

Ordinance No. 2024-547

**AN ORDINANCE TO AMEND OF THE CITY OF NEW CASTLE CODE
CHAPTER 193 (SANITARY CODE), ARTICLE II REGARDING THE
COMPOSITION OF THE BOARD OF HEALTH**

Whereas, the Council of The City of New Castle (“City Council”) possesses the authority to adopt, amend, modify, or repeal The City of New Castle Municipal Code (“City Code”); and

Whereas, the City Council desires a robust Board of Health to protect the health and welfare of the residents of New Castle; and

Whereas, §193-3A of the City Code requires a physician to serve on the Board of Health; and

Whereas, since §193-3A of the City Code was established, the healthcare landscape has changed significantly to expand the role of healthcare professionals other than physicians; and

Whereas, physicians are busier than ever and therefore may be unable to serve in this capacity; and

Whereas, the City Council desires to amend the City Code to remove the requirement that a physician serve on the Board of Health.

NOW, THEREFORE, be it ordained by the Council of the City of New Castle Council as follows:

SECTION 1: City Code Chapter 193, Sanitary Code, Article II, Board of Health, §193A is hereby stricken in its entirety and replaced as follows:

A Board of Health shall be established in the City of New Castle consisting of five members, as determined by the City Council. Members of the Board of Health shall be appointed by the Mayor, subject to confirmation by the City Council. Members need not be residents of the City of New Castle, but at least two (2) members shall have education or experience in healthcare or community/public health. Some examples of experience in healthcare or community/public health include, but are not limited to, physicians, nurses/nurse practitioners (especially those with community/public health experience), physician assistants, emergency medical personnel, individuals

with a master's or doctoral degree in public health (MPH/DPH), and individuals with a background in environmental health.

SECTION 2: If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this Ordinance.

SECTION 3: In the event any existing Ordinances or parts of Ordinances are in conflict herewith, the provisions of this Ordinance shall control.

SECTION 4: This Ordinance shall become effective immediately upon passage.

First Reading May 14, 2024

Second Reading July 9, 2024

Signed this 9th day of July, 2024

Suzanne Souder, President of City Council

Attest: _____
Courtaney Taylor, City Clerk

Approved: _____
Valarie Leary, Mayor