

**Codified
Ordinances
of the
City of Erie
Pennsylvania**

Complete to February 25, 2004

CERTIFICATION

I, James Klemm, City Clerk of Erie, Pennsylvania, hereby certify that the general and permanent ordinances of the City of Erie, Pennsylvania, as revised, rearranged, compiled, renumbered and printed herein constitute the Codified Ordinances of the City of Erie, Pennsylvania, 1966, as amended to February 25, 2004.

/s/ James Klemm
City Clerk

Codified, edited and published
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THE WALTER H. DRANE COMPANY
Cleveland, Ohio

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DIRECTORY OF OFFICIALS
 ERIE, PENNSYLVANIA
 (2004)

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PREFACE

The Codified Ordinances of Erie, Pennsylvania, 1966, represents the first looseleaf codification of ordinances in the City's history. The last prior compilation was the 1941 Digest containing both statutory law and councilmanic ordinances. Prior Digests were published in 1896 and 1907. The present codification contains all ordinances of a general and permanent nature deemed to be current ordinance law of the City, but does not contain either statutory Third Class City law, Optional Charter Law or ordinances of a special and/or temporary nature. There are extensive cross references to applicable provisions of both the Third Class City Code and the Optional Charter Law.

The town of Erie was laid out under Act of April 18, 1795 (P.L. 234). It was incorporated as a borough under Act of March 29, 1805 (P.L. 476), and as a city under Act of April 14, 1851 (P.L. 631). The Borough of South Erie was annexed under Act of February 25, 1870 (P.L. 242). In 1878, the City accepted the provisions of the Act of May 23, 1874, and became a Third Class city (Vol. A., p. 496, March 20, 1878). The City operated under the Third Class City Law first codified in 1899, revised in 1913 as the Clark Act, and again revised by the Act of June 23, 1931 (P.L. 932), and finally revised by the Act of June 28, 1951 (P.L. 662). In 1961, the voters of the City elected to adopt the "Mayor-Council Plan A" form of government as provided in the Optional Third Class City Charter Law, Act of July 15, 1957 (P.L. 901).

The editors wish to express their appreciation to the City Solicitor and his staff and to all other City officials and employees whose time and counsel were given to this project.

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EDITOR'S NOTE

The arrangement and numbering of the Codified Ordinances into component codes, titles, articles and sections are based on an adaptation of a decimal numbering system, and is in accord with the best accepted practice in instituting a codification. Each section is self-identifying as to code, article and section number. For example, 1711.04 indicates that the code number is 17, the article number is 1711 (or the 11th article within code 17), and the section number is .04. The code and article numbers appear left of the decimal, with the code number preceding the first two digits left of the decimal, and the article number being all digits left of the decimal. The section number appears right of the decimal. As another example, 101.03 indicates the code number is 1, the article number is 101 (or the 1st article within code 1), and the section number is .03.

This numbering system has the advantage of inherent flexibility in allowing for an almost endless amount of expansion. Codes, titles and articles initially are odd numbered, thus reserving the use of even numbers for future legislation. Sections within articles are consecutively numbered, except that penalty provisions are usually assigned the number .99. Newly created sections subsequent to the original codification may be indicated by three digits right of the decimal in the event the law properly belongs between two consecutively numbered sections. For example, newly created 533.061, 533.062 and 533.063 follow 533.06 and precede 533.07 to be placed in their logical position.

Section histories enable a user to trace the origin of the law contained in the section. The history indicates the derivation by reference to its passage date and the ordinance number originally assigned to it at that time. Sections without histories indicate that the section contains new matter which was ordained by the Adopting Ordinance which enacts the Codified Ordinances.

The Comparative Section Table is included to show the disposition of every ordinance included in the Codified Ordinances. It indicates whether a given ordinance was consolidated with another into one section or split into two or more sections. Cross references direct the user to subject matter reasonably related to material contained within a given article.

GENERAL INDEX

EDITOR'S NOTE: References are to individual Code sections. As additional aids for locating material, users are directed to:

