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Part 1**Preliminary Provisions****§1-101. Short Title.**

The short title of this Code of Ordinances prepared and published for the Borough of Red Lion shall be the "Borough of Red Lion Code of Ordinances."

(Ord. 2009-09-02, 9/14/2009)

§1-102. Citation of Code of Ordinances.

The Borough of Red Lion Code of Ordinances may be cited by Section number. The approved short form is "Code." Thus, "Code, §27-101" refers to §101 of Chapter 27 of this Code of Ordinances.

(Ord. 2009-09-02, 9/14/2009)

§1-103. Arrangement of Code.

1. This Code is divided into Chapters which are subdivided as follows:
 - A. Subchapters, identified by capital letters, beginning with a Chapter title and number.
 - B. Parts, identified by Arabic numerals, beginning with a Part title and number.
 - C. Subparts, identified by Arabic numerals, beginning with a title.
2. The Sections of the Code are subdivided as follows:
 - A. Subsections, identified by Arabic numerals.
 - B. Paragraphs, identified by capital letters.
 - C. Subparagraphs, identified by Arabic numerals enclosed within parentheses.
 - D. Clauses, identified by lower case letters enclosed within parentheses.
 - E. Subclauses, identified by Arabic numerals followed by a parenthesis.
 - F. Items, identified by identified by lower case letters followed by a parenthesis.
 - G. Subitems, identified by small Roman numerals.

(Ord. 2009-09-02, 9/14/2009)

§1-104. Headings.

Chapter, Subchapter, Part, Subpart, Section, Subsection, Paragraph, Subparagraph, Clause, and Subclause headings contained in the Code may not be deemed to govern, limit, modify or affect the scope, meaning or intent of the Code. The headings of Sections, Subsections or other divisions of this Code are intended as mere captions to indicate the contents of the Section, Subsection or other division and shall not be deemed to be taken as titles of such Section, Subsection or other division, nor as any part of said Section, Subsection or other division unless expressly so provided.

(Ord. 2009-09-02, 9/14/2009)

§1-105. Tenses, Gender and Number.

Except as may be otherwise stated in any provision of this Code, the present tense includes the past and future tenses, and the future the present; the masculine gender includes the feminine and neuter, the feminine includes the masculine and neuter, and the neuter includes the masculine and feminine; and the singular includes the plural, and the plural the singular.

(Ord. 2009-09-02, 9/14/2009)

§1-106. Construction.

1. Except as may be otherwise specifically provided by any provision of this Code, the Statutory Construction Act of 1972, 1 Pa.C.S.A. §1501 *et seq.*, shall be applied in construing this Code.

2. *Effect of Repeal or Expiration of Code Section.*

A. The repeal of a Code Section or ordinance, or its expiration by virtue of any provision contained therein, shall not affect any right accrued or any offense committed, any penalty or punishment incurred, or any proceeding commenced before the repeal took effect or the ordinance expired.

B. When any ordinance repealing a former Code Section, ordinance, clause or provision shall itself be repealed, such repeal shall not be construed to revive such former Code Section, ordinance, clause or provision, unless it shall be expressly so provided.

3. *Saving Clause.* The provisions of this Code, so far as they are the same as those ordinances and regulations in force immediately prior to the adoption of this Code, are intended as a continuation of such ordinances, resolutions and regulations and not as a new enactment. The provisions of this Code shall not affect any suit or prosecution pending or to be instituted to enforce any of the prior ordinances or regulations. Except as specifically stated in this Code or in the ordinance adopting this consolidation, codification and revision of the ordinances and regulations of the Borough of Red Lion, it is the intention of the Borough Council that no ordinance or regulation of the Borough be amended, revised or repealed by implication.

4. *Resolutions.* The provisions of this Code of Ordinances may contain resolutions, that is, actions of the Borough Council of the Borough of Red Lion (in written form and designated "resolution") which did not require prior public notice in accordance with the provisions of the Borough Code, 53 P.S. §45101 *et seq.*, at the time of their passage by the Borough Council. Such "resolutions" are included herein for ease of reference and the Borough Council does not intend by their inclusion herein to require prior public notice before amending, revising or repealing such resolution or resolutions as may have been included herein in the future. It is the intention of the Borough Council that such actions of the Borough Council that may be included in this Code and specifically cited and designated as a resolution shall not become an ordinance (requiring prior public notice before amendment, revision or repeal) by the simple fact of inclusion in this Code.

