

**BOROUGH OF JERMYN
LACKAWANNA COUNTY, PENNSYLVANIA
ORDINANCE NO. 08-2023**

**AN ORDINANCE AMENDING THE PAVE CUT ORDINANCE NO. 19-2018
TO EXPANDING THE SCOPE OF PERMITTED WORK STOPPAGES
AND BOROUGH DESIGNEES PERMITTED TO ISSUE WORK
STOPPAGE ORDERS**

BE IT ORDAINED AND ENACTED by the Jermyn Borough Council, as is hereby ordained and enacted by the Authority of the same as follows:

I. AMENDMENT TO PERMIT REQUIRED, SECTION E

The former section titled "PERMIT REQUIRED," section E of Ordinance No. 19-2018 is hereby amended to state as follows:

E. It shall be unlawful for any person, firm or corporation to make any opening, cut or excavation in or under any street, alley or other thoroughfare within the limits of the Borough of Jermyn unless and until a permit there for is secured for each separate undertaking. The police or Jermyn Borough DPW shall promptly prohibit any work to be done without a permit and shall halt any work in progress being performed without a permit. In the event the police or Borough DPW are not able to be reached for a period of thirty (30) minutes, the Borough's designated inspector shall have the ability to halt any and all work being performed without the required permit.

II. AMENDMENT REGARDING ADDITIONAL SCOPE OF STOPPAGES

In addition to work stoppages occurring for failure to obtain a permit, the police, Jermyn Borough DPW, or the designated inspector shall promptly prohibit any work to be done if said work violates any of the provision of this ordinance, or is not being satisfactorily completed or in compliance with the provisions of this ordinance as determined by the designated inspector.

EFFECT. Nothing in this amendment shall be construed as to amend any other portion of the ordinance than the foregoing amendments. The remainder of Ordinance No. 19-2018 shall remain in full force and effect.

REPEALER. The former "PERMIT REQUIRED," section E of Ordinance No. 19-2018 is hereby repealed, deleted and replaced by the foregoing amend language.

SEVERABILITY. If any sentence, clause, section, or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, parts, or sections hereof. It is hereby declared as the intent of the Borough Council that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, part or section thereof not been included herein.

EFFECTIVE DATE. This Ordinance shall become effective upon enactment as provided by law.

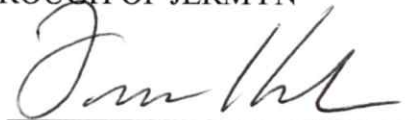
ENACTED AND ORDAINED THIS 15 DAY OF June, 2023.

ATTEST:

BOROUGH COUNCIL OF THE
BOROUGH OF JERMYN




SHANNON LEE (SEAL)
Borough Secretary

BY: 

FRANK KULICK
President

APPROVED THIS 15 DAY OF June, 2023.



ANTHONY FUGA
Mayor, Borough of Jermyn