

Franklintown Borough			Borough Code/Ordinance Affected			Township Code Affected		
Ordinance Index from 1999 Codification			Part	Chapter	Section	Part	Chapter	Section
#	Year	Summary						
250	1997	1st ordinance of 1999 Codification regarding the disposition of all						
251	1998	Ord to join PMRS - followed by PMRS pension plan agreement and retirement plan, not scanned	2	4	403			
252	1999	Stormwater, ice, snow run-off Nuisance	8	1	101A & B			
253	1999	Auth Boro to enter Coop bidding for Trash with Monaghan						
254	1999	Ord amending 250-1997 for payment of expenses regarding domestic animals at large	5	1	104D			
255	2000	Sig page only						
256	2000	Ord amending 250-1997 Boro to condemn 114 S. Baltimore then						
257	2000	Approving Monroe Township to join DAA						
258	2001	No break retarders in boro & penalties	8	1	101B			
259	2001	Removing 1 hr parking limit on N. South St.	7	3	304			
260	2001	Allowing Jr. Firefighters to engage in fundraising making them eligible	10	2	202			
260	2002	Adding Handicapped parking	7	3	308			
261	2002	Vehicle weight limits established	7	2	206			
262	2002	Compensation of Council members and Mayor	2	1	102 & 103			
263	2003	Adding Northern York Community Services Committee	2	3	304			
264	2004	Establishing a Board of Appeals	2	3	305			
265	2004	Changing Building Requirements	6	1	101-106			
266	2004	Handicap Parking Changing Motor Vehicles and Traffic Ordinances	7	3	1			
267	2005	Removing Queen Street as an official Borough Street	7	2	205			
268	2006	Changing Gen Building requirements and Parking Ordinances	2	2	202/203			
			6	1				
			7	3	301-306			
269	2006	PMRS benefit changes	2	4	403			
270	2008	Allowing PA Dep Of Rev to collect & Enforce Interest & Penalties on	3	2	205			
271	2008	Zoning for Northern York County Regional Comprehensive Plan	14	2				
272	2008	Compensation of Elected officials, tax collectors and authorized fees for tasks	2	1				
273	2009	Zoning ordinances and map	14	1	100-615			

274	2009	Tax collection (except real estate) schedule of costs for certain tasks	3	1	106			
275	2009	General Building Requirements Min cost permit from \$500.00-	6	1	102			
276	2009	Adding Subdivision & Land Development Chapters	13	1-10				

ORDINANCE NO. 248

AN ORDINANCE OF THE BOROUGH OF FRANKLINTOWN, COUNTY OF YORK, COMMONWEALTH OF PENNSYLVANIA, AMENDING ORDINANCE NO. 210 OF SAID BOROUGH AND SUPERSEDING ORDINANCES NOS. 215, 216, AND 219, ADJUSTING THE MINIMUM QUARTERLY CHARGE FOR WATER RENTALS AND IMPOSING A DISCONNECT FEE IN THE EVENT THAT DISCONNECTION OF SERVICES IS REQUIRED.

Be it enacted and ordained by the Borough Council of the Borough of Franklinton, York County, Pennsylvania, as follows:

Sections 2.01, and 2.03, of Ordinance No. 210, previously amended by Ordinance Nos. 215, 216, and 219, are hereby amended to read as follows:

Section 2.01

Water rental and charges are hereby imposed as follows:

- A. Water charges for all users shall be calculated in the following manner. Each unit shall be subject to a minimum charge of <sup>35.00</sup>~~36.00~~ per quarter, regardless of actual consumption; additional water charges for usage in excess of 3,500 gallons per quarter shall be calculated at the rate of \$7.00 per thousand gallons of water consumed. In no event shall the charges to a water consumer be less than \$36.00 per quarter.
- B. Each family unit shall be considered a separate unit for the imposition of the minimum quarterly rental in apartment houses and multiple dwellings or structures. Each family unit shall be considered a separate unit for the imposition of the minimum quarterly rental charge in single dwellings having separate kitchens and occupied by more than one family.
- C. Each separate commercial or industrial site, although contained in one building, shall be considered a separate unit for the imposition of the minimum quarterly rental if each unit shall have a separate washing and toilet facility.
- D. Each separate unit, family or otherwise, shall be connected to the water system by a separate line, each shall utilize a separate meter for the purpose of metering water consumption. In no event shall more than one consumer utilize any meter.

\* \* \*

Section 2.03 - Procedure in Event of Nonpayment

A. The Authority is empowered to assess a ten percent (10%) penalty of charges billed in the event of nonpayment by a water customer by the date payment is due. Thereafter, an additional penalty of one percent (1%) per month will be assessed against and added to the unpaid balance of the bill on the first day of each succeeding month until the account is paid in full.

B. The Authority is empowered to disconnect water service, with appropriate notice as required by Pennsylvania State Law, on all accounts on which there exists a two month delinquency. The amount of the disconnect fee shall be determined from time to time by the Franklinton Borough Municipal Authority. If disconnect is accomplished, service will not be reconnected until there has been paid the full balance owed on the account, including but not limited to, all charges for water rental, all late charges and penalties, the disconnect fee, plus the appropriate connection charge.

C. The Authority is empowered to perfect a municipal lien against any property to secure payment as required herein, upon occurrence of a two month delinquency, as set forth in Section 2.03(b) herein, and as authorized by the Municipal Claim and Tax Lien Act of the Commonwealth of Pennsylvania.

All remaining portions of Ordinance No. 210, including any amendments in Ordinances Nos. 215, 216, and 219, which have not been repealed, amended, or superseded, are hereby ratified in the form in which they exist in the text of those respective ordinances.

Duly enacted and ordained, this 6 day of July, 1994, by the Council of the Borough of Franklinton, York County, Pennsylvania, in lawful session duly assembled.

Attest:

BOROUGH COUNCIL  
FRANKLINTOWN, YORK COUNTY

Deborah Walker

Alan Rosenkay

Marie Bullard

Kevin J. Wilson

Leon D. Rudy

Richard H. Blouch

Charles H. Dawson

Richard H. Blouch



## **ORDINANCE NUMBER 250-1997**

AN ORDINANCE OF THE BOROUGH OF FRANKLINTOWN, COUNTY OF YORK, COMMONWEALTH OF PENNSYLVANIA, ENACTING A NEW CODE OF ORDINANCES OF THE BOROUGH OF FRANKLINTOWN, PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN. UNLESS OTHERWISE EXPRESSLY PROVIDED; PROVIDING FOR THE MANNER OF AMENDING THE CODE OF ORDINANCES; AND PROVIDING WHEN THIS ORDINANCE SHALL BECOME EFFECTIVE.

THE BOROUGH OF FRANKLINTOWN HEREBY ORDAINS AS FOLLOWS:

### Section 1: Code Formation.

This Ordinance, consisting of Parts 1 through 14, includes this, is hereby enacted as the "Code of Ordinances" Borough of Franklinton, County of York, Commonwealth of Pennsylvania, and shall be treated and considered as a new and original comprehensive Ordinance of the Borough which shall supersede all other general and permanent ordinances enacted by the Borough prior to the date of the enactment of this Ordinance.

### Section 2: Effective Date.

All provisions of this Code shall be in full force and effect thirty (30) days after this Ordinance is enacted and, as of the effective date of this Ordinance, all Ordinances enacted prior to this Code, are hereby repealed, shall become null and void and shall cease to be in affect.

### Section 3: Offenses Committed before Enactment.

The repeal provided for in Section 2 of this Ordinance shall not affect any offense or act committed or done or any penalty imposed or any contract or write established or accrued before the effective date of this Ordinance.

Section 4: Repealer

All Ordinances and parts of Ordinances in conflict herewith be and the same are hereby repealed as of the effective date of this Ordinance.

DULY ENACTED AND ORDAINED BY THE COUNCIL OF THE  
BOROUGH OF FRANKLINTOWN, COUNTY OF YORK,  
COMMONWEALTH OF PENNSYLVANIA, THIS 3<sup>rd</sup> DAY OF  
December, 1997 IN LAWFUL SESSION DULY  
ASSEMBLED.

BOROUGH OF FRANKLINTOWN

By: Leon D. Rudy  
Acting President of Council

ATTEST

Deborah Walker  
Secretary

Examined and approved this 3<sup>rd</sup> day of Dec, 1997.

By: Robert M Wolfe  
Mayor



**ORDINANCE NO. 251-1998**

AN ORDINANCE OF FRANKLINTOWN BOROUGH, YORK COUNTY, COMMONWEALTH OF PENNSYLVANIA, ELECTING TO JOIN THE PENNSYLVANIA MUNICIPAL RETIREMENT SYSTEM UNDER ARTICLE IV OF THE PENNSYLVANIA MUNICIPAL RETIREMENT LAW: AGREEING TO BE BOUND BY ALL PROVISIONS OF THE PENNSYLVANIA MUNICIPAL RETIREMENT LAW AS AMENDED AND AS APPLICABLE TO MEMBER MUNICIPALITIES JOINING UNDER THE PROVISIONS OF THIS ARTICLE: STATING WHICH OF CERTAIN OPTIONS PERMITTED UNDER THE SAID LAW ARE ACCEPTED BY THE BOROUGH. IT IS HEREBY ORDAINED BY FRANKLINTOWN BOROUGH, YORK COUNTY, AS FOLLOWS:

Section I. Franklinton Borough hereby elects to enroll its municipal employees in the Pennsylvania Municipal Retirement System, established by the Pennsylvania Municipal Retirement Law, Act 15 of 1974, as amended, with the express purpose of having the Pennsylvania Municipal Retirement System administer the pension plan established for the municipal employees of the Borough. Franklinton Borough does hereby agree to be bound by all the requirements and provisions of said Article and the Law, as the case may be, and to assume all obligations, financial and otherwise, placed upon member municipalities by said Amendment, as the case may be. All references hereafter shall be based on benefits negotiated between the Board and the municipality under the provisions of Article IV.