- (a) The Comparative Section Table, which indicates in the Codified Ordinances, the disposition of the ordinances integrated therein.
- (b) The Table of Contents preceding each component code, and the sectional analysis preceding each article.
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42	10-23-1882	925.01 to 925.12, 925.99(a)	4331	4-2-17	317.02
82	9-21-1883	935.06 to 935.08	4547	5-3-18	301.01
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1045	2-14-1895	925.22	5018	2-11-21	711.03
1153	10-29-1895	719.03	5413	6-5-23	903.07
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2218	8-17-03	925.19, 925.99(d)	7507	11-17-31	303.01 to 303.08
2226	8-26-03	719.11	7513	12-8-31	327.03, 327.04
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2533	9-2-05	301.02	7639	3-7-33	709.02, 709.99(b)
2586	11-15-05	727.01 to 727.04	7641	4-4-33	161.01 to 161.05
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8033	9-24-40	327.01, 327.02			527.01 to 527.05,	
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8330	1-6-48	321.01 to 321.04				
8339	2-6-48	1507.01				
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8565	6-20-50	147.01 to 147.04, 147.06, 147.07				
8588	10-1-50	143.05 to 143.07				
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8650	6-12-51	905.09, 905.10				
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104-1952	12-30-52	933.01, 933.04 to 933.09, 933.13	97-1959	10-6-59	921.01 to 921.06, 921.99	
81-1953	10-27-53	933.03, 933.10, 933.11	99-1959	10-9-59	1701.02, 1701.04, 1701.05, 1703.01, 1705.01, 1707.01 to 1707.03(b)	
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57-1954	6-1-54	933.12	110-1959	11-24-59	371.01 to 371.11,	371.99
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92-1960	10-7-60	1703.01	43-1963	11-13-63	115.10
11-1961	3-14-61	165.05 to 165.10, 165.99	44-1963	11-20-63	197.01
63-1961	10-10-61	1703.01, 1707.03(c)	45-1963	11-20-63	199.01 to 199.03
75-1961	12-26-61	141.08	52-1963	12-18-63	145.01 to 145.17
80-1961	12-29-61	141.02(c)	58-1963	1-2-64	373.01 to 373.10, 373.99
2-1962	1-12-62	111.01 to 111.04, 113.01 to 113.06, 115.01 to 115.06, 115.08, 117.01 to 117.05, 119.01 to 119.03, 121.01 to 121.07	5-1964	2-5-64	521.08(b)
5-1962	2-7-62	141.01	6-1964	2-12-64	199.04
9-1962	2-21-62	143.01 to 143.04	10-1964	3-4-64	521.14, 521.15
14-1962	5-2-62	111.05, 115.07, 115.09	11-1964	3-11-64	159.03
16-1962	5-9-62	155.01	13-1964	3-11-64	527.06
21-1962	7-5-62	131.01	16-1964	4-8-64	315.01 to 315.07, 315.99
23-1962	7-25-62	503.02	18-1964	4-22-64	1701.01, 1701.03
38-1962	10-3-62	903.04	1701.06, 1703.01 1705.01		
45-1962	11-21-62	903.08	5-20-64		
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18-1963	6-26-63	147.05	31-1964	6-17-64	933.02
19-1963	9-1-63	151.01 to 151.04(a), (d), 151.05 to 151.09, 151.99	51-1964	9-30-64	533.01, 533.02(a) (c) to (h), (j), 533.03 to 533.09, 533.99
26-1963	8-14-63	1503.01 to 1503.05	59-1964	11-11-64	903.01, 903.02
27-1963	8-14-63	723.01 to 723.04, 723.99	63-1964	12-9-64	121.09
30-1963	8-14-63	163.01 to 163.08	64-1964	12-9-64	115.07
31-1963	8-21-63	1711.01, 1711.02, 1711.04	65-1964	12-9-64	119.04
32-1963	8-21-63	159.01 to 159.07	1-1965	1-13-65	171.02 to 171.04
33-1963	8-21-63	521.12(a) to (m), 521.13	4-1965	1-27-65	307.01 to 307.07
Res. of Bd. of Hlth.	9-12-63	1111.99, 1117.01 to 1117.17, 1121.01 to 1121.30	5-1965	1-27-65	309.01 to 309.05
34-1963	9-25-63	721.01 to 721.04, 721.99	6-1965	1-27-65	311.01 to 311.05
			7-1965	2-3-65	523.01 to 523.21, 523.99
			11-1965	2-17-65	121.08
			12-1965	3-3-65	319.01(a)

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16-1965	3-10-65	171.01			715.99, 719.99,
32-1965	7-7-65	165.02, 165.03			727.99, 901.99,
35-1965	7-7-65	1703.01			903.99, 935.99
39-1965	8-11-65	343.01 to 343.20	50-1966	10-5-66	511.03(a)(4), (b)
57-1965	11-10-65	525.01 to 525.04	55-1966	11-9-66	153.01, 153.02(e)
58-1965	11-17-65	533.02(b)	Adopting Ordinance		101.01 to 101.07,
70-1965	12-22-65	149.01, 149.02, 149.04 to 149.09, 149.11 to 149.15, 149.17, 149.18			1501.01, 1501.02, 1503.99, 1505.01, 1505.02
75-1965	12-29-65	511.01(a) to (c)(l), (3), (d), (e), 511.02, 511.03(b), (c), 511.04(a) to (d), 511.99			
7-1966	2-23-66	149.03, 149.10, 149.16			
8-1966	3-9-66	112.01 to 112.14			
10-1966	3-16-66	931.01 to 931.20, 931.99			
14-1966	4-20-66	1701.01, 1703.01, 1707.03(d),	1711.01		
19-1966	5-25-66	167.02			
30-1966	7-13-66	533.02(i)			
31-1966	7-13-66	341.01 to 341.05, 341.99			
33-1966	8-3-66	713.01 to 713.03, 713.99			
34-1966	8-3-66	705.01 to 705.03, 705.99			
44-1966	9-14-66	511.01(c)(2), 511.03(a)(l) to (3), 511.04(e)			
47-1966	9-28-66	301.99, 303.99, 307.99, 309.99, 311.99, 317.99, 319.99, 321.99, 323.99, 325.99, 327.99, 345.99, 347.99, 1507.99, 1711.99			