(Ord. 2009-09-02, 9/14/2009)

§1-107. Normal Numbering.

1. *Chapters.* Chapters are numbered sequentially in Arabic throughout this Code.
2. *Parts.* Parts are numbered sequentially in Arabic throughout this Code.
3. Whenever other divisions are necessary, Chapters shall be divided into Subchapters, Parts into Subparts and designated with the Chapter or Part number followed by a capital letter. For instance, Chapter 1 may be divided into Subchapters 1A and 1B.

4. *Sections.* Sections are numbered sequentially throughout a Chapter and a Part such that the first number or numbers is the Chapter number, followed by a hyphen, followed by the Part number, followed by the Section number within the Part. For example, "§1-101" designates Chapter 1, Part 1, Section 1. Similarly, "§27-305" designates Chapter 27, Part 3, Section 5.

5. *Internal Divisions of Sections.* Whenever internal divisions are necessary, Sections shall be divided into Subsections, Subsections into Paragraphs, Paragraphs into Subparagraphs, Subparagraphs into Clauses, and Clauses into Subclauses, and Subclauses into Items, designated as follows:

1. Subsection.
 - A. Paragraph.
 - (1) Subparagraph.
 - (a) Clause.
 - 1) Subclause.
 - a) Item.
 - i. Subitem

(Ord. 2009-09-02, 9/14/2009)

§1-108. Special Numbering Problems.

1. *Addition of New Units Between Existing Units.* If it becomes necessary to introduce a new Chapter, Part or Section between existing Chapters, Parts or Sections, the new Chapter, Part or Section shall be designated by the addition of a capital letter suffix to the preceding Chapter, Part or Section number. Thus, a Chapter introduced between Chapters 5 and 6 would be Chapter 5A and Sections in that Chapter would be numbered, for instance, "§5A-101." If it becomes necessary to introduce a Part between existing Parts 5 and 6 the new Part would be Part 5A and Sections in that Part would be numbered, for instance, "§5-5A01." A new Section introduced between existing Sections 5 and 6 would be "§5-105A." When a number of new Parts or Sections have been introduced the Chapter or Part shall be renumbered.

2. If it becomes necessary to introduce a Subsection between Subsections, for instance, Subsections .5 and .6, the new Subsection would be numbered Subsection .5-A.

3. If it becomes necessary to introduce a unit smaller than a Subsection between existing units, the entire Subsection shall be revised and renumbered.

4. *Vacated Numbers.* Whenever a number is vacated by a revocation or repeal, the remaining elements in the overall unit shall retain their old numbers until the overall unit is completely revised. Prior to revision, the vacated number may be marked:

“[Reserved].”

(Ord. 2009-09-02, 9/14/2009)

§1-109. Amending Code.

1. All ordinances passed subsequent to the adoption of this Code which amend, repeal or in any way affect this Code shall be numbered in accordance with the numbering system of this Code and printed for inclusion herein. In the case of repealed Chapters, Parts, Sections, Paragraphs, Clauses or other part or provision hereof, by subsequent ordinance, such repealed portions may be excluded from this Code by omission from reprinted pages affected thereby. The subsequent ordinances as numbered and printed, or omitted in the case of repeal, shall be prima facie evidence of such subsequent ordinances until such time as this Code and subsequent ordinances omitted are readopted as a new Code by the Borough Council.

2. Amendment to any provision of this Code shall be made by specific reference to the Chapter, Part, Section and/or Subsection number of this Code in the following language:

A. *Amendment or Revision.* “Chapter ___, Part ___, Section ___, Subsection ___, is hereby amended (revised) to read as follows” The amended or revised provisions may then be set out in full as desired.

B. *Addition.* “Chapter ___, Part ___, Section ___, Subsection ___, is hereby amended by the addition of the following” The new provision shall then be set out in full as desired.

