

CITY OF JEANNETTE

WESTMORELAND COUNTY, PENNSYLVANIA

BILL NO. 10-04

ORDINANCE NO. 10 - 05

AN ORDINANCE OF THE CITY OF JEANNETTE, WESTMORELAND COUNTY, PENNSYLVANIA, AMENDING CITY OF JEANNETTE ORDINANCE NO. 06 - 02 WHICH ORDINANCE AMENDED THE CITY OF JEANNETTE ZONING ORDINANCE NO. 84 - 4 ADDING AS A CONDITIONAL USE WITHIN THE BUSINESS TRANSITIONAL ZONE THE CLASSIFICATION "GENERAL MERCHANDISE STORES".

WHEREAS, the Council of the City of Jeannette, Westmoreland County, Pennsylvania previously enacted Ordinance No. 84 - 4 , commonly known as the City of Jeannette Zoning Ordinance; and

WHEREAS, the Council of the City of Jeannette, Westmoreland County, Pennsylvania previously enacted Ordinance No. 06 - 02 which Ordinance among other things, provided for the creation of a Business Transitional Zoning District surrounding the existing Central Business District and providing regulations for such Business Transitional District; and

WHEREAS, the Council of the City of Jeannette, Westmoreland County, Pennsylvania, pursuant to the Pennsylvania Municipalities Planning Code, desires to amend Ordinance No. 06 - 02 to provide an additional conditional use pursuant to §409.4 of said Ordinance.

NOW, THEREFORE, WITH THE FOREGOING RECITALS BEING INCORPORATED HEREIN BY REFERENCE THERETO, THE COUNCIL OF THE CITY OF JEANNETTE, WESTMORELAND COUNTY, PENNSYLVANIA, HEREBY ORDAINS AND ENACTS AS FOLLOWS:

Section 1. Article IV of Ordinance 84 - 4 is hereby amended to add an additional conditional use under §409.4 such conditional use being as follows:

§409.4(d). General Merchandise Stores including department stores, variety stores, general merchandise discount stores, drug stores, sporting good stores, apparel and accessory stores, furniture, furnishings, and household appliance stores.

Section 2. All other terms and provisions of Ordinance No. 06-02 amending Ordinance No. 84-4 are hereby re-published and reaffirmed as though fully set forth.

Section 3. This Ordinance is ordained and enacted as a public meeting of the City of Jeannette City Council held the 26th day of May, 2010 and shall take effect immediately.

Section 4. Repealer.

That any Ordinance, or part of Ordinance, conflicting with this Ordinance be and the same is hereby repealed insofar as the same affects this Ordinance.

Section 5. Severability.

If any sentence, clause, section, 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 or parts of this Ordinance. It is hereby declared as the intent of the City of Jeannette that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof had not been included herein.

ORDAINED AND ENACTED into law this 26TH day of MAY, 2010.

ATTEST:

CITY OF JEANNETTE

/s/ Michael J. Minyon, Jr.
Michael J. Minyon, City Clerk

By /s/ Robert M. Carter
Robert M. Carter
Mayor & President of City Council