

CITY OF SHARON, PENNSYLVANIA

BILL NO. 07-11

ORDINANCE NO. 07-11

Introduced by, Mr. Palanski - April 21, 2011

Passed finally,

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SHARON, COUNTY OF MERCER, COMMONWEALTH OF PENNSYLVANIA, AMENDING THE NON-OWNER OCCUPIED/RENTAL LICENSING ORDINANCE (CODIFIED SECTION 829.09(a)(6)) TO PROVIDE THAT NO LICENSE MAY BE ISSUED IF THE APPLICANT THEREFORE OWNS ANY REAL PROPERTY IN THE CITY OF SHARON FOR WHICH THERE EXISTS EITHER A FINAL AND UNAPPEALABLE TAX OR SEWER DELINQUENCY ON ACCOUNT OF ACTIONS OF THE OWNER OR A SERIOUS BUILDING CODE VIOLATION AND THE OWNER HAS TAKEN NO SUBSTANTIAL STEPS TO CORRECT WITHIN SIX MONTHS FOLLOWING NOTIFICATION OF THE VIOLATION AND FOR WHICH FINES OR OTHER PENALTIES OR A JUDGMENT TO ABATE OR CORRECT WERE IMPOSED BY A COURT WITH JURISDICTION, INCLUDING A DISTRICT MAGISTRATE.

BE IT ORDAINED AND ENACTED by the Council of the City of Sharon, and it is hereby ordained and enacted by the authority of the same as follows:

SECTION 1: AMENDMENT: Section 829.29(a)(6) of the Codified Ordinances of the City of Sharon is amended to read:

No license may be issued if the applicant therefore owns any real property in the City of Sharon for which there exists either a final and unappealable tax or sewer delinquency on account of actions of the owner or a serious building code violation and the owner has taken no substantial steps to correct within six months following notification of the violation and for which fines or other penalties or a judgment to abate or correct were imposed by a court with jurisdiction, including a district magistrate.

**SECTION 2:** **INTENT:** The intent of Council in adopting this Amendment is to incorporate into the City's existing Ordinance all of the rights, powers, and benefits granted to the City by the Commonwealth of Pennsylvania as contained in Subchapter C of Act 90 of 2010 and the application and enforcement of the provisions of this Amendment shall be governed by the provisions thereof, as if fully set forth herein.

**SECTION 3:** **SEVERABILITY:** The provisions of this Ordinance shall be severable and, if any of the provisions hereof shall be held unconstitutional, void or otherwise unenforceable, such shall not affect the validity of any of the remaining provisions of said Ordinance.

**SECTION 4:** **REPEALER:** All ordinances or parts of ordinances conflicting with any of the provisions of this Ordinance are hereby repealed insofar as the same affect this Ordinance. All the remaining provisions of Codified Section 829.29 are reenacted and reaffirmed as if fully set forth herein.

**SECTION 5:** **EFFECTIVE DATE:** This Ordinance shall become effective ten (10) days after passage.

ORDAINED AND ENACTED finally into law by the Council of the City of Sharon, this 19<sup>th</sup> day of May, 2011.

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PRESIDENT OF COUNCIL

ATTEST:

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CITY CLERK