

ORDINANCE NO. 511
EAST NORRITON TOWNSHIP
MONTGOMERY COUNTY, PENNSYLVANIA

AN ORDINANCE OF EAST NORRITON TOWNSHIP AMENDING THE CODE OF THE TOWNSHIP OF EAST NORRITON BY AMENDING CHAPTER 35, RECORDS, TO REVISE TOWNSHIP OBLIGATIONS REGARDING AVAILABILITY OF PUBLIC RECORDS.

WHEREAS, by Ordinance 310, the Township adopted "Inspection and Reproduction" instructions and authorization to adopt a resolution to provide rules and regulations with regard to the "right to know" Act of June 21, 1957, P.L. 390, as amended, 65 P.S. 66.1 et seq., to establish the policies for requesting Township records;

WHEREAS, the Right-to-Know Law, Act of February 14, 2008, No. 3, P.L. 6, amended the Right-to-Know Law of June 21, 1957, P.L. 390, expanding the scope of permissible requesters and new required processes;

WHEREAS, the Board of Supervisors of East Norriton Township (the "Board") finds it advisable and necessary to amend its existing ordinance to reflect the amended policies and permissible requesters under the Right-to-Know Law;

WHEREAS, the Board deems it to be in the best interest and the general welfare of the citizens and residents of the Township to adopt new guidelines governing the request of Township records; and,

WHEREAS, the Board has met the procedural requirements of the Second Class Township Code for the adoption of the proposed ordinance.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the Board of Supervisors of East Norriton Township, Montgomery County, Pennsylvania, and it is hereby enacted and ordained by the authority of same as follows:

The code of East Norriton Township, Chapter 35, Inspection and Reproduction, is hereby amended by replacing §35-1 and §35-2 with the following sections:

§ 35-1. Purpose.

The Right-to-Know Law, Act of February 14, 2008, No. 3, P.L. 6, as amended, provides that townships and other agencies shall make available records in accordance with the terms and limitations of the Right-to-Know Law. The Township desires to revise procedures for the inspection of records in order that the operations of the Township will not be disrupted through requests for inspection and copying of Township records, while assuring compliance with the revised provisions of the Right-to-Know Law. The Township desires to set a policy which will provide for the reasonable inspection and reproduction of the Township's reasonable records by legal residents of the United States.

§ 35-2. Rules and Regulations

The Board of Supervisors of East Norriton Township is hereby authorized to adopt a resolution and amend such resolution from time to time as it deems necessary to set rules and regulations setting forth reasonable policies for requests for inspection and reproduction of records of the Township and for imposing fees for inspecting and reproducing, as authorized by the Pennsylvania Office of Open Records.

SECTION II. REVISIONS

The Board does hereby reserve the right, from time to time, to adopt modifications of, supplements to, or amendments of its ordinances and hereby authorizes any future changes to Inspection and Reproduction to be done by a resolution of the Board.

SECTION III. REPEALER

All ordinances or parts of ordinances which are inconsistent herewith are hereby repealed, it being understood and intended that all ordinances and the Code of the Township of East Norriton Pennsylvania, such as are not otherwise specifically in conflict or inconsistent with this ordinance, shall remain in full force and effect, the same being reaffirmed hereby.

SECTION IV. SEVERABILITY

If any sentence, clause, section, term, phrase or part of this ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections, terms, provisions, or parts of this ordinance. It is hereby declared the intent of the Board of Supervisors of the Township of East Norriton that this ordinance would have been adopted had such an unconstitutional, illegal, or invalid sentence, clause, section, or part thereof not been included herein.

SECTION V. EFFECTIVE DATE

This Ordinance shall be effective five (5) days after enactment.

SECTION VI. FAILURE TO ENFORCE

The failure of East Norriton Township to enforce any provision of this ordinance shall not constitute a waiver by East Norriton Township of its rights of future enforcement hereunder.

ORDAINED AND ENACTED by the Board of Supervisors of the Township of East Norriton, this 23rd day of December, A.D., 2008.

ATTEST:

L. Kenneth J. K. ...

EAST NORRITON TOWNSHIP
BOARD OF SUPERVISORS

By: *Lewis R. McJannet*