Section II. Membership in the Pennsylvania Municipal Retirement System shall be mandatory for all permanent, municipal employees of the Borough. Membership for elected officials and employees hired on a temporary or seasonal basis is prohibited, as is membership for individuals paid only on a fee basis.

Section III. Credit for service toward the annuity of each original member shall begin to accrue upon the effective date of the agreement between the Borough and the Pennsylvania Municipal Retirement System. However, for purposes of determining eligibility for superannuation early retirement and vesting, credited service shall accrue from each original member's date of hire. Benefits provided to members in the agreement dated Sept. 2, 1998, shall accrue based on all credited service granted and earned in accordance with this section.

The Borough hereby assumes all liability for an unfundedness created due to the acceptance of the benefit structure outlined in the above-referenced agreement.

Section IV. Payment for any obligation established by the adoption of this Ordinance and the agreement between the System and Franklinton Borough shall be made by the Borough in accordance with the Pennsylvania Municipal Retirement Law and Act 205 of 1984, the Municipal Pension Plan Funding Standard and Recovery Act.

Section V. As part of this Ordinance, the Borough agrees that the System shall



provide the benefits set forth in the agreement between the Board and Franklinton Borough, dated Sept 2, 1998. The passage and adoption of this Ordinance by the Borough is an official acceptance of said agreement and the financial obligations resulting from the administration of said benefit package.

Section VI. A duly certified copy of this Ordinance and the referenced agreement shall be filed with the Pennsylvania Municipal Retirement System of the Commonwealth of Pennsylvania. Membership for the municipal employees of Franklinton Borough in the Pennsylvania Municipal Retirement System shall be effective the 1<sup>st</sup> day of January, 1998.

DULY ENACTED AND ORDAINED BY THE COUNCIL OF THE BOROUGH OF FRANKLINTOWN, COUNTY OF YORK, COMMONWEALTH OF PENNSYLVANIA, THIS 2<sup>nd</sup> DAY OF September, 1998 IN LAWFUL SESSION DULY ASSEMBLED.

BOROUGH OF FRANKLINTOWN

By: *Leon L. Rudy*  
President of Council

ATTEST

*Deborah Walker*  
Secretary

Examined and approved this 2<sup>nd</sup> day of Sept, 1998.

By: \_\_\_\_\_  
Mayor



## ORDINANCE NO. 252-1999

AN ORDINANCE OF THE BOROUGH OF FRANKLINTOWN, COUNTY OF YORK, COMMONWEALTH OF PENNSYLVANIA AMENDING ORDINANCE NUMBER 250-1997, KNOWN AS "CODE OF ORDINANCES", BY DEFINING AN ADDITIONAL NUISANCE FROM STORM WATER RUN-OFF OR ICE AND SNOW MELT; PROVIDING ADDITIONAL EXAMPLES OF SUCH NUISANCE AND ALLOWING FOR PENALTIES THEREOF.

THE BOROUGH OF FRANKLINTOWN HEREBY ORDAINS AS FOLLOWS:

SECTION 1: PART 8, NUISANCES AND OFFENSES ACTIVITIES, CHAPTER 1 NUISANCES, SECTION 101(A) NUISANCES DEFINED IS AMENDED AS FOLLOWS:

6. The release, condition, or occurrence of storm water run-off in any manner, which does not adequately protect the health and property of Borough residents from injury.

7. Allowing the quantity, velocity or direction of storm water run-off in any manner, which does not adequately protect the health and property of Borough residents from injury.

SECTION 2: PART 8, NUISANCES AND AFFECTS OF ACTIVITIES, CHAPTER 1 NUISANCES, SECTION 101(B) NUISANCES DEFINED IS AMENDED AS FOLLOWS:

8. Allowing storm water run-off to occur within the Borough which fails to adequately protect the health, safety and property of Borough residents from injury including, but not limited to, allowing storm water run-off or discharge from any private or public street in such a way that the run-off creates a hazardous condition or damages property of Borough residents or otherwise fails to adequately protect the health, safety and property of Borough residents from injury such as accumulation of snow or ice or flooding from such hazardous storm water run-off.

SECTION 3:

All other parts of Ordinance 250-1997 and amendments thereto are continued in full force and effect.

Duly enacted and ordained by the Council of the Borough of Franklinton,  
County of York, Commonwealth of Pennsylvania this 8th day of July, 1999 in  
lawful session duly assembled.

BOROUGH OF FRANKLINTOWN

By: *Leon D. Rudy*  
President of Council

ATTEST

*Deborah Walker*  
Secretary

Examined and approved this 7<sup>th</sup> day of July, 1999.

By: *Robert M. Wolfe*  
Mayor



**ORDINANCE NO. 253-1999**  
**of**  
**FRANKLINTOWN BOROUGH**  
**YORK COUNTY, PENNSYLVANIA**

**AN ORDINANCE OF THE BOROUGH OF FRANKLINTOWN, YORK COUNTY, PENNSYLVANIA, AUTHORIZING THE BOROUGH COUNCIL TO ENTER INTO COOPERATIVE AGREEMENTS WITH THE TOWNSHIP OF MONAGHAN TOWNSHIP AND WITH ANY OTHER MUNICIPALITY ENACTING A SIMILAR ORDINANCE FOR THE PURPOSE OF INTERGOVERNMENTAL COOPERATION FOR JOINT BIDDING FOR WASTE AND RECYCLABLE MATERIALS COLLECTION SERVICES.**

BE IT ORDAINED AND ENACTED, and it is hereby ordained and enacted by the Council of the Borough of Franklinton, York County, Pennsylvania, under authority of law as follows:

SECTION 1: The Council of the Borough of Franklinton hereby authorizes the making of agreements from time to time with the Township of Monaghan and with any other municipality enacting a similar ordinance to share in the cost of contracts for the collection of municipal waste and recyclable materials.

SECTION 2: Agreements regarding the projects authorized by Section 1 of this Ordinance may be entered into from time to time among the Council of the Borough of Franklinton and the Board of Supervisors of Monaghan Township and with the governing body of any other municipality that may enact a similar ordinance authorizing such projects.

SECTION 3: This Ordinance is adopted pursuant to the Intergovernmental Cooperation Act, Act 177 of 1996, P.L. 1158, and this authority hereby granted shall continue from year to year for the duration of any and each cooperative project undertaken by authority of this Ordinance.

SECTION 4: The purpose and objective of this Ordinance and the agreements entered into connection therewith is to provide for sharing in the planning and cost of contracts for the collection of municipal waste and recyclable materials. The staff and officials of each participating municipality shall be responsible to determine the requirements for the various undertakings and arranging the payment therefor.

SECTION 5: The participating municipalities shall share in the responsibility of preparing the various contracts by assuming the responsibility of administering the bidding process and contract management on a rotating basis.

SECTION 6: No real property shall be acquired by any of the participating municipalities. All personal property that may be acquired by the participating municipalities shall be managed, licensed, or disposed of as each respective municipality deems appropriate and proper.

SECTION 7: There is no necessity for each participating municipality to enter into contracts for policies for group insurance and employee benefits, including social security, for its employees.

SECTION 8: Payment for materials and services shall be shared by the participating municipalities in the proportionate share specified in each agreement for the service rendered or materials needed by each municipality. Each municipality may fund its share as it sees fit.

SECTION 9: By operation of this Ordinance, Section 301 of Borough Ordinance Number 250-1997, known as "Code of Ordinances of the Borough of Franklinton" is hereby amended to add the following paragraph:

The Borough Council, pursuant to Ordinance Number 253-1999, shall have the authority to enter into cooperative agreements with any other municipality enacting a similar ordinance for the purpose of intergovernmental cooperation for joint bidding for waste recycling, transportation storage and collection services.



SECTION 10: The provisions of this Ordinance shall be severable and should any one or more of its provisions for any reason to be held illegal or invalid, such illegality or invalidity shall not affect any other provision of this Ordinance, and this Ordinance shall, in such circumstances, be construed and enforced as if such illegal or invalid provisions had not been contained herein.

SECTION 11: All ordinances, or parts of ordinances, insofar as they are inconsistent herewith, are hereby repealed to the extent of such inconsistency.

SECTION 12: This Ordinance shall become effective five (5) days after its enactment as provided by law.

ORDAINED AND ENACTED by the Council of the Borough of Franklinton, York County, Commonwealth of Pennsylvania this 22<sup>nd</sup> day of September, 1999, in lawful session duly assembled.

BOROUGH OF FRANKLINTOWN

By: Leon D. Rudy  
Leon Rudy, President of Council

ATTEST:

Deborah Walker  
Deborah Walker, Secretary

Examined and approved this 22<sup>nd</sup> day of September, 1999.

