF NEW OXFORD

By 
President
JOSEPH R ROBINSON

ATTEST:


Secretary
TANIA K KEPNER

APPROVED THIS 7TH day of
JUNE, 19 99

By 
Mayor
KAY E JONES