

Code of Ordinances of the Township of Tuscarora

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Code of Ordinances
of the
Township of Tuscarora
Juniata County, Pennsylvania

Published by Authority of the Township

Adopted by *Ord. 1-2006, 2/6/2006*

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Officials
of the
Township of Tuscarora
County of
Juniata, Pennsylvania

ELECTED OFFICIALS

BOARD OF SUPERVISORS

Chairman	-	William B. Darrow
Vice-Chairman	-	Harry L. Arentz
	-	Ronald S. Page
Tax Collector	-	Sharon Milliken
Auditors	-	Kelly Henry
	-	Nellie Crawford
	-	Janice Owens

APPOINTED OFFICIALS

Secretary	-	Ginger L. Best
Treasurer	-	Ginger L. Best
Codes Officer	-	Betty Arentz
Solicitor	-	Andrew Winder, Esquire
Engineer	-	Thomas H. Metz Engineering, Inc.
Roadmaster	-	Ronald S. Page

FOREWORD

History

This comprises the codification of the ordinances of the Township of Tuscarora. Tuscarora Township was settled in 1754 after the treaty at Albany, New York. The Township was erected by the court at Lewistown as a part of Mifflin County by dividing Lack Township. The Township was proposed at the April session of the court and confirmed at the August term of the court in 1825 and the new Township was called Tuscarora. The name was taken from the Tuscarora Creek that flows through the Township and the Tuscarora Mountain that forms the one Township border. The first assessment taken in 1826 showed 150 taxable residents and 42 single freemen residing in the Township. Tuscarora Township is bounded on the north by the Black Log Mountain and Mifflin County, on the west by Lack Township, on the east by Spruce Hill, Beale and Milford Townships, on the south by the two Tuscarora Mountains. The Tuscarora Creek drains the Township.

The Code of Ordinances of the Township of Tuscarora was prepared by Keystate Publishers, Inc., and adopted by the Township of Tuscarora Board of Supervisors on February 6, 2006, by *Ord 1-2006*.

Organization

The Code contains four parts which are (1) the valid current ordinances of the Township of Tuscarora 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 Township of Tuscarora, 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 Township of Tuscarora Board of Supervisors 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 Township of Tuscarora, and to the location within the Code of each ordinance by number.

ORDINANCE NO. 1-2006

AN ORDINANCE ADOPTING THE CODE OF ORDINANCES OF THE TOWNSHIP OF TUSCARORA, JUNIATA COUNTY, PENNSYLVANIA; CONSOLIDATING, REVISING, AMENDING AND REPEALING CERTAIN ORDINANCES; ENACTING CERTAIN NEW PROVISIONS; PROVIDING A PROCEDURE FOR AMENDING THE CODE AND FOR THE CITATION OF THE CODE AND THE EFFECTIVE DATE THEREOF; ESTABLISHING RESPONSIBILITY FOR MAINTENANCE OF THE CODE; SAVING CERTAIN PROVISIONS FROM REPEAL; AND PRESCRIBING PENALTIES FOR VIOLATION.

The Township of Tuscarora hereby ordains:

Section 1. Adoption. The "Code of Ordinances, Township of Tuscarora," as prepared and published for the said Township of Tuscarora, is hereby adopted as a consolidation, codification and revision of the ordinances of the Township of Tuscarora. Chapters 1 through 27 thereof contain the text of the body of all general administrative and regulatory ordinances of the Township of Tuscarora organized as follows:

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Chapter 1 Administration and Government
Chapter 2 [Reserved]
Chapter 3 [Reserved]
Chapter 4 Buildings
Chapter 5 [Reserved]
Chapter 6 [Reserved]
Chapter 7 [Reserved]
Chapter 8 [Reserved]
Chapter 9 [Reserved]
Chapter 10 Health and Safety
Chapter 11 [Reserved]
Chapter 12 [Reserved]
Chapter 13 [Reserved]
Chapter 14 [Reserved]
Chapter 15 Motor Vehicles and Traffic
Chapter 16 [Reserved]
Chapter 17 [Reserved]
Chapter 18 Sewers and Sewage Disposal
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Chapter 20 [Reserved]
Chapter 21 Streets and Sidewalks
Chapter 22 Subdivision and Land Development
Chapter 23 [Reserved]
Chapter 24 Taxation; Special
Chapter 25 [Reserved]
Chapter 26 [Reserved]
Chapter 27 [Reserved]

APPENDIX:

- A. Adjustments to Township Boundaries
- B Debt and Bond Issues
- C Franchises and Services
- D Governmental and Intergovernmental Affairs
- E Plan Approval
- F Public Property
- G Sewers
- H Streets and Sidewalks
- I Water
- J Zoning; Prior Ordinances

Table to the Disposition of All Ordinances
 Table to the Disposition of All Resolutions

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 Township of Tuscarora 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 "Township of Tuscarora 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 Township of Tuscarora 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 Township of Tuscarora 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 and Revision. As a necessary part of codification, the following provisions are hereby consolidated and revised as indicated:

A. *Consolidations.*

Section	Subject	Ordinance No.
Chapter 15, entire	Motor Vehicles and Traffic	Ord. 1-79, Ord. 1996-4, Ord. 1-99, Ord. 2-2003