By: Robert M. Wolfe  
Mayor

**ORDINANCE NO. 254-1999**

AN ORDINANCE OF THE BOROUGH OF FRANKLINTOWN, COUNTY OF YORK, COMMONWEALTH OF PENNSYLVANIA AMENDING ORDINANCE NUMBER 250-1997, KNOWN AS "CODE OF ORDINANCES", BY PROVIDING THE PAYMENT OF EXPENSES ASSOCIATED WITH ANIMAL-RELATED SERVICES INCURRED DUE TO DOMESTIC ANIMALS RUNNING AT LARGE BY PERSONS HAVING CONTROL OR CUSTODY OF SAID ANIMAL

THE BOROUGH OF FRANKLINTOWN HEREBY ORDAINS AS FOLLOWS:

SECTION 1: PART 5, HEALTH AND SANITATION, CHAPTER 1 ANIMALS, SECTION 104 DOMESTIC ANIMALS IS AMENDED AS FOLLOWS:

- D. Running at Large: No person having control or custody of a domestic animal shall suffer or permit such animal to run at large in the Borough of Franklinton and upon public streets or highways or upon lands of another other than the person having the control or custody of the animal. In the event the Borough provides for the capture, retention, pick-up, or other animal-related services relating to a domestic animal running at large, the Borough has the authority to collect from the person having control or custody of said animal the costs associated with such services.

SECTION 2: All other parts of Ordinance 250-1997 and amendments thereto are continued in full force and effect.

SECTION 3:

All other parts of Ordinance 250-1997 and amendments thereto are continued in full force and effect.

Duly enacted and ordained by the Council of the Borough of Franklinton, County of York, Commonwealth of Pennsylvania this 25 day of February, 2000 in lawful session duly assembled.

BOROUGH OF FRANKLINTOWN

By: \_\_\_\_\_  
President of Council

ATTEST

Deborah Walker  
Secretary

Examined and approved this \_\_\_\_\_ day of \_\_\_\_\_, 2000.

By: \_\_\_\_\_  
Mayor



- H. The Solicitor of the Borough of Franklinton is authorized and directed to prepare and file with the Court of Common Pleas of York County, Pennsylvania, a Declaration of Taking which shall be executed by the President of the Borough of Franklinton. The Solicitor is further authorized to take any action that may be necessary or desirable to carry out the intent and purpose of this Ordinance.
- I. The Borough of Franklinton shall acquire this property in fee simple title.
- J. The amount of damages, when determined, shall be paid from the general fund of the Borough of Franklinton.

SECTION 3:

All other parts of Ordinance 250-1997 and amendments thereto are continued in full force and effect.

Duly enacted and ordained by the Council of the Borough of Franklinton, County of York, Commonwealth of Pennsylvania this 5<sup>th</sup> day of July, 2000 in lawful session duly assembled.

BOROUGH OF FRANKLINTOWN

By: \_\_\_\_\_  
President of Council

ATTEST

Dorothy Walker  
Secretary

Examined and approved this \_\_\_\_\_ day of \_\_\_\_\_, 2000.

By: \_\_\_\_\_  
Mayor



ORDINANCE NO. 257-2000

AN ORDINANCE OF THE BOROUGH OF FRANKLINTOWN, COUNTY OF YORK, COMMONWEALTH OF PENNSYLVANIA APPROVING APPLICATION OF MONROE TOWNSHIP TO JOIN AS A MEMBER OF DILLSBURG AREA AUTHORITY, APPROVING A PROPOSED AMENDMENT OF ARTICLES OF INCORPORATION OF SUCH AUTHORITY TO ENLARGE ITS SERVICE AREA, AND AMENDING ORDINANCE NUMBER 250-1997, KNOWN AS "CODE OF ORDINANCES", TO REFLECT THE APPROVAL OF THE ADDITION OF MONROE TOWNSHIP TO THE DILLSBURG AREA AUTHORITY.

WHEREAS, Dillsburg Area Authority (the "Authority") was organized by the municipal authorities of this Borough under the Municipal Authorities Act of 1945 ( the Act of May 2, 1945, P.L. 382, as amended and supplemented) of the Commonwealth of Pennsylvania (the "Authorities Act"), and its municipal members, pursuant to a Certificate of Amendment of the Authority's Articles of Incorporation issued May 25, 2000, consist of the Boroughs of Dillsburg and Franklinton and the Townships of Carroll and Franklin, York County ( the "Municipal Members"), and

WHEREAS, the Township of Monroe, Cumberland County ("Monroe Township"), has requested the Authority to provide water and sewer service to users located in certain unserved areas of such Township, as designated on maps presented to the Authority (the "Service Areas"), to the extent that such service may feasibly be provided, and it has applied to the Authority to become a member of the Authority; and

WHEREAS, this Borough has determined that it will be in the Borough's best interest for the Authority to accept Monroe Township as a member of the Authority; and

WHEREAS, the Authority has proposed, subject to approval of all the Municipal Members, that the Articles of Incorporation of the Authority be amended to provide for the above-described additional Authority member and the enlargement of the Authority's service area.

NOW THEREFORE, THE BOROUGH OF FRANKLINTOWN HEREBY ORDAINS AS FOLLOWS:

SECTION 1: The Borough hereby approves the application of Monroe Township to become a member of the Authority.


SECTION 2: The amendment of the Articles of Incorporation of Dillsburg Area Authority proposed by the Board of the Authority is hereby approved, whereby the Articles of Incorporation of said Authority will be amended so that Sections 8,9, and 10 reflect the changes adding Monroe Township to the Authority.

SECTION 3: The above-mentioned amendment is not to be filed with the Pennsylvania Department of State, however, until: (1) it has been approved by all the Member Municipalities; and (ii) the Authority has received a copy of the Ordinance duly enacted by Monroe Township requiring that accessible improved properties within the properly indicated Service Areas be connected to the Authority's water system and its sewer system.

SECTION 4: Borough Ordinance Number 250-1997, Part 2, "Administration and Government", Chapter 3, "Authorities, Boards and Commissions", Section 303, "Dillsburg Area Authority", is amended as follows:

The above preambles and resolutions adopted by the Borough Council of Franklinton on this 4 day of October, 2000.

ATTEST:

  
Deborah Walker  
Secretary

Joseph D. Rudy  
Chairman/President

Examined and approved this 26<sup>th</sup> day of October, 2000.

By: Robert M. Casella  
Mayor



operation, an engine break or engine retarder, without exhaust mufflers, or with defective or modified exhaust mufflers permitting excessive noise to be created by said motor vehicle.

SECTION 7: Borough Ordinance Number 250-1997, Part 8, "Nuisances and Offensive Activities", Chapter 1, "Nuisances", Section 101(B) is amended to add the following paragraph:

9. Operation of an engine break or engine retarder in a gasoline powered or diesel powered motor vehicle along SR 0194 within the Borough limits of Franklinton Borough, York County, Pennsylvania, without exhaust mufflers, or with defective or modified exhaust mufflers permitting excessive noise to be created by said motor vehicle.

SECTION 8: All other parts of Ordinance 250-1997 and amendments thereto are continued in full force and effect.

Duly enacted and ordained by the Council of the Borough of Franklinton, County of York, Commonwealth of Pennsylvania this 7 day of February, 2001 in lawful session duly assembled.

BOROUGH OF FRANKLINTOWN

By: George D. Rudy  
President of Council

ATTEST

Deborah Walker  
Secretary

Examined and approved this 7<sup>th</sup> day of February 2001.

By: \_\_\_\_\_  
Mayor

ORDINANCE NO. 259 -2001

AN ORDINANCE OF THE BOROUGH OF FRANKLINTOWN, COUNTY OF YORK, COMMONWEALTH OF PENNSYLVANIA AMENDING ORDINANCE NUMBER 250-1997, KNOWN AS "CODE OF ORDINANCES" BY AMENDING PART 7, MOTOR VEHICLES AND TRAFFIC, CHAPTER 3, PARKING REGULATIONS, SECTION 304, PARKING TIME LIMITED IN CERTAIN LOCATIONS, CERTAIN DAYS AND HOURS BY DELETING THE NORTH SIDE OF SOUTH STREET FOR ONE HOUR PARKING TIME LIMITATIONS.

The Borough of Franklinton hereby ordains as follows:

Section 1:

Part 7, Motor Vehicles and Traffic, Chapter 3, Parking Regulations, Section 304, Parking time limited in certain locations, certain days and hours is amended as follows:

"The north side of South Street between Baltimore Street and West Street is removed from the time limitation of one hour and parking hereafter is allowed on the north side of South Street between Baltimore Street and West Street at all times."

Section 2:

All other parts of Ordinance Number 250-1997 and Amendments thereto are continued in full force and effect.

Duly enacted and ordained by the Council of the Borough of Franklinton, County of York, Commonwealth of Pennsylvania this 6<sup>th</sup> day of June 2001 in lawful session duly assembled.

ATTEST

BOROUGH OF FRANKLINTOWN

By: Deborah Walker  
Secretary of Council

Gene D. Rudy  
President of Council

Examined and approved this 6<sup>th</sup> day of June, 2001.

By: Robert M. Wolfe  
Mayor of Borough of Franklinton



**ORDINANCE NO. 260-2001**

AN ORDINANCE OF THE BOROUGH OF FRANKLINTOWN, COUNTY OF YORK, COMMONWEALTH OF PENNSYLVANIA AMENDING ORDINANCE NUMBER 250-1997, KNOWN AS "CODE OF ORDINANCES" BY AMENDING PART 10, PUBLIC SAFETY, CHAPTER 2, OFFICIAL BOROUGH FIRE COMPANY, SECTION 202, AUTHORIZED ACTIVITIES OF FIRE COMPANY MEMBERS, BY ADDING A PROVISION AUTHORIZING JUNIOR FIREFIGHTERS TO ENGAGE IN FUNDRAISING ACTIVITIES FOR THE FINANCIAL SUPPORT OF THE FRANKLINTOWN FIRE COMPANY THEREBY ESTABLISHING THEIR ELIGIBILITY FOR WORKERS' COMPENSATION INSURANCE COVERAGE UNDER THE FRANKLINTOWN WORKERS' COMPENSATION INSURANCE POLICY WHILE THEY ARE ENGAGED IN SUCH FUNDRAISING ACTIVITIES.