C. *Repeal.* “Chapter ___, Part ___, Section ___, Subsection ___, is hereby repealed in its entirety.”

3. It is the intention of the Borough Council that the numbering scheme of this Code be adhered to in enacting future ordinances. In the event that any ordinance or other enactment be adopted which does not conform to the numbering system of this Code, it is the intention of the Borough Council that such enactment be renumbered in the process of supplementing, revising or updating this Code to conform to the numbering scheme of this Code. The Borough Council hereby acknowledges and confirms that the numbering scheme herein is for ease of reference and that the renumbering of any enactment when added to this Code shall not in any manner affect the validity of said enactment.

(Ord. 2009-09-02, 9/14/2009)

§1-110. Altering Code.

It shall be unlawful for any person to change or amend by addition or deletion any part or portion of this Code, or to insert or delete pages or portions thereof, or to alter or tamper with such Code in any manner whatsoever, except by ordinance or resolution or other official act of the Borough Council.

(Ord. 2009-09-02, 9/14/2009)

§1-111. Penalties.

1. *Penalty Where No Penalty Provided.* Whenever in this Code or in any ordinance of the Borough any act is prohibited or is declared to be unlawful, or whenever in this

Code or other ordinance the doing of any act is declared to be unlawful, and no specific penalty is provided therefor:

A. *Violations of Health, Safety and Welfare Provisions.* For violations of ordinances adopting building, housing, property maintenance, health, fire or public safety codes; and for ordinances regulating water services, water pollution, air pollution and noise, the following penalty shall be provided:

(1) Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof, shall be sentenced to a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

B. *Other Violations.* All other penalties, except for penalties in Chapter 15, “Motor Vehicles and Traffic” (based on the Vehicle Code, 75 Pa.C.S.A. §101 *et seq.*), penalties and ordinances adopted under the authority of the Municipalities Planning Code, 53 P.S. §10101 *et seq.*, earned income tax ordinances adopted under the Local Tax Enabling Act, 53 P.S. §6913, and ordinance adopted under authority of the Sewage Facilities Act, 35 P.S. §750.1 *et seq.*, should provide, generally:

(1) Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof, shall be sentenced to a fine of not more than \$600 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

2. The imposition of a penalty under the provisions of this Code shall not prevent the revocation of any permit or license or the taking of other punitive or remedial action where called for or permitted under the laws of the Commonwealth of Pennsylvania and the United States of America. In addition, the Borough may institute injunctive, mandamus or any other appropriate action or proceeding at law or in equity for the enforcement of this Code. Any court of competent jurisdiction shall have the right to issue restraining orders, temporary or permanent injunctions, mandamus, or other appropriate forms of remedy or relief.

(Ord. 2009-09-02, 9/14/2009)

Part 2**Appointed Officials****A. Borough Manager****§1-201. Creation of Office.**

The office of Borough Manager is hereby created by the Borough of Red Lion, subject to the right of the Borough, by ordinance, at any time to abolish such office.

(*Ord. 2/10/1960, 2/10/1960*)

§1-202. Appointment; Tenure; Filling of Vacancies.

One person shall be elected as Borough Manager by majority of all the members of the Borough Council, from time to time and whenever there is a vacancy in the office. The Manager shall be subject to removal at any time by a majority vote of all the members of the Council. At least 60 days before such removal is to become effective, the Council shall furnish the Manager with a written statement setting forth its intention to remove him/her, or in lieu thereof, the Council may remove him/her immediately upon tendering the compensation due him/her up to and including 60 days after the effective date of the removal, together with compensation for earned but unused vacation and personal leave. Should the Manager elect to resign the position, the Council shall be given 30 days written notice.

(*Ord. 2/10/1960, 2/10/1960; as amended by Ord. 868-7, 8/13/1986; and by Ord. 975-3, 5/14/1997*)

§1-203. Qualifications.

The Manager shall be chosen solely on the basis of his/her executive and administrative abilities, with special reference to his/her actual experience in or his/her knowledge of accepted practices in respect to the duties of the office as herein outlined.