B. *Revisions.*

Section	Subject	Ordinance No.
	[Reserved]	

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. *New Enactments.*

Section	Subject
§§1-101 – 1-111	Preliminary Provisions
§§1-501 – 1-507	Fire Insurance Proceeds Escrow
§15, Entire Chapter	Motor Vehicles and Traffic

B. *Amendments.*

Section	Subject	Ordinance No., Section
§4-121	Fees	Ord. 1-2003, 3/3/2003, §2.10
§4-122	Enforcement	Ord. 1-2003, 3/3/2003, §2.11
§4-141	General	Ord. 1-2003, 3/3/2003, §4.00
§4-207	Violation; Penalty	Ord. 1-2001, 6/4/2001, §107
§10-106	Violations	Ord. 3-2003, 3/3/2003, Art 3, §1
§18-102	Agreement	Ord. 1-80, 6/4/1980, §2
§18-201	Definitions	Ord. 1-1984, 7/3/1984, §1
§18-202	Rules and Regulations	Ord. 1-1984, 7/3/1984, §2
§18-203	Permits and Certification	Ord. 1-1984, 7/3/1984, §3
§18-204	Violations and Penalties	Ord. 1-1984, 7/3/1984, §4
§18-313	Penalties	Ord. 1-1984, 7/3/1984, §13
§21-101	Permit Required	Ord. 81-1, 5/7/1981, §1

C. *Repeals.*

Ordinance/Resolution	Subject
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Section 6. Adoption of Standard Codes by Reference. As a necessary part of codification, the following ordinances are hereby enacted by reference as standard codes summarized by short title:

Section	Short Title
	[Reserved]

Section 7. Land Use Amendments. The Township of Tuscarora Code of Ordinances is hereby amended as is more fully shown in the complete text of Chapter 27 thereof which is attached hereto and made part hereof by reference hereto as if fully set out at length herein, with deletions shown by ~~strike-through~~ and additions shown by underline, all of which is briefly summarized hereinafter.

A. *New Provisions.* The following provisions are new provisions which are being added to the Code, are underlined throughout the text, and are summarized as follows:

Section	Subject
§22-114	Preventive Remedies
§22-115	Enforcement Remedies

B. *Revised Provisions.* The following provisions of the Code are revised, the text of which indicates deletions by ~~strike-through~~ and additions shown by underline, and are summarized as follows:

Section	Subject	Ordinance No.
§22-113	Enforcement, Violations, and Penalties	Ord. 2-96, 8/5/1996, §1.14
§22-202	Sketch Plat	Ord. 2-96, 8/5/1996, §2.2
§22-203	Preliminary Plat	Ord. 2-96, 8/5/1996, §2.3
§22-204	Final Subdivision Plat	Ord. 2-96, 8/5/1996, §2.4
§22-401	General Improvements	Ord. 2-96, 8/5/1996, §4.1
§22-405	Water Facilities	Ord. 2-96, 8/5/1996, §4.5
§22-406	Sewerage Facilities	Ord. 2-96, 8/5/1996, §4.6
§22-411	Special Residential Developments Unique to Juniata County	Ord. 2-96, 8/5/1996, §4.11

C. *Repealed Provisions.* The following provisions of the Code are repealed, the text of which indicates deletions by ~~strike-through~~, and are as follows:

Section	Subject	Ordinance No.
	[Reserved]	

Section 8. Procedural Changes. The following minor procedural changes have been made to existing Township of Tuscarora ordinances:

- A. Grammatical and spelling errors have been corrected where necessary;
- B. Minor changes have been made to correct obsolete terms and usages;
- C. The penalty provisions have been revised where necessary to comply with the Pennsylvania Township Code, Vehicle Code, Municipalities Planning Code and the Local Tax Enabling Act.

Section 9. 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 10. Responsibility for Code of Ordinances. It shall be the responsibility of the Township of Tuscarora Secretary to maintain an up-to-date certified copy of the Code of Ordinances. This copy shall be the official copy of the Township of Tuscarora Code of Ordinances and shall be available for public inspection.

Section 11. 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 Township of Tuscarora. Whosoever shall violate this Section shall, upon conviction thereof, be sentenced to pay a fine of not more than \$600 and costs or, in default of payment thereof, shall be subject to imprisonment for a term not to exceed 30 days.

Section 12. Severability of Parts of Codification. It is hereby declared to be the intention of the Township of Tuscarora that the Chapters, Parts, 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 Chapters, Parts, Sections, paragraphs, sentences, clauses or phrases of this codification.

ENACTED AND ORDAINED this 6th day of February, 2006.

ATTEST:

Township of Tuscarora

/s/ Ginger L. Best
Secretary

/s/ Harry L. Arentz
Chairman, Board of Supervisors

/s/ Ronald S. Page
Board of Supervisors

Fee Schedule

Subject	Fees
Building Permits	
Floodplains	
Estimated Cost	
\$0 - \$1,000	\$25
Each add'l \$1,000 or part thereof	\$1
Subdivision and Land Development	
Filing fee	
Sketch plat	\$5 per lot but not less than \$50
Preliminary plat	\$20 per lot for first 10 lots and \$10 per lot for each lot thereafter but not less than \$250
Final plat	\$20 per lot

(Res. 2/6/2006)