The Borough of Franklinton hereby ordains as follows:

Section 1:

Part 10, Public Safety, Chapter 2, Official Fire Company Members, Section 202, Authorized Activities of Fire Company Members is amended as follows:

"D. Enlist the help and support of those minors, (16 years of age and under), who have obtained an employment certificate from their local school district authorizing them to participate as junior members of the Franklinton Fire Company, (JUNIOR FIREFIGHTERS), for the purpose of engaging in fundraising activities for the benefit of the Franklinton Fire Company."

Section 2:

All other parts of Ordinance Number 250-1997 and Amendments thereto are continued in full force and effect.

Duly enacted and ordained by the Council of the Borough of Franklinton, County of York, Commonwealth of Pennsylvania this 7 day of Nov, 2001 in lawful session duly assembled.

ATTEST

BOROUGH OF FRANKLINTOWN

By: Dorothy Walker  
Secretary of Council

Leon D. Rudy  
President of Council

Examined and Approved this \_\_\_\_\_ day of \_\_\_\_\_ 2001.

By: \_\_\_\_\_  
Mayor of Borough of Franklinton

**ORDINANCE NO. 260 -2002**

AN ORDINANCE OF THE BOROUGH OF FRANKLINTOWN, COUNTY OF YORK, COMMONWEALTH OF PENNSYLVANIA AMENDING ORDINANCE NUMBER 250-1997, KNOWN AS "CODE OF ORDINANCES" BY AMENDING PART 7, MOTOR VEHICLES AND TRAFFIC, CHAPTER 3, PARKING REGULATIONS, BY ADDING A NEW SECTION, SECTION 308, TITLED "HANDICAPPED PARKING."

The Borough of Franklinton hereby ordains as follows:

Section 1:

Part 7, Motor Vehicles and Traffic, Chapter 3, Parking Regulations, is amended as follows:

Section 308: Handicapped Parking. In the interest of the health, safety, and protection of handicapped individuals, the Borough of Franklinton shall establish Handicapped Parking spaces for the convenience thereof. The designated spaces shall be properly marked, shall accommodate one motor vehicle, shall be set forth by number of spaces and location herein, and are as follows:

1. 7 South Baltimore Street (1 Space)
2. 10 North Baltimore Street (2 Spaces)

Section 2:

All other parts of Ordinance Number 250-1997 and Amendments thereto are continued in full force and effect.

Duly enacted and ordained by the Council of the Borough of Franklinton, County of York, Commonwealth of Pennsylvania this 7<sup>th</sup> Day of January, 2002 in lawful session duly assembled.

ATTEST

BOROUGH OF FRANKLINTOWN

By: Alan Rosenberg  
President of Council



ATTEST

Deborah Walker  
Secretary

Examined and approved this 9 day of JAN, 2002.

By: Robert M Wolf  
Mayor of Borough of Franklinton

**ORDINANCE NO. 261 -2002**

AN ORDINANCE OF THE BOROUGH OF FRANKLINTOWN, COUNTY OF YORK, COMMONWEALTH OF PENNSYLVANIA AMENDING ORDINANCE NUMBER 250-1997, KNOWN AS "CODE OF ORDINANCES" BY AMENDING PART 7, MOTOR VEHICLES AND TRAFFIC, CHAPTER 2, TRAFFIC REGULATIONS, SECTION 206, VEHICLE WEIGHT LIMITS ESTABLISHED.

The Borough of Franklinton hereby ordains as follows:

Section 1:

Part 7, Motor Vehicles and Traffic, Chapter 2, Traffic Regulations, Section 206: Vehicle Weight Limits Established is amended to add the following language:

<u>Street</u>	<u>Between</u>	<u>Max Gross Weight</u>
Cabin Hollow Road	Beginning at Borough Line and Terminating at Baltimore Street, Westbound Begin at Borough Line and Terminate at Baltimore Street Eastbound	Class IV and/or Vehicles with a Registered Gross Weight of over 9,000 lbs. (Trucks)


Section 2:

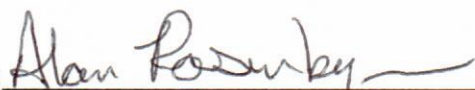
All other parts of Ordinance No. 250-1997 and amendments thereto are continued in full force and effect.

Duly enacted and ordained by the Council of the Borough of Franklinton, County of York, Commonwealth of Pennsylvania this 1<sup>st</sup> Day of May, 2002 in lawful session duly assembled.

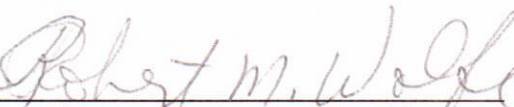
ATTEST

BOROUGH OF FRANKLINTOWN

  
Secretary

By:   
President of Council

Examined and approved this 1<sup>st</sup> day of May, 2002.

By:   
Mayor of Borough of Franklinton



**NOTICE**

NOTICE IS HEREBY GIVEN THAT THE COUNCIL OF THE BOROUGH OF FRANKLINTOWN, YORK COUNTY, PENNSYLVANIA INTENDS TO CONSIDER FOR APPROVAL AND ADOPTION THE FOLLOWING ORDINANCE, WHICH WILL BE KNOWN AS ORDINANCE NO. 262-2002 AT ITS MEETING TO BE HELD ON DECEMBER 4, 2002 AT 7:30P.M. AT THE FRANKLINTOWN BOROUGH FIREHOUSE LOCATED AT 107 SOUTH BALTIMORE STREET, FRANKLINTOWN, PENNSYLVANIA 17323.

**ORDINANCE NO. 262 -2002**

AN ORDINANCE OF THE BOROUGH OF FRANKLINTOWN, COUNTY OF YORK, COMMONWEALTH OF PENNSYLVANIA AMENDING ORDINANCE NUMBER 250-1997, KNOWN AS "CODE OF ORDINANCES" BY AMENDING PART 2, ADMINISTRATION IN GOVERNMENT, CHAPTER 1, ELECTED OFFICIALS, SECTION 102, COMPENSATION OF COUNCIL MEMBERS AND SECTION 103, COMPENSATION OF MAYOR.

The Borough of Franklinton hereby ordains as follows:

**Section 1:**

Part 2, Administration in Government, Chapter 1, Elected Officials, Section 102: Compensation of Council Members is hereby amended to read as follows:

The compensation of each member of the Council shall be \$360 per year, payable in one (1) annual payment, from which shall be deducted 1/12<sup>th</sup> of the annual compensation for each month in which the member failed to attend at least one (1) meeting of the Council. The Council President shall be compensated \$1,000 in expenses, per year.

**Section 2:**

Part 2, Administration in Government, Chapter 1, Elected Officials, Section 103: Compensation of the Mayor will read as follows:

The compensation of the Mayor shall be \$400 salary, plus \$200 in expenses per year, payable in quarterly installments.

**Section 3:**

All other parts of Ordinance No. 250-1997 and amendments thereto are continued in full force and effect.

Duly enacted and ordained by the Council of the Borough of Franklinton, County of York, Commonwealth of Pennsylvania this 4<sup>th</sup> Day of December, 2002 in lawful session duly assembled.

ORDINANCE NO. 263 -2003

AN ORDINANCE OF THE BOROUGH OF FRANKLINTOWN, COUNTY OF YORK, COMMONWEALTH OF PENNSYLVANIA AMENDING ORDINANCE NUMBER 250-1997, KNOWN AS "CODE OF ORDINANCES" BY AMENDING PART 2, ADMINISTRATION AND GOVERNMENT, CHAPTER 3, AUTHORITIES, BOARDS AND COMMISSIONS BY ADDING A NEW SECTION 304, NORTHERN YORK COMMUNITY SERVICES COMMITTEE.

The Borough of Franklinton hereby ordains as follows:

Section 1:

Part 2, Administration and Government, Chapter 3, Authorities, Boards and Commissions, is hereby amended by adding a new section, Section 304, as follows:

Section 304: Northern York Community Services Committee

A. The creation of the Northern York Community Services Committee, hereinafter referred to as the Committee, is deemed desirable and beneficial for the effective and efficient delivery of recreational, social, educational and cultural activities for the citizens of the Borough.

B. The Committee shall be governed by a Board established under an agreement between the participating municipalities.

C. The Agreement entered into between the participating municipalities shall be incorporated by reference to this Code and made a part hereof including any Amendments subsequently entered into between the participating municipalities.

Duly enacted and ordained by the Council of the Borough of Franklinton, County of York, Commonwealth of Pennsylvania this 4<sup>th</sup> Day of June, 2003 in lawful session duly assembled.

ATTEST

BOROUGH OF FRANKLINTOWN

Deborah A Walker  
Secretary

By: George Rudy  
President of Council

Examined and approved this 4<sup>th</sup> day of June, 2003.