(*Ord. 2/10/1960, 2/10/1960; as amended by Ord. 9712-8, 12/10/1997*)

§1-204. Bond.

Before entering upon his/her duties, the Borough Manager shall give a bond to the Borough, with a bonding company as surety, in the amount prescribed by the Council, premium for the bond to be paid by the Borough; provided, however, that the bond of the Borough Manager may be included in and the Manager may be bonded under and covered by the blanket bond in force and effect at the time for other Borough employees.

(*Ord. 2/10/1960, 2/10/1960; as amended by Ord. 868-7, 12/10/1997*)

§1-205. Manager's Compensation.

The Manager shall receive compensation in the amount fixed from time to time by the Council, which shall be payable in part from the Borough Treasury and in part from funds of the Red Lion Municipal Authority as determined by agreement between the Council and the Authority Board. The Manager shall further be provided with an employee benefit package containing such benefits as the Borough Council and the

Authority Board shall approve, including but not necessarily limited to vacation leave, personal leave, sick leave, health care insurance coverage, retirement pension plan, payroll savings plan, and such other benefits customarily provided to managerial and administrative personnel.

(*Ord. 2/10/1960*, 2/10/1960; as amended by *Ord. 7612-21*, 12/29/1976; by *Ord. 791-2*, 1/10/1979; by *Ord. 868-7*, 8/13/1986, and by *Ord. 975-3*, 5/14/1997)

§1-206. General Powers and Duties.

The Manager shall be the chief administrative officer of the Borough and shall be responsible to the Council as a whole for the proper and efficient administration of the affairs of the Borough. The powers and duties shall relate to the general management of all Borough business not expressly, by statute or ordinance, imposed or conferred upon other Borough officers. With the approval of Borough Council, the Mayor is authorized to delegate to the Borough Manager, subject to recall by written notification at any time, any of his/her nonlegislative powers and duties.

(*Ord. 2/10/1960*, 2/10/1960; as amended by *Ord. 868-7*, 8/13/1986; and by *Ord. 975-3*, 5/14/1997)

§1-207. Specific Powers and Duties.

Subject to recall by ordinance, the powers and duties of the Manager shall include the following:

A. He shall supervise and be responsible for the activities of all municipal departments, except the Police Department; provided, however, that as authorized by §1-206, the Mayor is authorized to delegate his/her control over the Police Department to the Manager. [*Ord. 975-3*]

B. He shall hire and, when he shall deem it necessary for the good of the service, shall suspend or discharge all employees under his/her supervision; provided, that persons covered by the civil service provisions of the Borough Code shall be hired, suspended or discharged in accordance with such provisions; and, provided further, that the Manager shall report, at the next regular meeting thereafter of the Council, any action taken by authority of this paragraph.

C. He shall prepare and submit to the Council, before the end of any fiscal year, a budget for the next fiscal year.

D. He shall be responsible for the administration of the budget after its adoption by the Council.

E. He shall attend all meetings of the Borough Council and of its committees, with the right to take part in the discussion, and he shall receive notice of all special meetings of the Council and of its committees.

F. He shall prepare the agenda for each meeting of the Council and supply facts pertinent thereto.

G. He shall keep the Council informed as to the conduct of Borough affairs and submit periodic reports on the condition of the Borough finances and such other reports as the Council shall request and shall make such recommendations to the Council as he deems necessary.

H. He shall submit to the Council, as soon as possible after the close of the

fiscal year, a complete report on the financial and administrative activities of the Borough for the preceding year.

I. He shall see that the provisions of all franchises, leases, permits, and privileges granted by the Borough are observed.

J. He may employ, by and with the approval of the Council, experts and consultants to perform work and to advise in connection with any of the functions of the Borough.

K. He shall attend to the letting of contracts in due form of law, and he shall supervise the performance and faithful execution of the same except insofar as such duties are expressly imposed upon some other Borough officer by statute.

L. He shall see that all money owed the Borough is promptly paid and that proper proceedings are taken for the security and collection of all the Borough's claims.

