

TITLE: AN ORDINANCE ADOPTING THE ALBANY MUNICIPAL CODE, AS COMPILED, EDITED AND PUBLISHED BY CODE PUBLISHING COMPANY OF SEATTLE, WASHINGTON, AS THE OFFICIAL CODE OF THE CITY OF ALBANY, OREGON AND DECLARING AN EMERGENCY.

RECITALS:

WHEREAS, Code Publishing Company of Seattle, Washington, has contracted with Albany, Oregon to prepare the Albany Municipal Code, as authorized by ORS 221.928, and

WHEREAS, Code Publishing Company has compiled, edited, and published the Municipal Code, and

WHEREAS, the Council of the City of Albany has inspected the Albany Municipal Code as compiled, edited, and published by Code Publishing Company and is satisfied that said code is a correct and accurate codification of the ordinances of Albany, Oregon, and

WHEREAS, the common Council of the City of Albany, Oregon is satisfied that the provisions of ORS 221.928 have in all ways been complied with,

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: CODE ADOPTED.

The Albany Municipal Code, as compiled from the ordinances of the City of Albany, Oregon, and edited and published by Code Publishing Company of Seattle, Washington is hereby adopted as the official code of the City of Albany, Oregon.

Section 2: TITLE - CITATION - REFERENCE

This code shall be known as the "Albany Municipal Code" and it shall be sufficient to refer to said code as the "Albany Municipal Code" in any prosecution for the violation of any provision thereof or in any proceeding at law or equity. It shall also be sufficient to designate any ordinance adding to, amending, correcting, or repealing all or any part or portion thereof as an addition to, amendment to, correction of, or repeal of the "Albany Municipal Code." Further reference may be had to the titles, chapters, sections, and subsections of the "Albany Municipal Code" and such reference shall apply to that numbered title, chapter, section, or subsection as it appears in that code.

Section 3: REFERENCE APPLIES TO AMENDMENTS

Whenever a reference is made to this code as the "Albany Municipal Code" or to any portion thereof, or to any ordinances of the City of Albany, Oregon, that reference shall apply to all amendments, corrections, and additions heretofore, now, or hereafter made.

Section 4: CODIFICATION AUTHORITY.

This code consists of all of the regulatory and penal ordinances and certain of the administrative ordinances codified pursuant to ORS 221.928.

Section 5: TITLE, CHAPTER, AND SECTION HEADINGS.

Title, chapter, and section headings contained herein shall not be deemed to govern, limit, modify, or in any manner affect the scope, meaning, or intent of the provisions of any title, chapter, or section hereof.

Section 6: REFERENCE TO SPECIFIC ORDINANCES.

The provisions of this code shall not in any manner affect deposits or other matters of record which refer to or are otherwise connected with ordinances which are therein specifically designated by number or otherwise and that are included within this code, but such reference shall be construed to apply to the corresponding provisions contained within this code.

Section 7: EFFECT OF CODE ON PAST ACTIONS AND OBLIGATIONS.

Neither the adoption of this code nor the repeal or amendment hereby of any ordinance or any part of any ordinance of the City shall in any manner affect the prosecution for violations of ordinances, which violations were committed prior to the effective date hereof; nor be construed as a waiver of any license, fee, or penalty at said effective date due and unpaid under such ordinances; nor be construed as affecting any of the provisions of such ordinances relating to the collection of any such license, fee, or penalty, or the penal provisions applicable to any violation thereof; nor to affect the validity of any bond or cash deposit in lieu thereof required to be posted, filed, or deposited pursuant to any ordinance and all rights and obligations thereunder appertaining shall continue in full force and effect.

Section 8: EFFECTIVE DATE.

The Albany Municipal Code shall become effective on the date that this ordinance becomes effective.

Section 9: SEVERABILITY.

If any section, subsection, sentence, clause, phrase, part, or portion of this code is for any reason held to be invalid or unconstitutional by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this code.

The Albany Common Council hereby declares that it would have adopted this code and each section, subsection, sentence, clause, phrase, part, or portion thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, parts, or portions be declared invalid or unconstitutional.

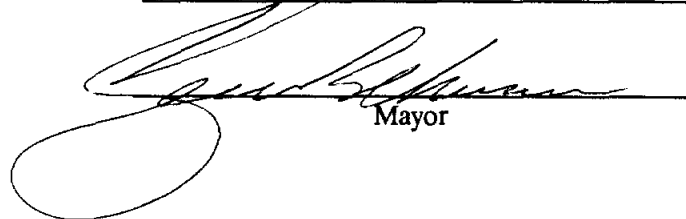
Section 10: EMERGENCY CLAUSE.

Inasmuch as this ordinance is necessary for the immediate preservation of the peace, health, and safety of the City of Albany, Oregon, an emergency is hereby declared to exist; and this ordinance shall be in full force and effect immediately upon passage by the Council and approval by the Mayor.

Passed by the Council: August 11, 1993

Approved by the Mayor: August 11, 1993

Effective Date: August 11, 1993


Mayor

ATTEST:

Miriam C. Withrow
Deputy City Recorder