By: Robert M Wolf  
Mayor of Borough of Franklinton



ORDINANCE NO. 264-2004

AN ORDINANCE OF THE BOROUGH OF FRANKLINTOWN, COUNTY OF YORK, COMMONWEALTH OF PENNSYLVANIA AMENDING ORDINANCE NUMBER 250-1997, KNOWN AS "CODE OF ORDINANCES," BY AMENDING PART 2, ADMINISTRATION AND GOVERNMENT, CHAPTER 3, AUTHORITIES, BOARDS AND COMMISSIONS BY ADDING A NEW SECTION 305, BOARD OF APPEALS.

The Borough of Franklinton hereby ordains as follows:

Section 1:

Part 2, Administration and Government, Chapter 3, Authorities, Boards and Commissions, is hereby amended by adding a new section, Section 305, as follows:

Section 305: Board of Appeals

A. A Board of Appeals shall be established by the Borough Council in conformity with the relevant provisions of the Pennsylvania Construction Code Act, Act 45 of 1999, creating the Uniform Construction Code, as amended from time to time (hereafter referred to as the "Act"), and pursuant to the Act, the Pennsylvania Department of Labor and Industry regulations contained in 34 Pa. Code Chapters 401-405, as amended from time to time. The Board of Appeals may be established by joint action of the Borough and other participating municipalities, or the County of York, Pennsylvania, as provided by law.

B. The Borough Council specifically agrees to enter into an intergovernmental cooperation agreement (hereafter referred to as "Agreement") to create, operate, maintain and fund a joint Board of Appeals with other participating municipalities, or the County of York. The Agreement shall be incorporated by reference into this Code and made a part hereof including any Amendments subsequently entered into between the participating municipalities, or the County of York.

C. The Borough Council shall establish fees assessable by the Borough for the administration of the joint Board of Appeals pursuant to this Ordinance and the Agreement by resolution from time to time.

D. The Agreement shall be effective five (5) days after enactment, or upon the effective date of the last party that executes the Agreement, whichever occurs last.

Duly enacted and ordained by the Council of the Borough of Franklinton, County of York, Commonwealth of Pennsylvania the 17<sup>th</sup> day of July, 2004 in lawful session duly assembled.

ATTEST

BOROUGH OF FRANKLINTOWN

Deborah Walker  
Secretary

By: Joseph Rudy  
President of Council

Examined and approved this 7<sup>th</sup> day of July, 2004.

By: Robert M. Wolfe  
Mayor of Borough of Franklinton



ORDINANCE NO. 265-2004

AN ORDINANCE OF THE BOROUGH OF FRANKLINTOWN, COUNTY OF YORK, COMMONWEALTH OF PENNSYLVANIA AMENDING ORDINANCE NUMBER 250-1997, KNOWN AS "CODE OF ORDINANCES" BY AMENDING PART 6, GENERAL BUILDING REQUIREMENTS, CHAPTER 1, BUILDING IMPROVEMENTS BY REPEALING CERTAIN SECTIONS AND ADDING NEW SECTIONS.

The Borough of Franklinton hereby ordains as follows:

Section 1:

Part 6, General Building Requirements, Chapter 1, Building Improvements, is hereby amended by repealing sections 101, 102, 103, 104, 105, and 106 and adding new sections as follows:

Section 101: Uniform Construction Code

A. The Borough of Franklinton hereby elects to administer and enforce the provisions of the Pennsylvania Construction Code Act, Act 45 of 1999, 35 P.S. SS7210.101-7210.1103, as amended from time to time, and its regulations.

B. The Uniform Construction Code, contained in 34 Pa. Code, Chapters 401-405, as amended from time to time (hereafter referred to as the "Code"), is hereby adopted and incorporated herein by reference as the municipal building code of the Borough of Franklinton.

C. Administration and enforcement of the Code within the Borough of Franklinton shall be undertaken in any of the following ways as determined by the governing body of the Borough of Franklinton from time to time by resolution.

1. By the designation of an employee of the Borough to serve as the Borough code official to act on behalf of the Borough;
2. By the retention of one or more construction code officials or third-party agencies to act on behalf of the Borough;
3. By agreement with one or more other municipalities for the joint administration and enforcement of this ordinance through an intergovernmental cooperation agreement;
4. By entering into a contract with another municipality for the administration and enforcement of this ordinance on behalf of the Borough;

5. By entering into an agreement with the Pennsylvania Department of Labor and Industry for plan review, inspections and enforcement of structures other than one-family or two-family dwelling units and utility and miscellaneous use structures.

D. All relevant ordinances, regulations and policies of the Borough of Franklinton not governed by the Code shall remain in full force and effect.

E. Fees assessable by the Borough for the administration and enforcement undertaken pursuant to this ordinance and the Code shall be established by the Borough Council from time to time.

#### Section 102: General Requirements

A. Minimum Area – Each dwelling constructed shall have a fully enclosed floor area (exclusive of roofed or unroofed porches, terraces, carport or other outbuildings) of not less than six hundred seventy (670) square feet for a single-story dwelling, and one thousand three hundred (1300) square feet for a two-story dwelling. Not less than six hundred seventy (670) square feet shall be situated on the first floor of any two-story dwelling. No structure or improvement shall extend for a height of more than thirty-five (35) feet above a finished grade level.

B. Sewage Disposal – No new structure shall make use of a privy vault for sewage disposal, and a permit for a sewage disposal system or for use of a holding tank shall be obtained for every structure, including a mobile home, and a copy of that permit shall be submitted with the application for the building permit under this chapter and Part 11 of the Code of Ordinances before the application will be considered or the building permit issued.

C. Public Water – The owner of any improved property accessible to and whose principal building is within one hundred fifty (150) feet of the water distribution system shall connect such improved property with and shall use such water distribution system, in such manner as the Borough may require.

1. No well, spring, artesian well, cistern or similar source of water shall at any time be connected with a water distribution system.

D. Driveways – Every new or reconstructed driveway in the Borough must be paved and must be a minimum of fifteen (15) feet in length.

E. Building Permits – Any improvements, additions, or construction that does not fall under the jurisdiction of the Code shall require a permit, provided however, that no permit is required for general maintenance and any work costing less than \$500.00. The Borough Council shall establish fees for such permits by resolution from time to time.



Duly enacted and ordained by the Council of the Borough of Franklinton,  
County of York, Commonwealth of Pennsylvania the 7<sup>th</sup> day of July, 2004 in  
lawful session duly assembled.

ATTEST

BOROUGH OF FRANKLINTOWN

Deborah Walker  
Secretary

By: Leon D. Rudy  
President of Council

Examined and approved this 7<sup>th</sup> day of July, 2004.

By: Robert M. Wolfe  
Mayor of Borough of Franklinton

ORDINANCE NO. 266-2004

AN ORDINANCE OF THE BOROUGH OF FRANKLINTOWN, COUNTY OF YORK, COMMONWEALTH OF PENNSYLVANIA AMENDING ORDINANCE NUMBER 250-1997, KNOWN AS "CODIFIED ORDINANCES" BY AMENDING PART 7, MOTOR VEHICLES AND TRAFFIC, CHAPTER 3, PARKING REGULATIONS, BY REPEALING A CERTAIN SECTION AND AMENDING A CERTAIN SECTION.

The Borough of Franklinton hereby ordains as follows:

Section 1:

Part 7, Motor Vehicles and Traffic, Chapter 3, Parking Regulations, Section 308, Handicapped Parking is hereby amended by repealing subsection 1 and 2 and adding a new subsection as follows:

1. 10 North Baltimore Street (2 spaces)

Duly enacted and ordained by the Council of the Borough of Franklinton County of York, Commonwealth of Pennsylvania the 4<sup>th</sup> day of Aug, 2004 in lawful session duly assembled.

ATTEST:

BOROUGH OF FRANKLINTOWN

Deborah Walker  
Secretary

By: Leon D. Rudy  
President of Council

Examined and approved this 4<sup>th</sup> day of Aug, 2004.

By: Robert M. Wolf  
Mayor



ORDINANCE NO. 267 -2005

AN ORDINANCE OF THE BOROUGH OF FRANKLINTOWN, COUNTY OF YORK, COMMONWEALTH OF PENNSYLVANIA AMENDING ORDINANCE NUMBER 250-1997, KNOWN AS "CODE OF ORDINANCES" BY AMENDING PART 7, MOTOR VEHICLES AND TRAFFIC, CHAPTER 1, GENERAL REGULATIONS, SECTION 101, BY VACATING AND REMOVING QUEEN STREET AS AN OFFICIAL BOROUGH STREET, AND CHAPTER 2, TRAFFIC REGULATIONS, SECTION 205, BY REMOVING QUEEN STREET INTERSECTIONS FROM THE LIST OF STOP INTERSECTIONS.

WHEREAS, 53 P.S. § 46741 grants boroughs the authority to vacate streets and establishes the procedure for doing so, and

WHEREAS, the Borough of Franklinton, County of York and Commonwealth of Pennsylvania, deems it necessary to vacate the entire length of Queen Street, from Baltimore Street (S.R. 0194) to East Street, and

WHEREAS, Queen Street is not the sole means of access to any property within the Borough of Franklinton,

NOW, THEREFORE, the Borough of Franklinton hereby vacates Queen Street and removes it from its list of official Borough of Franklinton streets. The following sections of Ordinance 250-1997, Code of Ordinances, are hereby amended as follows:

Section 101: Official Borough Streets

Queen Street is hereby removed from the listing of official Borough of Franklinton Streets:

Section 205: Stop Intersections Established

The following two intersection are hereby removed from the list of Stop Intersections:

<u>STOP STREET</u>	<u>THROUGH STREET</u>	<u>DIRECTION OF TRAVEL</u>
Queen Street	SR 0194, Baltimore St.	West
Queen Street	East Avenue	East

This Ordinance shall become effective forty (40) days after its date of enactment.