M. He shall be the purchasing officer of the Borough and he shall purchase, in accordance with the provisions of the Borough Code, 53 P.S. §45101 *et seq.*, all supplies and equipment for the various agencies, boards, departments, and other offices of the Borough. He shall keep an account of all purchases and shall, from time to time or when directed by the Council, make a full written report thereof. He shall also issue rules and regulations, subject to the approval of the Council, governing the requisition and purchasing of all municipal supplies and equipment.

N. He shall cooperate with the Borough Council at all times and in all matters that the best interests of the Borough and of the general public may be maintained.

O. All complaints regarding services or personnel of the Borough shall be refereed to the office of the Manager. He or an officer designated by him shall investigate and dispose of such complaints, and the Manager shall report thereon to the Council.

(*Ord. 2/10/1960, 2/10/1960; as amended by Ord. 868-7, 8/13/1986; and by Ord. 975-3, 5/14/1997*)

§1-208. Temporary Appointment.

In case of illness or absence of the Manager from the Borough, he shall delegate one qualified member of his/her staff who shall perform the duties of the Manager during his/her absence or disability. The person designated shall not perform such duties for a period longer than 2 weeks without the approval of the Council.

(*Ord. 2/10/1960, 2/10/1960*)

B. Assistant Manager**§1-211. Creation of Office.**

The office of Assistant Borough Manager is hereby created by the Borough of Red Lion, subject to the right of the Borough, by ordinance, at any time to abolish such office. The Assistant Borough Manager may also serve as the Assistant Manager of the Red Lion Municipal Authority upon appointment to such position by the Authority.

(Ord. 9712-8, 12/10/1997)

§1-212. Appointment; Tenure; Filling of Vacancies.

One person shall be appointed as Assistant Borough Manager by majority of all the members of Borough Council, from time to time and whenever there is a vacancy in the office. The Assistant Manager shall be subject to removal at any time by a majority vote of all members of Council. At least 60 days before such removal is to become effective, the Council shall furnish the Assistant Manager with a written statement setting forth its intention to remove him/her, or, in lieu thereof, the Council may remove him/her immediately, upon tendering the compensation due him/her up to and including 60 days after the effective date of the removal, together with compensation for earned but unused vacation and personal leave. Should the Assistant Manager elect to resign the position, Council shall be given 30 days written notice.

(Ord. 9712-8, 12/10/1997)

§1-213. Qualifications.

The Assistant Manager shall be chosen solely on the basis of his/her executive and administrative abilities, with special reference to his/her actual experience in or his/her knowledge of accepted practices in respect to the duties of the office as herein outlined.

(Ord. 9712-8, 12/10/1997)

§1-214. Compensation and Benefits.

The Assistant Manager shall receive compensation in the amount fixed from time to time by Council. If the Assistant Manager serves as Assistant Manager of the Red Lion Municipal Authority, the Borough shall be reimbursed by the Authority for such services in such amount as the Borough Council and the Authority may from time to time agree. The Assistant Manager shall further be provided with an employee benefit package containing such benefits as Borough Council shall approve, including but not necessarily limited to vacation leave, personal leave, sick leave, health care insurance coverage, retirement pension plan, payroll savings plan, and such other benefits customarily provided to managerial and administrative personnel.

(Ord. 9712-8, 12/10/1997)

§1-215. Powers and Duties.

The Assistant Manager shall be the assistant chief administrator of the Borough and shall be responsible to the Borough Manager and the Council to assist in the proper and efficient administration of the affairs of the Borough. The Assistant Manager shall undertake and perform all of the duties and responsibilities assigned to him or her by the Manager and, in the absence of the Manager, shall perform the duties and exercise

the powers of the Manager as provided in §§1-206 and 1-207 of this Part.
(*Ord. 9712-8, 12/10/1997*)

C. Codes Enforcement Officer/Redevelopment Coordinator**§1-221. Creation of Office.**

The position of Codes Enforcement Officer/Redevelopment Coordinator is hereby created by the Borough of Red Lion, subject to the right of the Borough, by ordinance, at any time to abolish such office. The Codes Enforcement Officer/Redevelopment Coordinator may also serve as the Enforcement Officer of the Red Lion Municipal Authority upon appointment to such position by the Authority.

