

**Town of Erie
Ordinance No. 44-2020**

**An Ordinance of the Board of Trustees of the Town of Erie Repealing
and Reenacting Chapter 12 of Title 10 of the Erie Municipal Code**

Whereas, at a public meeting on October 21, 2020, the Planning Commission reviewed modified versions of Chapter 12 of Title 10 of the Erie Municipal Code (the "UDC");

Whereas, the revised version of Chapter 12 of the UDC is attached hereto and incorporated herein by this reference;

Whereas, the Planning Commission failed to make a recommendation regarding Chapter 12 of the UDC;

Whereas, at a public meeting on November 10, 2020, the Board of Trustees considered the modified versions of Chapter 12 of the UDC; and

Whereas, the Board of Trustees finds that it is in the best interest of the Town to make the modifications to the UDC as set forth herein, and that such modifications are necessary for the preservation of the public property, health, safety, and welfare.

Now Therefore be it Ordained by the Board of Trustees of the Town of Erie as follows:

Section 1. Chapter 12 of the UDC is hereby repealed in its entirety and reenacted as set forth in the attached Chapter 12.

Section 2. Severability. If this Ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Board of Trustees hereby declares that it would have passed this Ordinance and each part or parts hereof irrespective of the fact that any one, or part, or parts be declared unconstitutional or invalid.

Section 3. Safety. The Board of Trustees finds that the adoption of this Ordinance is necessary for the protection of the public health, safety and welfare.

Section 4. Effective Date. This Ordinance shall take effect 30 days after publication following adoption.

Introduced, Read, Passed and Ordered Published this 10th day of November, 2020.

Jennifer Carroll, Mayor

Attest:

Heidi Leatherwood, Town Clerk