

Code of Ordinances of the Borough of Stroudsburg

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CODE OF ORDINANCES
of the
BOROUGH OF STROUDSBURG

Monroe County, Pennsylvania

Published by Authority of the Borough

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PENNS VALLEY PUBLISHERS

(A Division of Fry Communications, Inc.)
Mechanicsburg, Pennsylvania

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2/6/2008
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2/18/2010

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OFFICIALS
of the
BOROUGH OF STROUDSBURG

County of Monroe
Pennsylvania

Mayor

Charlie Baughman

Borough Manager

Barbara K. Quarantello

Solicitor

Ralph A. Matergia, Esquire

Council

President

Kim M. Diddio

Vice President

Neil Allen

Matt Abell

Joanne Kochanski

Boyd Weiss

Jeff Ewen

Eric Scelza

FOREWORD

History

This comprises the codification of the Ordinances of the Borough of Stroudsburg. The Borough of Stroudsburg was originally settled in 1810 and was incorporated as a Borough on February 6, 1815.

The Code of Ordinances of the Borough of Stroudsburg was prepared by Penns Valley Publishers and adopted by the Borough Council on December 19, 1983, by Ordinance Number 599.

Organization

The code contains four parts which are (1) the valid current ordinances of the Borough contained in chapters 1 through 27, (2) the appendix which lists by abstracted title all ordinances of a temporary or "one time" nature, (3) the key to the disposition of each ordinance ever enacted by the Borough, and (4) the index which is an alphabetical arrangement of subjects.

In the code, each chapter is separated by a divider tab, and specific ordinances can be located by subject on the contents page at the beginning of each chapter. The index may also be used to search for a subject when one is looking for general information on a particular subject, or if it is not known in which chapter the subject might be found. The appendix consists of several general categories containing a chronological listing of short subject descriptions along with a reference to the original ordinance and its date of enactment if known.

The key to disposition indicates what action has been taken by the codifiers and the Borough Council with regard to every ordinance ever enacted. An ordinance has either been (1) specifically repealed, (2) superseded by another ordinance, (3) is located in a chapter of the code book, or (4) is located in the appendix. Annual tax rate and budget ordinances are located only in the key. The key is a cross reference to the original ordinance books of the Borough, and to the location within the code of each ordinance by number.

ORDINANCE NO. 599

An Ordinance adopting the Code of Ordinances of the Borough of Stroudsburg.

The Borough of Stroudsburg hereby ordains:

Section 1. Adoption. The "Code of Ordinances, Borough of Stroudsburg," as prepared and published for the said Borough by Penns Valley Publishers, Harrisburg, Pennsylvania, is hereby adopted as a consolidation, codification and revision of the ordinances of the Borough of Stroudsburg. Chapters 1 through 27 thereof contain the text of the body of all general administrative and penal ordinances of the Borough organized as follows:

- Chapter 1. Administration and Government
- Chapter 2. Animals
- Chapter 3. Bicycles
- Chapter 4. Buildings
- Chapter 5. Code Enforcement
- Chapter 6. Conduct
- Chapter 7. Fire Prevention and Fire Protection
- Chapter 10. Health and Safety
- Chapter 13. Licenses, Permits and General Business Regulations
- Chapter 15. Motor Vehicles and Traffic
- Chapter 16. Parks and Recreation
- Chapter 18. Sewers and Sewage Disposal
- Chapter 20. Solid Waste
- Chapter 21. Streets and Sidewalks
- Chapter 22. Subdivision and Land Development
- Chapter 24. Taxation, Special
- Chapter 27. Zoning

Appendix:

- 1. Agreements and Contracts
- 2. Bond Issues and Loans
- 3. Governmental and Intergovernmental Affairs
- 4. Annexation of Property
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- 8. Streets and Sidewalks
- 9. Water
- 10. Zoning; Reclassifications

Key to the Disposition of All Ordinances

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The Appendix of the volume lists, by subject matter, in chronological order, the titles (or an abstract of title) of enactments of special nature or of historical interest, for the complete text of which the official records of the Borough shall be authoritative.

Section 2. Citation and Effective Date. The codification referred to in section 1 of this ordinance shall be known and cited officially as the "Borough of Stroudsburg Code of Ordinances", and all future ordinances shall make reference thereto. This ordinance shall become effective immediately upon publication of notice of final enactment as required by law.

Section 3. Saving Clause. The provisions of the Borough of Stroudsburg Code of Ordinances, so far as they are the same as those ordinances and regulations in force immediately prior to the adoption of said Code, are intended as a continuation of such ordinances and regulations and not as a new enactment. The provisions of the Borough of Stroudsburg Code of Ordinances shall not affect any suit or prosecution pending or to be instituted to enforce any of the prior ordinances or regulations.

