

500-03
New Book
Also reference
500-12 (minutes)

**AN ORDINANCE TO IMPOSE ORDINANCE ADOPTION PROCEDURES;
REPEALING INCONSISTENT OR CONFLICTING ORDINANCES.**

WHEREAS, it is deemed necessary by the Common Council of the City of Glenville to provide an ordinance on adoption procedures of ordinances, and,

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF GLENVILLE, STATE OF WEST VIRGINIA, THAT;

Ordinance Procedures

(a) It shall not be necessary, except where otherwise provided in this ordinance, for the governing body of the municipality to publish in a newspaper any proposed ordinance prior to the adoption thereof, or any enacted ordinance subsequent to the adoption thereof, and any and al ordinances shall be adopted in accordance with the following requirements, except where different or additional requirements are specified in other provisions of this ordinance, in which event such other different or additional requirements shall be applicable:

1. A proposed ordinance shall be read by title at not less than two meetings of the governing body with at least one week intervening between each meeting, unless a member of the governing body demands that the ordinance be read in full at one or both meetings. If such demand is made, the ordinance shall be read in full as demanded.
- 2.. At least five days before the meeting at which a proposed ordinance, the principal object of which is the raising of revenue for the municipality, is to be finally adopted, the governing body shall cause notice of the proposed adoption of said proposed ordinance to be published as a Class I-O legal advertisement in compliance with the provisions of article three 59-3-1, chapter fifty-nine of the State Code, and the publication area for such publication shall be the municipality. The notice shall state the subject matter and general title or titles of such proposed ordinance, the date, time and place of the proposed final vote on adoption, and the place or places within the municipality where such proposed ordinance may be inspected by the public. A reasonable number of copies of the proposed ordinance shall be kept at such place or places and be made available for public inspection. Said notice shall also advise that interested parties may appear at the meeting and be heard with respect to the proposed ordinance.

3. A proposed ordinance shall not be materially amended at the same meeting at which finally adopted.

(b) The governing body may adopt, by ordinance, building codes, housing codes, plumbing codes, sanitary codes, electrical codes, fire prevention codes, or any other technical codes dealing with general public health, safety or welfare, or a combination of the same, or a comprehensive code of ordinances, in the manner prescribed in this subsection (b). Before any such ordinance shall be adopted, the code shall be either printed or typewritten and shall be presented in pamphlet form to the governing body of the municipality at a regular meeting, and copies of such code shall be made available for public inspection. The ordinance adopting such code shall not set out said code in full, but shall merely identify the same. The vote on adoption of said ordinance shall be the same as on any other ordinance. After adoption of the ordinance, such code or codes shall be certified by the mayor and shall be filed as a permanent record in the office of the recorder, who shall not be required to transcribe and record the same in the ordinance book as other ordinances are transcribed and recorded. Consistent with the provisions of subsection (a) of this section, it shall not be necessary that any such ordinance, either as proposed or after adoption, be published in any newspaper, and it shall not be necessary that the code itself be so published, but before final adoption of any such proposed ordinance, notice of the propose adoption of such ordinance and code shall be given by publication as herein provided for ordinances the principal object of which is the raising of revenue for the municipality, which notice shall also state where, within the municipality, the code or codes will be available for public inspection.

(c) The governing body may enact an ordinance with out complying with the rules prescribed in the section only (1) in the case of a pressing public emergency making procedure in accordance with the provisions of this section dangerous to public health, safety, or morals, and by affirmative vote of two thirds of the members elected to the governing body, or (2) when otherwise provided in this Code. The nature of any such emergency shall be set out in full in the council minute book and the ordinance Certificate of Enactment. Copies of all adopted ordinances shall be attached to the council minute book on the date of adoption.

It is the intent of the common Council of the City of Glenville that each separate provision of this ordinance shall be deemed independent of all other provisions herein, and it is further the intention of the Common Council of the City of Glenville that if any provisions of this ordinance be declared to be invalid, all other provisions therein shall remain valid and in full force and effect, and enforceable.

All ordinances or parts of ordinances, in conflict herewith, or inconsistent herewith, are hereby repealed to that extent and no further.

CERTIFICATE OF ENACTMENT

I, Phyllis M. Starkey, Mayor do hereby certify that the foregoing ordinance was lawfully ordained with the first reading held on February 19, 1982, and the final reading and adoption was held at the council session assembled on March 5th, 1982, and said ordinance was enacted and adopted by the Common Council of the City of Glenville and said ordinance shall be in force and effect as of March 5th, 1982.