

Ordinance No. 2003-02

Residency Requirement

ORDINANCE NO. 2003-02

AN ORDINANCE OF THE TOWNSHIP OF HOPEWELL, COUNTY OF BEAVER, PENNSYLVANIA, ESTABLISHING A RESIDENCY REQUIREMENT OF A FIVE MILE RADIUS FROM THE MUNICIPAL BUILDING FOR ALL FULL-TIME EMPLOYEES AND THEREBY REPEALING ANY AND ALL INCONSISTENT ORDINANCES AND POLICIES

WHEREAS, the laws of the Commonwealth of Pennsylvania and the corresponding Pennsylvania Appellate Court decisions grant to Boards of Commissioners of first-class townships the authority to adopt ordinances establishing residency requirements for full-time employees in order to protect the common good and the public health, safety and welfare of the township.

BE IT RESOLVED AND ORDAINED, and it is hereby resolved and ordained by the Board of Commissioners of Hopewell Township, Beaver County, Pennsylvania, as follows:

SECTION 1. Definitions.

The following terms shall have the meanings indicated:

1. **RESIDENCY REQUIREMENT**: Establishing residency within a five mile radius from the Hopewell Township Municipal Building at 1700 Clark Boulevard, Hopewell Township, Aliquippa, Beaver County, Pennsylvania 15001.

2. **FIVE MILE RADIUS**: A five-mile geographical area/radius to be measured from the Hopewell Township Municipal Building at 1700 Clark Boulevard. In the event the "five mile radius" extends only to a part of a neighboring municipality, the entire municipality shall be considered as included in this "five mile radius."

3. **TIME PERIOD**: A period consisting of less than one year from the date of hiring by the Hopewell Township Board of Commissioners.

SECTION 2. Application of Ordinance.

This Ordinance shall apply to all full-time employees as hired by the Hopewell Township Board of Commissioners.

SECTION 3. Residency requirement as a condition for hiring full-time employees.

Each full-time employee must meet the "residency requirement" of this Ordinance within one year of his/her hiring by the Board of Commissioners of Hopewell Township.

SECTION 4. Written acknowledgment of Ordinance 2003-02.

As a condition for hiring, each full-time employee shall be served with a true and correct copy of this Ordinance and execute written confirmation that he/she has been served with a true and correct copy and understands that he/she must establish residence within the aforementioned defined "five mile radius" no later than one year after the Board of Commissioners has hired him/her. The employee must also represent that he/she intends to fulfill the aforementioned "residency requirement."

SECTION 5. Repealer.


All ordinances and policies inconsistent with this Ordinance are hereby repealed.

SECTION 6. Severability.

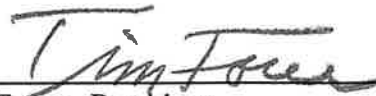
The provision of this ordinance are severable. If any sentence, clause or section of this ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impede any of the remaining provisions, sentences, clauses or sections of this ordinance. It is hereby declared to be the intent of the Board of Commissioners of the Township of Hopewell that this ordinance as adopted contain no unconstitutional, illegal or invalid sentence herein.

ORDAINED AND ENACTED into an ordinance this 8th day of September 2003.

ATTEST:


Gerald G. Orsini, Manager

BOARD OF COMMISSIONERS OF
HOPEWELL TOWNSHIP

By: 
Tim Force, President

(SEAL)