

**ORDINANCE NO. 208**

**AN ORDINANCE REPEALING ALL CRIMINAL ENFORCEMENT PROCEDURES  
IN ALL DELAWARE TOWNSHIP ORDINANCES AND MODIFYING SUCH  
ORDINANCES TO PROVIDE FOR CIVIL ENFORCEMENT PENALTIES  
PURSUANT TO THE TOWNSHIP CODE (ACT 60 of 1995), AS AMENDED**

**1. PURPOSE**

The purpose of this Ordinance is to bring all Township Ordinances into compliance with Act 60 of 1995, Section 1601 of the Township Code, by modifying in the most practicable way all Delaware Township Ordinances providing criminal enforcement penalties for all violations and modifying them to provide for civil violations and civil enforcement penalties in accordance with State Law.

**2. ORDINANCES AFFECTED**

The following Ordinances are hereby modified and adopted by references into this Ordinance: Ordinance 101 (Mobile Home Parks); Ordinance 102 (Construction/Development in Areas Subject to Flooding); Ordinance 103 (Junk Yards); Ordinance 104 (School Bus Access Areas); Ordinance 105 (Private Driveways and Roads/Encroachment); Ordinance 106 (Roads and Drainage Facilities); Ordinance 107 (Subdivision and Lane Development); Ordinance 108 (Recreational Subdivisions, Camp Sites and Vehicles); Ordinance 109 (Planned Residential Development); Ordinance 201 (Building/Building Code); Ordinance 202 (Individual Water Supply and Sewage Disposal Systems); Ordinance 203 (Refuse Disposal); Ordinance 204 (Sanitation/Garbage Collection); Ordinance 206 (Curbside Recycling Program/Solid Waste); Ordinance 207 (Emergency Rules and Regulations); Ordinance 301 (Fire Fighting); Ordinance 302 (Outdoor Fires); Ordinance 305 (Fire Escrow); Ordinance 401 (Parking on Highways); Ordinance 402 (Abandonment of Vehicles); and Ordinance 403 (Maximum Weight of Motor Vehicles).

**3. SPECIFIC REPEALERS**

Any and all references in the above-cited ordinances pertaining to criminal penalties for violations, criminal enforcement, summary proceedings, criminal fines, and/or imprisonment are hereby specifically repealed. Any such references included in the penalty provisions of any such ordinances should be replaced with the words "civil enforcement, civil penalties, civil proceeding and civil enforcement" as the case may be. Any reference to summary offenses or misdemeanor offenses are hereby modified to provide for civil violations. The fines included in such ordinances shall be the same (or as may be amended from time to time), but shall be imposed as civil penalties and provide for civil enforcement. Any ordinance provisions which do not specify enforcement

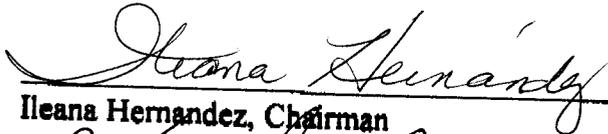
proceedings as criminal or civil are hereby deemed to be civil in nature. The Township Code Enforcement Officer is authorized to initiate civil enforcement proceedings in accordance with law to achieve compliance with each ordinance.

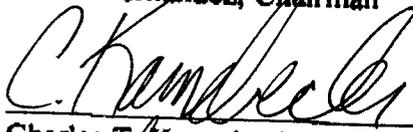
4. **EFFECTIVE DATE**

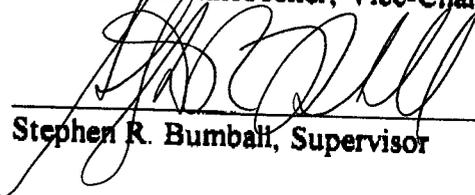
This Ordinance shall take effect on May 7, 1996.

Adopted this 7<sup>th</sup> day of May, 1996.

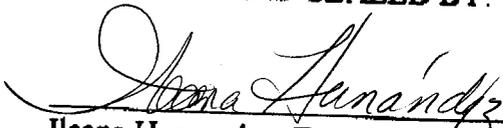
**DELAWARE TOWNSHIP BOARD OF SUPERVISORS**

  
Ileana Hernandez, Chairman

  
Charles T. Kannebecker, Vice-Chairman

  
Stephen R. Bumball, Supervisor

ATTESTED AND SEALED BY:

  
Ileana Hernandez, Township Secretary