

BOROUGH OF CALIFORNIA
COUNTY OF WASHINGTON
COMMONWEALTH OF PENNSYLVANIA

ORDINANCE NO. 547

AN ORDINANCE OF THE BOROUGH OF CALIFORNIA, WASHINGTON COUNTY, COMMONWEALTH OF PENNSYLVANIA, AMENDING ORDINANCE NO. 522 TO REDUCE THE TERM OF PLANNING COMMISSION MEMBERS FROM FIVE (5) YEARS TO FOUR (4) YEARS IN ACCORDANCE WITH THE PENNSYLVANIA MUNICIPALITIES PLANNING CODE; REPEALING PRIOR ORDINANCES OR PORTIONS OF PRIOR ORDINANCES IN CONFLICT WITH THE TERMS AND CONDITIONS OF THIS ORDINANCE; CONTAINING A SAVINGS CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on December 9, 2010, the Borough Council of the Borough of California enacted Ordinance No. 522, which created and established the Borough Planning Commission pursuant to the Pennsylvania Municipalities Planning Code, 53 P.S. § 10101 et seq.; and,

WHEREAS, Ordinance No. 522 provides that the term of the Planning Commission Members shall be five (5) years; however, the Pennsylvania Municipalities Planning Code, specifically 53 P.S. § 10203(b), states that the term of each of the Planning Commission Members shall be for four (4) years; and,

WHEREAS, Borough Council wishes to amend Ordinance No. 522 to comply with the Pennsylvania Municipalities Planning Code.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Council of the Borough of California, Washington County, Commonwealth of Pennsylvania, and it is hereby ordained and enacted as follows:

SECTION 1. AMENDMENT OF SECTION II OF ORDINANCE NO. 522.

- A. Currently, Section II of Ordinance No. 522 provides that the term of office of the members of the Planning Commission shall be five (5) years and shall expire on December 31 or until a successor is appointed.
- B. After the adoption of this instant Ordinance, Section II of Ordinance No. 522 shall provide that the term of office of the members of the Planning Commission shall be four (4) years and expire on December 31 or until a successor is appointed.

SECTION 2. REPEAL OF PRIOR ORDINANCES.

Any and all prior Ordinances or portions of prior Ordinances that are in conflict with this Ordinance are hereby repealed to the extent of such conflict. The remaining prior Ordinances and portions of prior Ordinances, not modified herein, shall remain the same.

SECTION 3. SAVINGS CLAUSE.

Should any section of this Ordinance be, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance.

The Borough Council hereby declares that it would have enacted this Ordinance, and each section thereof, irrespective of the fact that any one or more sections are subsequently declared unconstitutional.

SECTION 4. EFFECTIVE DATE.

This Ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect immediately upon adoption of this Ordinance by the Borough Council of the Borough of California.

DULY presented and adopted at a meeting of the Borough Council of the Borough of California, Washington County, Commonwealth of Pennsylvania, this 13 day of November, 2014.

ATTEST:

BOROUGH OF CALIFORNIA

Shirley Gans
Borough Secretary

By: Patricia J. Alfano
President of Council

EXAMINED AND APPROVED by me this 13 day of November, 2014.

BOROUGH OF CALIFORNIA

By: [Signature]
Mayor