



Ordinance 623

An Ordinance granting the Town Manager the authority to modify the penalties imposed for a violation of Chapter 209 (Vacant Property) of the Code of the Town of Elsmere.

Sponsored By: 1st District Councilman John Jaremchuk

First and Second Reading: February 09, 2017 Council Meeting

Results: Passed 7 In Favor, 0 Opposed

Third and Final Reading: March 09, 2017 Council Meeting

Results: Passed 7 In Favor, 0 Opposed

Ordinance 623

An Ordinance granting the Town Manager the authority to modify the penalties imposed for a violation of Chapter 209 (Vacant Property) of the Code of the Town of Elsmere.

WHEREAS, Chapter 209 of the Code of the Town of Elsmere establishes a requirement to register Vacant and Abandoned properties, as well as, properties which are the subject of Mortgage Defaults, Foreclosures, Tax Liens and Transfers; and

WHEREAS, Enforcement of this chapter of the code has revealed that many times there are circumstances, that while technically violations of the code, create a significant hardship upon families who reside in the residence while they are awaiting loan modifications or other agreements with their mortgage companies.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF ELSMERE AS FOLLOWS:

1. That Chapter 209 of the Code of the Town of Elsmere be amended by adding a new Sub-Section 209-24 D., to read as follows.

209-24. Enforcement; violations and penalties.

- D. The Town Manager shall have the authority to waive the assessment of any penalty or to delay the implementation of any fines, fees or penalties due under this chapter of the code when he finds what he determines to be valid reason(s) to do so.

First and Second Reading
February 9, 2017

Third and Final Reading
March 9, 2017

Steve Burg, Mayor

Joann I. Personti, Secretary

Approved as to form:

Town Solicitor

SYNOPSIS

This Ordinance grants the Town Manager the authority to modify the penalties imposed for a violation of Chapter 209 (Vacant Property) of the Code of the Town of Elsmere.

Fiscal Impact

This action is not expected to have a significant impact on the Town's fiscal position. It could however, reduce potential income from fines in the Code Enforcement Office by approximately \$2,000.00 per year.