

TOWNSHIP OF WHITPAIN

ORDINANCE NO. 419

AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF WHITPAIN AT PART I [ADMINISTRATIVE LEGISLATION], BY CREATING CHAPTER 55 [TOWNSHIP SEAL] TO DESIGNATE THE OFFICIAL TOWNSHIP SEAL AND PROVIDE FOR ITS USE

CERTIFICATION

I, ERIC TRAUB, BEING DULY SWORN ACCORDING TO LAW, DEPOSE AND SAY THAT I AM THE TOWNSHIP MANAGER IN WHITPAIN TOWNSHIP, MONTGOMERY COUNTY, PA AND THAT ATTACHED HERETO IS A TRUE AND COMPLETE CORRECT COPY OF ORDINANCE NO. 419.



Eric Traub, Township Manager

Sept. 18, 2024

ENACTED: 9-17-2024

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ORDINANCE NO. 419

AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF WHITPAIN AT PART I [ADMINISTRATIVE LEGISLATION], BY CREATING CHAPTER 55 [TOWNSHIP SEAL] TO DESIGNATE THE OFFICIAL TOWNSHIP SEAL AND PROVIDE FOR ITS USE

WHEREAS, The Board of Supervisors of Whitpain Township is duly empowered by the Second Class Township Code, 53 P.S. § 65101, *et seq.*, to enact certain regulations relating to the public health, safety and welfare of the residents of Whitpain Township;

WHEREAS, the Second Class Township Code authorizes the Board of Supervisors to make, amend and adopt amendments to the Whitpain Code of Ordinances, as amended, that are consistent with the Constitution and laws of the Commonwealth that it deems necessary for the proper management and control of the Township and the best interests of its residents;

WHEREAS, the Board of Supervisors of Whitpain Township has determined that certain amendments to the Whitpain Township Code of Ordinances, as amended, are required for the orderly administration of the laws of Whitpain Township; and

WHEREAS, the Board of Supervisors has determined that the Code of Ordinances of the Township of Whitpain should be amended to designate the official Township Seal and provide for its use for the proper management, care and control of the Township and its finances and the maintenance of peace, good government, health and welfare of the Township and its residents.

NOW, THEREFORE, IT IS HEREBY ENACTED AND ORDAINED by the Whitpain Township Board of Supervisors that the Township's Code is amended as follows:

SECTION 1. Amendment to Part I [Administrative Legislation], to create Chapter 55 [Township Seal].

The Code of the Township of Whitpain, Part I [Administrative Legislation], to create Chapter 55 [Township Seal], as follows:

Chapter 55 [Township Seal]

§ 55-1 Designation of Township Seal.

The Board of Supervisors shall designate the official Township Seal which shall be attached to this Ordinance. The official design of the Township Seal shall be maintained by the Township Manager.

§ 55-2 Policy on use of Township Seal.

The Board of Supervisors finds that the Township Seal is a symbol of the authority and jurisdiction of the Township, and as such, is a valuable asset of the Township and its citizens. The Board of Supervisors desires to ensure that only appropriate uses are made of the Township Seal.

§ 55-3 Use of official purposes.

The Township Seal shall be used for official purposes only, and only where authorized by the Board of Supervisors.

§ 55-4 Restrictions on use.

Use of the Township Seal shall be restricted as follows:

- A. Except as authorized by the Board of Supervisors, or as otherwise provided by law, the Township Seal shall not be used on or in connection with any advertisement or promotion for any product, business, organization, service or article, whether offered for sale, for profit or offered without charge.
- B. No persons shall use a symbol that imitates the Township Seal or that is deceptively similar in appearance to the Township seal.
- C. Nothing in this chapter shall prohibit the reproduction of the Township Seal for illustrative purposes by the news media if the reproduction by the news media is incidental to the publication or the broadcast. Nothing in this chapter shall prohibit a characterization of the Township Seal from being used in political cartoons.

§ 55-5 Violation.

Any person or entity who or which has violated the provisions of this Chapter shall, upon being found liable therefor in a civil enforcement proceeding commenced by Whitpain Township, pay a judgment of not more than \$600, plus all court costs, including reasonable attorney fees incurred by Whitpain Township as a result thereof. Each day that a violation continues shall constitute a separate violation.

SECTION 2. Repeal and Ratification.

All ordinances or parts of ordinances inconsistent herewith or in conflict with any of the specific terms enacted hereby, to the extent of said inconsistencies or conflicts, are hereby specifically repealed. Any other terms and provisions of the Township's Code unaffected by this Ordinance are hereby reaffirmed and ratified.

SECTION 3. Severability.

Should any section, paragraph, sentence, clause, or phrase in this Ordinance be declared unconstitutional or invalid for any reason, the remainder of the Ordinance shall not be affected thereby and shall remain in full force and affect, and for this reason the provisions of this Ordinance shall be severable.

SECTION 4. Effective Date.

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

ORDAINED AND ENACTED this 17th day of September 2024, by the Whitpain Township Board of Supervisors.

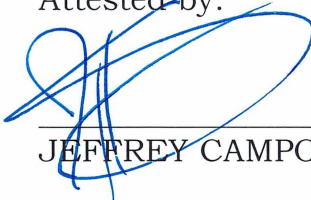
**WHITPAIN TOWNSHIP
BOARD OF SUPERVISORS**



SCOTT M. BADAMI, *Chair*

[Seal]

Attested by:



JEFFREY CAMPOLONGO, *Secretary*