

TOWNSHIP OF MARTIC
LANCASTER COUNTY, PENNSYLVANIA

ORDINANCE NO. A9-4-96

AN ORDINANCE TO AMEND THE MARTIC TOWNSHIP DRIVEWAY ORDINANCE, ORDINANCE NO. A2-5-92, TO REVISE PENALTY PROVISIONS IN ACCORDANCE WITH ACT 60 OF 1995.

BE AND IT IS HEREBY ORDAINED AND ENACTED by the Board of Supervisors of the Township of Martic, Lancaster County, Pennsylvania, as follows:

Section 1. Ordinance No. A2-5-92 of the Township of Martic, the Martic Township Driveway Ordinance, Section 13, Penalties for Violation, shall be amended to provide as follows:

Any owner, person and/or contractor who has violated or who has permitted the violation of any provision of this Ordinance shall, upon being found liable in a civil enforcement proceeding commenced by the Township, pay a judgment of not less than One Hundred (\$100.00) Dollars and not more than Six Hundred (\$600.00) Dollars for each violation plus all court costs, including the reasonable attorneys' fees incurred by the Township as a result thereof. No judgment shall be imposed until the date of determination of a violation by the district justice. If the defendant neither pays nor timely appeals the judgment, the Township may enforce the judgment pursuant to the applicable rules of civil procedure. Each day that a violation continues shall constitute a separate violation.

Section 2. All other sections, parts and provisions of the Martic Township Driveway Ordinance, Ordinance No. A2-5-92, shall remain in full force as heretofore enacted and amended.

Section 3. The provisions of this Ordinance are severable, and if any section, sentence, clause, part or provision hereof shall be held to be illegal, invalid or unconstitutional by any court of competent jurisdiction, such decision of the court shall not affect or impair the remaining sections, sentences, clauses, parts or provisions of this Ordinance. It is hereby declared to be the intent of the Board of Supervisors that this Ordinance would have been enacted if such illegal, invalid or unconstitutional section, sentence, clause, part or provision had not been included herein.

Section 4. This Ordinance shall take effect and be in force five (5) days after enactment as provided by law.

DULY ORDAINED AND ENACTED this 3RD day of SEPTEMBER,
1996, by the Board of Supervisors of the Township of Martic, Lancaster County,
Pennsylvania, in lawful session duly assembled.

TOWNSHIP OF MARTIC
Lancaster County, Pennsylvania

Attest: James R. Caldwell
(Assistant) Secretary

By: Frank H. Pfeiffer
(Vice) Chairman
Board of Supervisors

[TOWNSHIP SEAL]

CERTIFICATE

I, the undersigned, (Assistant) Secretary of the Township of Martic (the "Township"), certify that: the foregoing is a true and correct copy of an Ordinance of the Board of Supervisors of the Township which was duly enacted by affirmative vote of a majority of the members of the Board of Supervisors of the Township of Martic at a meeting duly held on the 3RD day of SEPTEMBER, 1996; such Ordinance has been duly recorded in the Ordinance Book of the Township; such Ordinance has been duly published as required by law; and such Ordinance remains in effect, unaltered and unamended, as of the date of this Certificate.

I further certify that the Board of Supervisors of the Township of Martic met the advance notice requirements of Act No. 1986-84 of the General Assembly of the Commonwealth of Pennsylvania, approved July 3, 1986, by advertising said meeting and by posting prominently a notice of said meeting at the principal office of the Township or at the public building in which said meeting was held, all in accordance with such Act.

IN WITNESS WHEREOF, I set my hand and affix the official seal of the Township, this 3RD day of SEPTEMBER, 1996.


(Assistant) Secretary

[TOWNSHIP SEAL]