

BOROUGH OF JERMYN

ORDINANCE NO. 1.94

AN ORDINANCE REQUIRING AND REGULATING THE NUMBERING
OF ALL BUILDINGS WITHIN THE BOROUGH OF JERMYN

By the powers granted to the Borough of Jermyrn by the Borough Code, 53 P.S. §45101 et seq., be it enacted and ordained by the Borough Council of the Borough of Jermyrn, Lackawanna County, Pennsylvania, and it is hereby enacted and ordained by the authority of the Jermyrn Borough Council as follows:

SECTION 1. TITLE.

This ordinance shall be known as the "Mandatory Numbering of all Buildings Within the Borough of Jermyrn Ordinance".

SECTION 2. POLICY.

Pursuant to its authority under 53 P.S. §46202(3) to impose fines and penalties; pursuant to its authority under 53 P.S. §46202(6) to make such regulations as may be necessary for the health, safety, morals, general welfare and cleanliness and the beauty, convenience, comfort and safety of the Borough of Jermyrn; pursuant to its authority under 53 P.S. §46202(25) to require and regulate the numbering of buildings and pursuant to its authority under 53 P.S. §46202(74) to make and adopt all such ordinances as may be expedient or necessary for the proper management, care and control of the Borough of Jermyrn and its finances, along with the

maintenance of the peace, good government, safety and welfare of the Borough of Jermyrn and its trade, commerce and manufacturers the Borough of Jermyrn enacts the within ordinance.

It is the policy, desire and intent of the Jermyrn Borough Council to ensure that the health, safety, morals, general welfare and cleanliness, as well as the beauty, convenience, comfort and safety of the Borough of Jermyrn and its residents is in the best possible condition for both safety and financial reasons. In addition, in order to provide for the safety of Borough of Jermyrn residents, specifically, to ensure that emergency vehicles and emergency personnel may locate and identify buildings within the Borough of Jermyrn as quickly and as efficiently as possible, the Jermyrn Borough Council enacts the within ordinance.

SECTION 3. DEFINITIONS.

- A. **BOROUGH** - means the Borough of Jermyrn, Lackawanna County, Pennsylvania, the Mayor of the Borough of Jermyrn, the Borough Council of Jermyrn and any duly authorized agent of any of the above.
- B. **BUILDING** - means any structure or edifice designed for habitation, shelter, storage, trade, manufacture, religion, business, education and the like located within the Borough of Jermyrn.
- C. **NUMBER** - means to post, mark with or distinguish by arabic numerals, at least three inches high each, the

numerical address of any building within the Borough of Jermyrn.

- D. **CONSPICUOUS** - means readily observable, easily seen or markedly visible such that the posted numerical address is easily visible from the street upon which the building fronts.
- E. **POST** - means to firmly affix or place upon.

SECTION 4. CONSTRUCTION OF WORDS AND PHRASES.

- A. **NUMBER; GENDER; TENSE** - The singular shall include the plural, and the plural, the singular. Words used in the masculine gender shall include the feminine and neuter. Words used in the past or present tense shall include the future.
- B. **WORDS AND PHRASES** - Words and phrases shall be construed according to rules of grammar and according to their common and approved usage; but technical words and phrases and such others as have acquired a peculiar and appropriate meaning or are defined in the within ordinance, shall be construed according to such peculiar and appropriate meaning or definition.
- C. **RULES OF INTERPRETATION** - Where applicable, the rules of interpretation as set forth in 1 Pa. C.S.A. §1901 et seq. shall apply to the within ordinance.

SECTION 5. REQUIREMENT THAT ALL BUILDINGS WITHIN THE BOROUGH OF JERMYN BE NUMBERED.

From the effective date of the within ordinance forward, every person, partnership, corporation or other entity who owns, operates or is in physical possession or control of any building within the Borough of Jermyrn is required to number such building by conspicuously posting on such building within the Borough of Jermyrn, in arabic numerals at least three inches high, the building number such that said building number can be readily observed and ascertained from the street upon which said building fronts.

SECTION 6. PENALTIES.

Any violation or failure to comply with any provision of this ordinance shall constitute a summary offense and prosecution for each such offense shall be according to the practice in the case of summary convictions, including subjecting the non-compliant party to a fine of not less than One Hundred Dollars (\$100.00) but not exceeding Two Hundred Fifty Dollars (\$250.00), up to ninety (90) days imprisonment or both.

Each violation of any of the provisions of this ordinance shall constitute a separate offense and each day that an owner, operator or possessor of a building within the Borough of Jermyrn is in violation of any of the provisions of this ordinance shall constitute a separate offense.

SECTION 7. SEVERABILITY AND AMENDMENT.

If any section, clause, provision or portion of this ordinance shall be held invalid or unconstitutional by any Court of competent jurisdiction, such decision shall not affect any other section, clause, provision or portion of this ordinance so long as it remains workable minus the invalid portion.

SECTION 8. EFFECTIVE DATE.

This ordinance shall become effective thirty (30) days from the date of its enactment herein.

Enacted and ordained this 10th day of March, 1994.

ATTEST:

**BOROUGH COUNCIL OF THE
BOROUGH OF JERMYN**

Debbie Banks
DEBBIE BANKS, SECRETARY

BY:

Phillip Marrara
PHILLIP MARRARA, PRESIDENT

(SEAL)

APPROVED this 10th day of March, 1994.

Patsy Larosa
PATSY LAROSA, MAYOR