Duly enacted and ordained by the Council of the Borough of Franklinton,  
County of York, Commonwealth of Pennsylvania the 7<sup>TH</sup> day of December,  
2005 in lawful session duly assembled.

ATTEST

BOROUGH OF FRANKLINTOWN

Leborah Walker  
Secretary

By: Leon D. Rudy  
President of Council

Examined and approved this 7<sup>TH</sup> day of December, 2005.

By: Robert M. Wolfe  
Mayor of Borough of Franklinton



ORDINANCE NO. 268-2006

AN ORDINANCE OF THE BOROUGH OF FRANKLINTOWN, COUNTY OF YORK, COMMONWEALTH OF PENNSYLVANIA AMENDING ORDINANCE NUMBER 250-1997, KNOWN AS "CODE OF ORDINANCES" BY AMENDING PART 2, CHAPTER 2 ADMINISTRATION AND GOVERNMENT, PART 6, CHAPTER 1 GENERAL BUILDING REQUIREMENTS, AND PART 7, CHAPTER 3 PARKING REGULATIONS BY ADDING, AMENDING, REPEALING AND RENUMBERING CERTAIN SECTIONS.

The Borough of Franklinton hereby ordains as follows:

Section 1:

Part 2, Administration and Government, Chapter 2, Appointed Officers and Employees, is hereby amended by adding a new Section 202 and renumbering the current Section 202 to become Section 203 as follows:

Section 202: Authority to appoint a manager

Council may, at any organization meeting or at any other time when it is necessary to do so, appoint a Borough Manager.

Section 203: Authority to appoint any other position necessary

Council may, at any organization meeting, or at any other time when it is necessary to do so, appoint any other position necessary for the good of the Borough that is within their power to do so.

Section 2:

Part 6, General Building Requirements, Chapter 1, General Building Requirements, Sub-Section D. Driveways, is hereby amended as follows:

D. Driveways – Every new or reconstructed driveway connecting with a state of borough owned roadway must be paved and must be a minimum of fifteen (15) feet in length.

Section 3:

Part 7, Motor Vehicles and Traffic, Chapter 3, Parking Regulations, is hereby amended by amending Section 302, repealing Section 304, and renumbering sections 305, 307, and 308, as follows:

## **CHAPTER 3 – PARKING REGULATIONS**

### Section 301: Vehicles to be Parked within Marked Spaces

Whenever a space shall be marked off on any highway for the parking of an individual vehicle, every vehicle parked there shall be parked wholly within the lines bounding that space and it shall be a violation of this part for any person to park a vehicle otherwise.

### Section 302: Parking Prohibited at All Times in Certain Locations

No person shall park a vehicle or allow a vehicle to remain parked, at any time, in any location along the streets in the Borough designated as a prohibited zone listed below:

- A. Parking is prohibited on the south side of West South Street.
- B. Parking is prohibited on the north side of West South Street between Water Street and Church Street.
- C. Parking is prohibited on East South Street between East Avenue and East Cabin Hollow Road.
- D. Parking is prohibited on either side of Cabin Hollow Road.
- E. Parking is prohibited on East Avenue.
- F. Parking is prohibited on West Avenue.
- G. Parking is prohibited on Timber Avenue.
- H. Parking is prohibited on South Avenue.
- I. Parking is prohibited on Long Avenue.
- J. Parking is prohibited on North Avenue.

### Section 303: Parking Prohibited in Certain Locations Certain Days and Hours

In the locations listed below, parking shall be prohibited at all times on the dates and between the hours indicated: Reserved.

### Section 304: Special Purpose Parking Zone Established; Otherwise Prohibited

Borough Council may, when they deem necessary, establish special purpose parking zones in the locations listed below and it shall be unlawful for any person to park a vehicle, or allow a vehicle to be parked, in any such zone, except as provided for that zone: Reserved.



Section 305: On Street Metered Parking

Reserved.

Section 306: Handicapped Parking

In the interest of the health, safety and protection of handicapped individuals, the Borough of Franklinton shall establish Handicapped Parking Spaces for the convenience of such persons. The designated spaces shall be properly marked, shall accommodate one motor vehicle, shall be set forth by number of spaces and location herein, and are as follows:

1. 10 North Baltimore Street (2 spaces)
2. 50 West South Street (1 space)

Duly enacted and ordained by the Council of the Borough of Franklinton, County of York, Commonwealth of Pennsylvania the 5<sup>th</sup> day of July, 2006 in lawful session duly assembled.

ATTEST

BOROUGH OF FRANKLINTOWN

Deborah Walker  
Secretary

By: Richard H. Blauch  
President of Council

Examined and approved this 5<sup>TH</sup> day of July, 2006.

By: Robert M. Wolf  
Mayor of Borough of Franklinton

ORDINANCE NO. 269-2006

AN ORDINANCE OF THE BOROUGH OF FRANKLINTOWN, COUNTY OF YORK, COMMONWEALTH OF PENNSYLVANIA AMENDING ORDINANCE NUMBER 250-1997, KNOWN AS "CODE OF ORDINANCES" BY AMENDING PART 2, ADMINISTRATION AND GOVERNMENT, CHAPTER 4, PENSIONS, RETIREMENT AND SOCIAL SECURITY, BY REPLACING THE CURRENT LANGUAGE WITH THE FOLLOWING, BY WHICH THE BOROUGH IS ELECTING TO CHANGE ITS BENEFITS IN THE PENNSYLVANIA MUNICIPAL RETIREMENT SYSTEM UNDER ARTICLE IV OF THE PENNSYLVANIA MUNICIPAL RETIREMENT LAW, AGREEING TO BE BOUND BY ALL PROVISIONS OF THE PENNSYLVANIA MUNICIPAL RETIREMENT LAW AS AMENDED AND AS APPLICABLE TO MEMBER MUNICIPALITIES CHANGING BENEFITS UNDER THE PROVISIONS OF THIS ARTICLE, AND STATING WHICH OF CERTAIN OPTIONS PERMITTED UNDER THE SAID LAW ARE ACCEPTED BY THE BOROUGH.

Section 403: Pennsylvania Municipal Retirement System.

- A. Franklinton Borough, being a member municipality of the Pennsylvania Municipal Retirement System, hereby elects to change its member benefits in that System as authorized by the Pennsylvania Municipal Retirement Law, as amended, and does hereby agree to be bound by all the requirements and provisions of said Article and the Law, as the case may be, and to assume all obligations, financial and otherwise, placed upon member municipalities by said Amendment, as the case may be. All references hereafter shall be based on benefits negotiated between the Board and the municipality under the provisions of Article IV of the Pennsylvania Municipal Retirement Law.
- B. Membership in the Pennsylvania Municipal Retirement System shall be mandatory for all full-time municipal employees of the Borough. Membership for part-time employees is optional. The election by part-time employees to join the system must be made within one year after the employee first enters the service of the Borough. Membership for elected officials, employees hired on a temporary or seasonal basis, and individuals paid only on a fee basis is prohibited.
- C. Credit for service toward the annuity of each original member shall begin to accrue as of January 1, 1998, or the original date of hire or expiration of the member's probationary period, if one so existed, whichever is most recent. However, for the purposes of determining eligibility for superannuation retirement, early retirement and vesting, credited service shall accrue from each original members date of hire or the expiration of the member's probationary period, if one so existed. Benefits provided to members in the agreement dated October 4, 2006, shall accrue based on all credited service granted and earned in accordance with this section.
- D. Payment for any obligation established by the adoption of this ordinance and the agreement between the Board and Franklinton Borough shall be made by the Borough



in accordance with the Pennsylvania Municipal Retirement Law and Act 205 of 1984, the Municipal Pension Plan Funding Standard and Recovery Act.

E. As part of this ordinance, the Borough agrees that the System shall provide the benefits set forth in the agreement between the Board and Franklinton Borough, dated October 4, 2006. The passage and adoption of this ordinance by Franklinton Borough is an official acceptance of said agreement and the financial obligations resulting from the administration of said benefit package. Franklinton Borough hereby assumes all liability for any unfundedness created or which may be created due to the acceptance of the benefit structure outlined in the above-referenced agreement.

F. Franklinton Borough intends this ordinance to be the complete authorization of the Borough's municipal pension plan and it shall become effective and specifically repeal Ordinance Number 251-1998 either immediately or on August 1, 2006, which is the effective date of the Agreement dated October 4, 2006, between the Pennsylvania Municipal Retirement System and Franklinton Borough, whichever is later.

G. A duly certified copy of this ordinance and the referenced agreement shall be filed with the Pennsylvania Municipal Retirement System of the Commonwealth of Pennsylvania. Membership for the municipal employees of Franklinton Borough in the Pennsylvania Municipal Retirement System shall be effective the first day of January, 1998, with the revised plan structure reflected in the agreement dated October 4, 2006, effective the first day of August, 2006.

Duly enacted and ordained by the Council of the Borough of Franklinton, County of York, Commonwealth of Pennsylvania the 4<sup>th</sup> day of October, 2006 in lawful session duly assembled.

ATTEST

BOROUGH OF FRANKLINTOWN

Deborah Walker  
Secretary

By: Richard W. Blouel  
President of Council

Examined and approved this 4<sup>TH</sup> day of October, 2006.