(Ord. 9712-8, 12/10/1997)

§1-222. Appointment; Tenure; Filling of Vacancies.

One person shall be appointed as Codes Enforcement Officer/Redevelopment Coordinator by majority of all the members of Borough Council, from time to time and whenever there is a vacancy in the office. The Codes Enforcement Officer/Redevelopment Coordinator shall be subject to removal at any time by a majority vote of all the members of Council. At least 60 days before such removal is to become effective, the Council shall furnish the Codes Enforcement Officer/Redevelopment Coordinator with a written statement setting forth its intention to remove him/her, or in lieu thereof, the Council may remove him/her immediately, upon tendering the compensation due him/her up to and including 60 days after the effective date of the removal, together with compensation for earned but unused vacation and personal leave. Should the Codes Enforcement Officer/Redevelopment Coordinator elect to resign the position, Council shall be given 30 days written notice.

(Ord. 9712-8, 12/10/1997)

§1-223. Employment Responsibility Authority.

The Codes Enforcement Officer/Redevelopment Coordinator shall be directly responsible to the Borough Manager for duty assignment and job performance.

(Ord. 9712-8, 12/10/1997)

§1-224. Compensation and Benefits.

The Codes Enforcement Officer/Redevelopment Coordinator shall receive compensation in the amount fixed from time to time by Council. If the Codes Enforcement Officer/Redevelopment Coordinator serves as an Enforcement Officer of the Red Lion Municipal Authority, the Borough shall be reimbursed by the Authority for such services in such amount as the Borough Council and the Authority may from time to time agree. The Codes Enforcement Officer/Redevelopment Coordinator shall further be provided with an employee benefit package containing such benefits as Borough Council shall approve, including but not necessarily limited to vacation leave, personal leave, sick leave, health care insurance coverage, retirement pension plan, payroll savings plan and such other benefits customarily provided to managerial and administrative personnel.

(Ord. 9712-8, 12/10/1997)

§1-225. Duties and Authority.

It shall be the duty of the Codes Enforcement Officer/Redevelopment Coordinator

to enforce any and all of the ordinances and/or rules and regulations duly enacted by the Red Lion Borough with the exception of those pertaining to motor vehicle violations and, if appointed Enforcement Officer by the Red Lion Municipal Authority, the rules and regulations of the Authority. The Codes Enforcement Officer has the duty and the authority to institute prosecutions for violations of said ordinances and/or rules and regulations in a court of competent jurisdiction.

(Ord. 9712-8, 12/10/1997)

D. Auditor**§1-231. Establishment of Auditor; Qualifications.**

An independent auditor, who shall be either a certified public accountant or a firm of certified public accountants registered in the Commonwealth of Pennsylvania, shall be appointed to make an independent examination of the accounting records of Red Lion Borough, and to annually examine, audit and settle all accounts whatsoever in which the Borough is concerned, said audit to consist of an examination in accordance with generally accepted auditing standards and procedures.

(Ord. 269-1, 2/5/1969)

§1-232. Appointment; Tenure.

Such independent auditor shall be appointed by resolution and shall serve at the pleasure of the Borough Council.

(Ord. 269-1, 2/5/1969)

§1-233. Abolition of Office of Elected Auditor.

It is the intention of the Council that the office of Borough Auditor be abolished as an elective office in the Borough of Red Lion, York County, Pennsylvania.

(Ord. 269-1, 2/5/1969)

§1-234. Powers and Duties.

The independent auditor shall have the powers and duties set forth in 53 P.S. §46196.

(Ord. 269-1, 2/5/1969; as amended by Ord. 9711-6, 11/12/1997, §5-4)

Part 3**Commissions and Boards****A. Planning Commission****§1-301. Commission Created.**

A Borough Planning Commission, to be composed of five members, appointed as provided by law, is hereby created in and for the Borough of Red Lion. Said Borough Planning Commission shall perform all the duties and may exercise all the powers conferred by law upon Borough planning agencies, provided that the Borough Planning Commission previously created in and for said Borough shall constitute the Planning Commission hereby created, and nothing herein shall affect the tenure of any member of said existing Planning Commission, but any vacancy occurring therein shall be filled in the manner and for the term provided in the law governing Borough Planning Commissions in effect at the time of the occurrence of such vacancy.