Section 4. Consolidation, Codification and Revision. As a necessary part of the codification, the following ordinances are hereby consolidated and revised as indicated:

A. Consolidations

<u>Chapter, Part</u>	<u>Subject</u>	<u>Ordinance No. Superseded</u>
Chapter 2, Part 2	Keeping Animals	6, 17, 74
Chapter 6	Disorderly Conduct	518, 536
Chapter 13, Part 3	Public Amusements	14, 196
Chapter 15	Motor Vehicles, Traffic, Parking	166, 195, 221, 243, 250, 251, 264, 265, 296, 342, 425, 440, 479, 538, 554, 555, 565, 574

B. Revisions

<u>Chapter, Part, Section</u>	<u>Subject</u>	<u>Ordinance Nos.</u>
1, 101	Borough Council Meetings	19
1, 104	Compensation Tax Collector	188
1, 301	Estab. Planning Commission	570
1, 311 to 314	Estab. Shade Tree Commission	124
5, Part 2, §§201, 203	Standard Codes - Building, Electrical, Fire Prevention, Property Maintenance, Plumbing	584
6, Parts 2, 3, 5 to 8	Alcohol Consumption, Loitering, Littering, Protection of Public Property, Throwing of Objects, Firearms	90
10, 201 to 204	Storage of Personal Property	556

Section 5. New Enactments, Amendments and Repeals. As a necessary part of codification, the following ordinances are hereby enacted, amended and repealed as summarized by short title:

A. Enactments

<u>Chapter, Section</u>	<u>Short Title</u>
1, §351	Creation of Police Department
1, §361	Board of Health/Health Officer

Section 5, continued

B. Amendments

<u>Chapter/Section</u>	<u>Subject</u>	<u>Ordinance Amended</u>
1, 204	Manager's Bond	563
1, 403, 503	Trustees of Pension Plans	381, 545
5, 201, 203	Building, Electrical, Fire Prevention, Property Main- tenance, Plumbing Codes	584
7, 201 to 226	Fire Department	86
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21, 103	Street Opening Permit Fee	517
21, 121, 123	Snow Removal Contracts	529
21, 201	Snow Removal from Rental Property	510
21, 222	Sidewalk Displays	314

C. Repeals

<u>Ord.</u>	<u>Subject</u>	<u>Ord.</u>	<u>Subject</u>
7	Fast Riding of Horses	107	Employment of Minors
8	Speeding Trains	114	Establishing Market Place
9	Lot Lines Before Building	122	Erection of Electric Signs
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11	Sale of Unwholesome Meat	152	Structures under Roads, etc.
12	Duties of Borough Solicitor	181	Bond from Borough Solicitor
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16	Complaints to Burgess	188	Compensation of Tax Collector
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19	Council Meetings	224	Salaries of Borough Officials
20	Duties of Borough Engineer	278	Nuisance Removal
23	Fire Inspectors	299	Quarantine of Head Lice
37	Communicable Diseases	332	Nuisance Removal
43	Pedalcycle Safety	375	Food Handling Regulations
90	General Nuisance	420	Air Pollution
95	Signboards over Sidewalks	465	Food Handling Regulations
96	Signboards over Sidewalks	549	Food Handling
105	Motor Buses	575	Food Handling

Section 6. Procedural Changes. The following changes and amendments have been made to existing Borough ordinances:

- A. grammatical and spelling errors have been corrected where noticed;
- B. minor changes have been made to correct obsolete terms and usages;
- C. the penalty sections have been revised to comply with the Crimes Code or the Motor Vehicle Code.

Section 7. Amending the Code of Ordinances. The procedure for amending the Code of Ordinances shall include the citation of the Chapter, Part, Section and Subsection to be amended, revised, repealed or added as follows:

A. Amendment or Revision - "Chapter _____, Part _____, Section _____, Subsection _____ is hereby amended [revised] to read as follows..."

B. Additions - "Chapter _____, Part _____, Section _____, Subsection _____ is hereby amended by the addition of the following..."

C. Repeal - "Chapter _____, Part _____, Section _____, Subsection _____ is hereby repealed in its entirety."

Section 8. Responsibility for Code of Ordinances. It shall be the responsibility of the Borough Secretary to maintain an up-to-date certified copy of the code of ordinances. This copy shall be the official copy of the Borough of Stroudsburg's Code of Ordinances and shall be available for public inspection.

Section 9. Penalties. It shall be unlawful for anyone to change, alter, or tamper with the code of ordinances in any manner which will intentionally misrepresent the laws of the Borough. Whosoever shall violate this section shall, upon conviction thereof, be sentenced to pay a fine of not more than three hundred dollars (\$300.00); and/or to imprisonment for a term not to exceed thirty (30) days.

Section 10. Severability of Parts of Codification. It is hereby declared to be the intention of Council that the sections, paragraphs, sentences, clauses and phrases of this codification are severable. If any section, paragraph, sentence, clause or phrase of this code is declared unconstitutional, illegal or otherwise invalid by the judgment or decree of a court of competent jurisdiction, that invalidity shall not affect any of the remaining sections, paragraphs, sentences, clauses or phrases of this codification.

ENACTED AND ORDAINED this 14th day of December, 1983

BOROUGH OF STROUDSBURG

By: /s/ Karl H. Dickl
President of Council

ATTEST:

/s/ Bradley A. Blubaugh
Secretary

APPROVED this 19th day of December, 1983

By: /s/ Chester L. Gross
Mayor