By: Robert M. Waite  
Mayor of Borough of Franklinton

**ORDINANCE NO. 270 -2008**

**AN ORDINANCE OF THE BOROUGH OF FRANKLINTOWN, COUNTY OF YORK, COMMONWEALTH OF PENNSYLVANIA AMENDING ORDINANCE NUMBER 250-1997, KNOWN AS "CODE OF ORDINANCES" BY AMENDING PART 3, FINANCIAL ADMINISTRATION, CHAPTER 2, TAXATION, SECTION 205, REALTY TRANSFER TAX, BY AUTHORIZING THE PENNSYLVANIA DEPARTMENT OF REVENUE TO DETERMINE, COLLECT AND ENFORCE THE TAX, INTEREST AND PENALTIES.**

Part 3, Financial Administration, Chapter 2, Taxation, Section 205, Realty Transfer is hereby repealed and replaced in its entirety by the following:

Section 205: Realty Transfer Tax

1. Imposition of the Tax. The Borough of Franklinton adopts the provisions of Article XI-D of the Tax Reform Code of 1971 and imposes a realty transfer tax as authorized under that Article subject to the rate limitations therein. The tax imposed under this Section shall be at the rate of one (1.00%) percent.
2. Administration. The tax imposed under this Section and all applicable interest and penalties shall be administered, collected and enforced under the Act of December 31, 1965 (P.L. 1257, No. 511, as amended), known as the Local Tax Enabling Act; provided, that if the correct amount of the tax is not paid by the last date prescribed for timely payment, The Borough of Franklinton, pursuant to Section 1102-D of the Tax Reform Code of 1971 (72 P.S. § 8102-D), authorizes and directs the Department of Revenue of the Commonwealth of Pennsylvania to determine, collect and enforce the tax, interest and penalties.
3. Interest. Any tax imposed under this Section that is not paid by the date the tax is due shall bear interest as prescribed for interest on delinquent municipal claims under the Act of May 16, 1923 (P.L. 207, No. 153) (53 P.S. § 7101, et seq.), as amended, known as "The Municipal Claims and Tax Liens Act". The interest rate shall be the lesser of the interest rate imposed upon delinquent Commonwealth taxes as provided in Section 806 of the Act of April 9, 1929 (P.L. 343, No. 176) (72 P.S. § 806), as amended, known as "The Fiscal Code", or the maximum interest rate permitted under the Municipal Claims and Tax Liens Act for tax claims.
4. Repealer. As of the effective date of this Ordinance, all prior ordinances and resolutions concerning Realty Transfer Tax are repealed. These repealed ordinances shall remain effective for documents that became subject to tax prior to the effective date of this Ordinance.
5. Effective Date. The provisions of this ordinance shall become effective on and be applicable to any document made, executed, delivered, accepted or presented for recording on or after July 1, 2008.



Duly enacted and ordained by the Council of the Borough of Franklinton,  
County of York, Commonwealth of Pennsylvania the 4<sup>TH</sup> day of JUNE, 2008  
in lawful session duly assembled.

ATTEST

BOROUGH OF FRANKLINTOWN

Deborah Walker  
Secretary

By: Richard H. Blouel  
President of Council

Examined and approved this 4<sup>th</sup> day of June, 2008.

By: Robert M. Wolff  
Mayor of Borough of Franklinton

## ORDINANCE NO. 271 - 2008

**AN ORDINANCE OF THE BOROUGH OF FRANKLINTOWN, COUNTY OF YORK, COMMONWEALTH OF PENNSYLVANIA AMENDING ORDINANCE NUMBER 250-1997, KNOWN AS "CODE OF ORDINANCES" BY ADDING A CHAPTER 2, INTERGOVERNMENTAL COOPERATIVE IMPLEMENTATION AGREEMENT, TO PART 14, ZONING, THEREBY AUTHORIZING THE BOROUGH OF FRANKLINTOWN TO ENTER INTO AN INTERGOVERNMENTAL COOPERATIVE IMPLEMENTATION AGREEMENT WITH OTHER LOCAL MUNICIPALITIES TO IMPLEMENT THE NORTHERN YORK COUNTY REGIONAL COMPREHENSIVE PLAN.**

Part 14, Zoning, Chapter 2, Intergovernmental Cooperative Implementation Agreement is hereby added to the Code of Ordinances:

### Section 201: Adoption of the Agreement

The Intergovernmental Cooperative Implementation Agreement (the "Agreement"), a true and correct copy of which is attached hereto as Exhibit "A", shall be, by appropriate action taken, adopted by the Council of the Borough of Franklinton.

### Section 202: Amendments to the Agreement

Any and all amendments or modifications to the Agreement, including the termination of the Agreement, shall not require passage of another ordinance, but shall be authorized and confirmed by the adoption of a resolution of the Council of the Borough of Franklinton.

### Section 203: Disclaimer

Nothing in this Ordinance shall be construed to affect any suit or proceeding now pending in any court, or any rights acquired or liabilities incurred, or any permit issued, or any cause or causes of action existing under the Ordinances of the Borough prior to the enactment of this Ordinance.

### Section 204: Failure to Enforce a Waiver

The failure of the Borough of Franklinton to enforce any provision of this Ordinance shall not constitute a waiver by the Borough of Franklinton of any of its rights of future enforcement hereunder.

### Section 205: Continuation

The provisions of this Ordinance, so far as they are the same as those of Ordinances in force immediately prior to the enactment of this Ordinance, are intended as a continuation of such Ordinances and not as new enactments. Provisions of this Ordinance shall not affect any act done or liability incurred, nor shall they affect any suit



or prosecution pending or to be instituted to enforce any right or penalty or to punish any offense under the authority of any Ordinance repealed by this Ordinance.

Section 206: Effective Date

This Ordinance shall become effective five (5) days after adoption by all participating municipalities.

Section 207: Severability

In the event that any provision, section, sentence, clause or part of this Ordinance shall be held to be invalid, such invalidity shall not affect or impair any remaining provision, section, sentence, clause or part of this Ordinance or other Ordinances affected by this Ordinance, it being the intent of the Borough of Franklinton that such remainder shall be and shall remain in full force and effect.

Section 208: Relationship to Other Ordinances

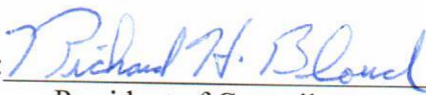
All other Ordinances, parts of Ordinances or parts of Resolutions inconsistent herewith shall be and the same are expressly repealed.

Duly enacted and ordained by the Council of the Borough of Franklinton, County of York, Commonwealth of Pennsylvania the 2<sup>nd</sup> day of July, 2008 in lawful session duly assembled.

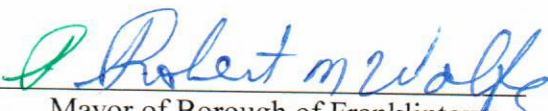
ATTEST

BOROUGH OF FRANKLINTOWN

  
Secretary

By:   
President of Council

Examined and approved this 2<sup>nd</sup> day of July, 2008.

By:   
Mayor of Borough of Franklinton

**ORDINANCE NO. 272 -2008**

**AN ORDINANCE OF THE BOROUGH OF FRANKLINTOWN, COUNTY OF YORK, COMMONWEALTH OF PENNSYLVANIA AMENDING ORDINANCE NUMBER 250-1997, KNOWN AS THE "CODE OF ORDINANCES" BY AMENDING PART 2, ADMINISTRATION AND GOVERNMENT, CHAPTER 1, ELECTED OFFICERS, SECTION 104, TAX COLLECTOR, SETTING THE COMPENSATION FOR THE TAX COLLECTOR AND AUTHORIZING FEES FOR CERTAIN TASKS.**

Part 1, Administration and Government, Chapter 2, Elected Officers, Section 104, Tax Collector is hereby amended by adding the following:

Section 104: Tax Collector – (all but income tax)

A. The compensation of the Tax Collector of the Borough of Franklinton, York County, Pennsylvania, is set at three percent (3%) of the Borough tax collected during the rebate period, two percent (2%) of the Borough tax collected during the face period, and five percent (5%) of the Borough tax collected during the penalty period in each year by the said tax collector, fixed from time to time by resolution of the Borough Council in accordance with the law.

B. The Tax Collector of the Borough of Franklinton, York County, Pennsylvania, is authorized to provide tax certifications, copies and receipts upon request by the public. The Tax Collector is further authorized to assess, collect and retain fees in the following amounts as compensation for such additional service. These fees may be changed from time to time by resolution of the Borough Council in accordance with the law.

Tax Certification	\$20.00
Copies	1.00
Receipts	2.00
Fax Fee	1.00

The provisions of this ordinance shall become effective immediately upon enactment by the Borough Council.



Duly enacted and ordained by the Council of the Borough of Franklinton,  
County of York, Commonwealth of Pennsylvania the 1<sup>st</sup> day of October, 2008 in lawful  
session duly assembled.

ATTEST

BOROUGH OF FRANKLINTOWN

Deborah Walker  
Secretary

By: Richard H. Bloual  
President of Council

Examined and approved this \_\_\_\_\_ day of \_\_\_\_\_, 2008.

By: \_\_\_\_\_  
Mayor of Borough of Franklinton

ORDINANCE NO. 273 -2009

AN ORDINANCE OF THE BOROUGH OF FRANKLINTOWN, COUNTY OF YORK, COMMONWEALTH OF PENNSYLVANIA AMENDING ORDINANCE NUMBER 250-1997, KNOWN AS "CODE OF ORDINANCES" BY ADDING PART 14, ZONING, CHAPTER 1, THE BOROUGH OF FRANKLINTOWN ZONING ORDINANCE, SECTIONS 100 - 615, INCLUDING THE BOROUGH ZONING MAP, TO PROMOTE, PROTECT AND FACILITATE THE PUBLIC HEALTH, SAFETY AND WELFARE THROUGH COORDINATED AND PRACTICAL COMMUNITY DEVELOPMENT.