(Ord. 7511-12, 11/12/1975)

B. Recreation Board**§1-311. Establishment; Purpose.**

For the purpose of protecting the total community investment in recreation areas, facilities and programs and to obtain the greatest amount of good living for all age groups in the Borough of Red Lion, the Borough of Red Lion hereby establishes a Recreation Board.

(Ord. 363-5, 3/13/1963)

§1-312. Composition.

1. The Board shall consist of nine members; at least one such member shall be a member of the Red Lion Borough Council; one such member shall be a member of the Red Lion Area School Board and shall be designated by the Red Lion Area School Board; and one member shall be a member of the Board of Directors of the Red Lion Youth Center or its designate.

2. The members of the Board shall be appointed by the Borough Council and shall serve for terms of 5 years or until their successors are appointed, except that the members of the Board first appointed shall be appointed for such terms that the term of one member shall expire annually thereafter.

(Ord. 363-5, 3/13/1963; as amended by Ord. 7511-13, 11/12/1975; and by Ord. 2000-01-1, 1/10/2000)

§1-313. Powers and Duties.

The Recreation Board shall supervise and maintain public recreation areas, facilities and programs, shall coordinate recreational activities in the Borough of Red Lion and shall possess all the powers and be subject to all the responsibilities provided by the Borough Code, 53 P.S. §45101 *et seq.*, as amended from time to time.

(Ord. 363-5, 3/13/1963)

C. Redevelopment Commission**§1-321. Creation.**

A Redevelopment Commission is hereby created and established for the Borough of Red Lion.

(Ord. 2002-05-03, 5/13/2002)

§1-322. Membership.

The Redevelopment Commission shall consist of not more than eight members appointed by Red Lion Borough Council, one of whom shall at all times be a member of Red Lion Borough Council.

(Ord. 2002-05-03, 5/13/2002)

§1-323. Compensation; Vacancies.

The members of the Redevelopment Commission shall serve at the pleasure of Red Lion Borough Council without compensation, and vacancies occurring due to death, resignation, or removal shall be filled for the unexpired term in the same manner as original appointments. Nonattendance at three consecutive meetings without good cause shall be grounds for removal.

(Ord. 2002-05-03, 5/13/2002)

§1-324. Terms of Office.

1. The initial terms of the members of the Redevelopment Commission shall be as follows:

- A. One member of Borough Council as set forth below.
- B. One member whose term expires on 12/31/2002.
- C. Two members whose terms expire on 12/31/2003.
- D. Two members whose terms expire on 12/31/2004.
- E. Two members whose terms expire on 12/31/2005.

2. Upon expiration of these initial terms, seven members of the Redevelopment Commission shall all serve for 4-year terms.

3. The member of Borough Council who shall serve as the member of the Redevelopment Commission shall initially be appointed by Borough Council after the enactment of this Part, and subsequently at the biannual reorganization meeting held in January of each even-numbered year. This member shall also serve at the pleasure of Borough Council and shall be subject to removal and replacement at any time. This member may designate another member of Borough Council to attend any meeting and participate and vote on any Commission business in his/her absence.

(Ord. 2002-05-03, 5/13/2002)

§1-325. Purpose and Authority.

The purpose of the Redevelopment Commission is to study the development of an industrial park, the redevelopment of the downtown area and the development of downtown parking, with the goal being to recommend to Borough Council ideas and

projects which will improve conditions for doing business in the Borough and to bring new business to the Borough, and such other matters as Borough Council may from time to time direct.

(Ord. 2002-05-03, 5/13/2002)

§1-326. Officers.

The members of the Redevelopment Commission shall elect their own Chairman and any other officers which they may deem necessary or appropriate.

(Ord. 2002-05-03, 5/13/2002)

§1-327. Formalization of Existing Organization.

It is recognized and understood that the purpose of this Part 3C is to give formal recognition and authorization to an entity which has been in existence since November 2, 1981.

(Ord. 2002-05-03, 5/13/2002)