

ORDINANCE NUMBER 2017-\_\_

AN ORDINANCE OF THE BOROUGH OF CHAMBERSBURG, FRANKLIN COUNTY, PENNSYLVANIA ADOPTING THE OFFICIAL BOROUGH SEAL, THE OFFICIAL BOROUGH POLICE DEPARTMENT SEAL, AND THE OFFICIAL BOROUGH FIRE DEPARTMENT SEAL, AND RESTRICTING ANY IMPROPER OR UNAUTHORIZED USE OF SUCH OFFICIAL SEALS AND REPEALING ORDINANCE NUMBER 2017-05

WHEREAS, pursuant to the Borough Code, 8 Pa.C.S.A. § 1201(3), the Borough of Chambersburg (the "Borough") has the power to make and use a common seal and alter the same at its discretion; and

WHEREAS, the Borough Council of the Borough of Chambersburg believes it to be in the best interests and the general welfare of the Borough and the citizens and residents of the Borough to adopt a common seal and to prohibit any improper or unauthorized use of such common seal; and

WHEREAS, the Borough Council of the Borough of Chambersburg believes it to be in the best interests of and the general welfare of the Borough and the citizens and residents of the Borough to adopt an official seal for the Borough Police Department, and to prohibit any improper or unauthorized use of such official seal; and

WHEREAS, the Borough Council of the Borough of Chambersburg believes it to be in the best interests of and the general welfare of the Borough and the citizens and residents of the Borough to adopt an official seal for the Borough Fire Department and to prohibit any improper or unauthorized use of such official; and

BE IT ORDAINED BY THE TOWN COUNCIL OF THE BOROUGH OF CHAMBERSBURG, AND IT IS HEREBY ORDAINED BY AUTHORITY OF THE SAME, AS FOLLOWS:

Section 1. Adoption of Official Borough Seal.

The Borough hereby adopts the following image as its common seal and the image shall hereinafter be recognized as the "Official Seal of the Borough of Chambersburg," and may be referred to as the "Borough Seal", "Borough Logo" or "Chambersburg Corporate Seal":



In addition to its appearance in full color, the seal shall be authorized to appear as follows:



Blueprint Blue



Monochrome

The Borough may modify the Official Seal of the Borough of Chambersburg by resolution from time to time.

Section 2. Regulation of the Use of the Official Borough Seal.

- a. The Official Borough Seal shall only be used by authorized Borough officers, officials, personnel, agents, and assigns for official business or for other purposes as the Borough Manager deems appropriate or through official action of the Town Council.
- b. Pursuant to Borough Code, 8 Pa.C.S.A. § 1111(2), the Borough Secretary shall have custody of the Official Borough Seal.
- c. No person except for those expressly authorized in subsection (a) above shall display, reproduce, or otherwise use the Official Borough Seal for any purpose without first obtaining prior written approval from the Borough Manager, Borough Secretary, or their designee.

Section 3. Adoption of Official Borough Police Seal.

- a. The Borough of Chambersburg Police Department hereby adopts the following image as its official seal and the image shall hereinafter be recognized as the "Official Seal of the Borough of Chambersburg Police Department," and may be referred to as the "Police Department Seal," "Police Department Badge", or "Police Department Logo":



Section 4. Regulation of the Use of the Official Borough Police Seal.

- a. The Official Borough Police Seal shall only be used by authorized Borough Police Department officers, officials, personnel, agents, and assigns for official

business or for other purposes as the Chief of Police or the Mayor deems appropriate or through official action of the Town Council.

- b. No person except for those expressly authorized in subsection (a) above shall display, reproduce, or otherwise use the Official Borough Police Seal for any purpose without first obtaining prior written approval from the Chief of Police, the Mayor, or their designee.

Section 5. Adoption of Official Fire Department Seal.

- a. The Borough of Chambersburg Fire Department hereby adopts the following image as its official seal and the image shall hereinafter be recognized as the "Official Seal of the Borough of Chambersburg Fire Department," and may be referred to as the "Fire Department Seal," "Fire Department Badge", or "Fire Department Logo":



Section 6. Regulation of the Use of the Official Borough Fire Department Seal.

- a. The Official Borough Fire Department Seal shall only be used by authorized Borough Fire Department officers, officials, personnel, agents, and assigns for official business or for other purposes as the Borough Manager or the Chief of the Chambersburg Fire Department deems appropriate, or through official action of the Town Council.

- b. No person except for those expressly authorized in subsection (a) above shall display, reproduce, or otherwise use the Official Borough Fire Department Seal for any purpose without first obtaining prior written approval from the Chief of the Chambersburg Fire Department, or the designee thereof.

Section 7. Enforcement and Penalties.

- a. Civil Enforcement. Any person who violates this Ordinance shall, upon conviction thereof, be subject to a civil penalty of up to \$600 dollars per violation plus court costs and reasonable attorney fees. Each day that a violation continues shall constitute a separate offense punishable by a separate and additional penalty.
- b. Enforcement in Equity. In addition to or in lieu of the above civil penalty, the Borough may enforce this Ordinance through an action in equity brought in the Franklin County Court of Common Pleas. In addition to any relief granted by the Court, the violator shall be liable for court costs and reasonable attorney fees.

Section 8. REPEALER. Ordinance Number 2017-05 is hereby repealed.

Section 9. SAVINGS CLAUSE. Nothing in this Ordinance shall be construed to affect any suit or proceedings in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any ordinance hereby revised or otherwise affected by this Ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

Section 10. SEVERABILITY. The provisions of this Ordinance are severable and if any of its sections, clauses or sentences shall be held illegal, invalid or unconstitutional; such provision shall not affect or impair any remaining sections, clauses or sentences of the same.

Section 11. EFFECTIVE DATE: This ordinance shall take effect on the date next following the date approved by the Mayor.

ATTEST:

\_\_\_\_\_  
President of Town Council

\_\_\_\_\_  
Assistant Secretary of Town Council

APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2017

\_\_\_\_\_  
Mayor

CERTIFICATION

I, Kristine Baker, Assistant Borough Secretary, hereby certify that the foregoing ordinance was advertised in the Public Opinion on \_\_\_\_\_, 2017, a newspaper of general circulation in the Municipality and was duly enacted and approved as set forth at a Regular Public Meeting of the council held June 12, 2017.

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Kristine Baker, Assistant Borough Secretary