This Ordinance shall become effective thirty (30) days after enactment.

Duly enacted and ordained by the Council of the Borough of Franklinton, County of York, Commonwealth of Pennsylvania the 4<sup>th</sup> day of February, 2009 in lawful session duly assembled.

ATTEST

BOROUGH OF FRANKLINTOWN

Deborah Walker  
Secretary

By: Richard H. Blouch  
President of Council

Examined and approved this 5 day of February, 2009.

By: Joe A. Ode  
Mayor of Borough of Franklinton



**ORDINANCE NO. 274 -2009**

**AN ORDINANCE OF THE BOROUGH OF FRANKLINTOWN, COUNTY OF YORK, COMMONWEALTH OF PENNSYLVANIA AMENDING ORDINANCE NUMBER 250-1997, KNOWN AS THE "CODE OF ORDINANCES" BY ADDING TO PART 3, FINANCIAL ADMINISTRATION, CHAPTER 1, GENERAL PROVISIONS, SECTION 106, TAX COLLECTOR (EXCEPT REAL ESTATE) SCHEDULE OF COSTS, ADOPTING A SCHEDULE OF COSTS FOR THE TAX COLLECTOR (EXCEPT REAL ESTATE) FOR CERTAIN TASKS.**

WHEREAS, the Borough of Franklinton, York County, Pennsylvania, by Ordinance has levied, assessed and provided for the collection of certain local taxes under and pursuant to the authority of Act 511 of the 1965 General Assembly of the Commonwealth of Pennsylvania, enacted December 31, 1965, and effective January 1, 1966, as amended; and

WHEREAS, the Borough of Franklinton, by Ordinance 250-1997, has levied, assessed and provided for the collection of certain local taxes under and pursuant to Act 511 of the 1965 General Assembly of the Commonwealth of Pennsylvania, enacted December 31, 1965 and effective January 1, 1966, as amended; and

WHEREAS, the Borough of Franklinton has designated the West Shore Tax Bureau to collect said taxes levied by the Borough of Franklinton, including taxes levied by The Borough of Franklinton that are or may become delinquent; and

WHEREAS, pursuant to Act 192 of 2004, the Borough of Franklinton, or its designated tax collector of the aforementioned local taxes, is entitled to impose and retain those costs of collection on taxes that become delinquent and/or that remain due and unpaid,

NOW, THEREFORE, be it enacted and ordained as follows:

Part 3, Financial Administration, Chapter 1, General Provisions, Section 106, Tax Collector (Except Real Estate) is hereby added as follows:

**Section 106: Tax Collector – (except real estate) Schedule of Costs**

1. The Borough of Franklinton hereby approves and adopts the Cost of Collection Schedule attached hereto and made a part hereof, to be imposed by the West Shore Tax Bureau or such other tax collection entity hereinafter designated by the Borough for the collection of local taxes, upon any taxpayer or employer whose taxes are or become delinquent and/or remain due and unpaid; provided, however, that the Borough may amend said fee schedule by resolution from time to time.
2. The West Shore Tax Bureau, or such other tax collection entity designated by the Borough of Franklinton, is authorized to collect and retain such costs of collection as set forth in the attached schedule in recovering delinquent taxes and as permitted to be assessed on delinquent taxpayers pursuant to law.

3. Any Ordinance or part thereof conflicting with the provisions of this Ordinance is hereby repealed to the extent of such conflict.
4. This Ordinance shall become effective five (5) days after the enactment hereof.

Duly enacted and ordained by the Council of the Borough of Franklinton, County of York, Commonwealth of Pennsylvania the 4<sup>th</sup> day of February, 2009 in lawful session duly assembled.

ATTEST

BOROUGH OF FRANKLINTOWN

Deborah Walker  
Secretary

By: Richard H. Bloud  
President of Council

Examined and approved this 5 day of February, 2009.

By: Joe A. Coda  
Mayor of Borough of Franklinton



**ORDINANCE NO. 275 -2009**

**AN ORDINANCE OF THE BOROUGH OF FRANKLINTOWN, COUNTY OF YORK, COMMONWEALTH OF PENNSYLVANIA AMENDING ORDINANCE NUMBER 250-1997, KNOWN AS THE "CODE OF ORDINANCES" BY AMENDING PART 6, GENERAL BUILDING REQUIREMENTS, CHAPTER 1, BUILDING IMPROVEMENTS, SECTION 102, GENERAL REQUIREMENTS TO INCREASE THE MINIMUM COST REQUIRING A BUILDING PERMIT FROM \$500.00 TO \$1,000.00.**

**WHEREAS**, the Borough of Franklinton, York County, Pennsylvania, by Ordinance has set certain requirements on anyone constructing buildings or improving real estate within the Borough for the health and safety of its citizens; and

**WHEREAS**, the Council of the Borough of Franklinton, York County, Pennsylvania, has determined that the current requirement that a person improving property at a cost of \$500.00 or more must obtain a building permit from the borough is excessive; and

**WHEREAS**, the Council of the Borough of Franklinton, York County, Pennsylvania, has determined that the minimum cost requiring a person to obtain a building permit should be increased to \$1,000.00,

**NOW, THEREFORE**, be it enacted and ordained as follows:

1. Part 6, General Building Requirements, Chapter 1, Building Improvements, Section 102, General Requirements is hereby amended as follows:

Section 102: General Requirements

A. Minimum Area – Each dwelling constructed shall have a fully enclosed floor area (exclusive of roofed or unroofed porches, terraces, carport or other outbuildings) of not less than six hundred seventy (670) square feet for a single-story dwelling, and one thousand three hundred (1300) square feet for a two-story dwelling. Not less than six hundred seventy (670) square feet shall be situated on the first floor of any two-story dwelling. No structure or improvement shall extend for a height of more than thirty-five (35) feet above a finished grade level.

B. Sewage Disposal - No new structure shall make use of a privy vault for sewage disposal, and a permit for a sewage disposal system or for use of a holding tank shall be obtained for every structure, including a mobile home, and a copy of that permit shall be submitted with the application for the building permit under this chapter and Part 11 of the Code of Ordinances before the application will be considered or the building permit issued.

C. Public Water – The owner of any improved property accessible to and whose principal building is within one hundred fifty (150) feet of the water distribution system shall connect such improved property with and shall use such water distribution system, in such manner as the Borough may require.

1. No well, spring, artesian well, cistern or similar source of water shall at any time be connected with a water distribution system.

D. Driveways – Every new or reconstructed driveway connecting with a state or borough owned road must be paved and must be a minimum of fifteen (15) feet in length.

E. Building Permits – Any improvements, additions, or construction that does not fall under the jurisdiction of the Code shall require a permit, provided however, that no permit is required for general maintenance and any work costing less than \$1,000.00. The Borough Council shall establish fees for such permits by resolution from time to time.

2. Any Ordinance or part thereof conflicting with the provisions of this Ordinance is hereby repealed to the extent of such conflict.

3. This Ordinance shall become effective five (5) days after the enactment hereof.

Duly enacted and ordained by the Council of the Borough of Franklinton, County of York, Commonwealth of Pennsylvania the 5<sup>th</sup> day of August, 2009 in lawful session duly assembled.

ATTEST

BOROUGH OF FRANKLINTOWN

Deborah Walker  
Secretary

By: Richard H. Bloual  
President of Council

Examined and approved this 5<sup>th</sup> day of August, 2009.

By: James J. Edson  
Mayor of Borough of Franklinton



ORDINANCE NO. 276 -2009

AN ORDINANCE OF THE BOROUGH OF FRANKLINTOWN, COUNTY OF YORK, COMMONWEALTH OF PENNSYLVANIA AMENDING ORDINANCE NUMBER 250-1997, KNOWN AS "CODE OF ORDINANCES" BY ADDING PART 13, SUBDIVISION AND LAND DEVELOPMENT, CHAPTERS 1 THROUGH 10, THE BOROUGH OF FRANKLINTOWN SUBDIVISION AND LAND DEVELOPMENT ORDINANCE, TO ENSURE ORDERLY AND EFFECTIVE DEVELOPMENT WITHIN THE BOROUGH, AND TO PROMOTE, PROTECT AND FACILITATE THE PUBLIC HEALTH, SAFETY AND WELFARE THROUGH COORDINATED AND PRACTICAL COMMUNITY DEVELOPMENT.

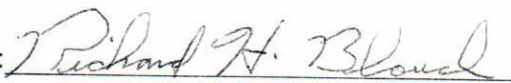
This Ordinance shall become effective thirty (30) days after enactment.

Duly enacted and ordained by the Council of the Borough of Franklinton, County of York, Commonwealth of Pennsylvania the 4<sup>th</sup> day of November, 2009 in lawful session duly assembled.

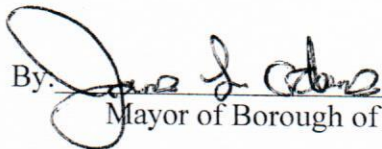
ATTEST

BOROUGH OF FRANKLINTOWN

  
Secretary

By:   
President of Council

Examined and approved this 4<sup>th</sup> day of November, 2009.

By:   
Mayor of Borough of Franklinton