

“A Historic Past”



“A Bright Future”

CITY OF DELAWARE CITY
407 Clinton Street - P.O. Box 4159
Delaware City, Delaware 19706
302-834-4573

**CITY OF DELAWARE CITY
DELAWARE CITY, DELAWARE
Ordinance No. 19-0916-01**

**ORDINANCE TO AMEND THE CITY OF DELAWARE CITY CODE, AND REPEAL
CHAPTER 22, SECTION 6 (LESSEE/TENANT SUMMARY EVICTION), SECTION 10E
(ENFORCEMENT AND PENALTIES) AND SECTION 10F (FEES)**

WHEREAS, pursuant to Article V, Section 5-02(A) of The City of Delaware City Charter (“Charter”), and pursuant to the “Powers of the City,” outlined in Article II, § 2-01 of the Charter, the Mayor and the Council of The City of Delaware City (“City Council”) possess the authority to adopt, amend, modify, or repeal The City of Delaware City Code (“Code”); and

WHEREAS, the Mayor and City Council desire to amend Chapter 22 of the Code to remove Section 6 relating to lessee/tenant summary eviction, and to remove Sections 10E and 10F, which were inadvertently left in the Code when the rental license ordinance was repealed.

NOW, THEREFORE, making the express finding that the below changes enhance the health, safety, and welfare of the City of Delaware City, the Mayor and the City Council of The City of Delaware City hereby ordain and adopt the following Code changes and revisions:

Section 1. Amend Chapter 22, Section 6 of the City Code which shall now read as follows:

Section 22-6 – Reserved.

Section 2. Amend Chapter 22, Sections 10-E and 10-F by striking those sections in their entirety.

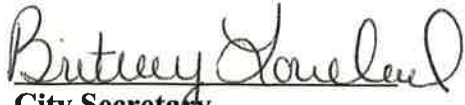
Section 3. **Inconsistent Ordinances and Resolutions Repealed.** All Ordinances or parts of Ordinances and all resolutions or parts of resolutions that may be in conflict herewith are hereby repealed.

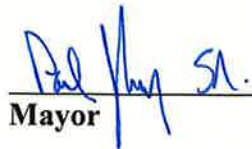
Section 4. **Severability.** The provisions of this Ordinance shall be severable. If any provisions of this Ordinance are found by any court of competent jurisdiction to be unconstitutional or void, the remaining provisions of this Ordinance shall remain valid, unless the court finds that the valid provisions of this Ordinance are so essentially and inseparably connected with, and so dependent upon, the unconstitutional or void provision that it cannot be presumed that City Council would have enacted the remaining valid provisions without the unconstitutional or void provision; or unless the court finds that the remaining valid provisions, standing alone, are incomplete and incapable of being executed in accordance with City Council's intent.

Section 5. **Effective Date.** This Ordinance shall become effective immediately upon its adoption by City Council.

ADOPTED BY THE MAYOR AND COUNCIL, this 21st day of October, 2019.

ATTEST:


City Secretary


Mayor

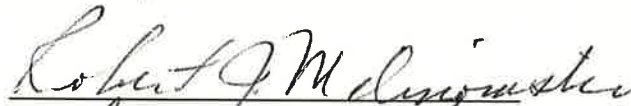
APPROVED AS TO FORM:



Council Member


City Solicitor


Council Member


Council Member


Council Member


Council Member

First Reading 9-16-19
Second Reading & Adoption 10-21-19