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8-1967	3-8-67	527.04(a)	30-1969	6-18-69	117.03(c), (d)
14-1967	4-26-67	529.01 to 529.08, 529.99	31-1969	6-18-69	1905.01 to 1905.05, 1905.06, 1905.08, 1905.09, 1905.99, 1915.05, 1921.01, 1923.02, 1923.03, 1925.02; Repeals 1905.04
15-1967	4-26-67	117.04(f)			1905.01 to 1905.03
22-1967	6-7-67	727.01			
26-1967	6-21-67	541.01 to 541.03, 541.99			
33-1967	7-5-67	167.02			
36-1967	7-19-67	503.02	43-1969	7-30-69	112.02
51-1967	10-4-67	729.01 to 729.10, 729.99	2-1970	1-14-70	113.09, 121.07
1-1968	1-3-68	951.04(par.2)	9-1970	2-4-70	145.03
2-1968	1-3-68	113.07	16-1970	2-25-70	147.02, 147.06, 147.11, 147.12, 147.14
3-1968	1-17-68	151.03(i), (j), 151.05(last par.) 151.071	20-1970	3-4-70	523.07, 523.12, 523.16, 523.21 (c), 523.22(a)
4-1968	1-31-68	112.01(a)			
5-1968	2-7-68	706.01, 706.99	25-1970	3-18-70	145.18(a)
7-1968	2-7-68	199.04	28-1970	4-8-70	145.04(b)(1), 145.05, to 523.
8-1968	2-7-68	197.01	43-1970	7-8-70	523.07, 523.22(b)
39-1968	7-10-68	1507.04	54-1970	8-5-70	731.01 to 731.05, 731.99
44-1968	7-24-68	1926.01 to 1926.06			
45-1968	7-31-68	937.01 to 937.05	76-1970	12-9-70	937.01 to 937.05
46-1968	7-31-68	933.02	77-1970	12-16-70	319.01(a)
57-1968	9-25-68	373.03	78-1970	12-16-70	112.01, 112.03, 112.11, 112.12(b), (c), 112.14
58-1968	10-2-68	1915.04(d)			
64-1968	11-20-68	113.08			
65-1968	11-27-68	145.06, 145.18, 145.19	1-1971	1-6-71	133.01 to 133.48
66-1968	11-27-68	121.10	6-1971	2-3-71	147.16
72-1968	12-11-68	1103.01 to 1103.03	7-1971	2-3-71	149.19
80-1968	12-18-68	149.08, 149.09, 149.14 to 149.17	8-1971	2-3-71	147.15
8-1969	2-12-69	1701.01, 1703.01 (913.3)	11-1971	2-10-71	145.20

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17-1971	3-10-71	523.07, 523.16 Schedule B (Sites R, D, Q)	23-1974	4-10-74	113.07(c)
42-1971	6-30-71	133.51 to 133.124	24-1974	9-18-74	145.05, 145.20
58-1971	9-1-71	147.17	36-1974	5-8-74	319.01 to 319.05
66-1971	10-20-71	Article 181, Editor's Note	46-1974	6-5-74	149.19
75-1971	11-24-71	512.01 to 512.14, 512.99	48-1974	6-12-74	Repeals Article 153
77-1971	12-1-71	1501.01, 1501.02, 1503.01 to 1503.99, 1505.01, 1505.02	49-1974	6-19-74	935.10
78-1971	12-15-71	933.02	61-1974	7-24-74	147.11(c), 147.12, 147.13
82-1971	12-29-71	114.01, 114.02, 115.07(c), 117.03, 117.05	66-1974	8-21-74	935.09
6-1972	2-16-72	149.10	70-1974	8-21-74	939.01 to 939.11
10-1972	2-23-72	907.01 to 907.11, 907.99	75-1974 75-1974	8-28-74	Repeals 533.02(c)
11-1972	3-1-72	1721.04	82-1974	10-23-74	527.04
46-1972	8-9-72	955.01	85-1974	11-6-74	Repeals 131.01
65-1972	9-27-72	165.11	86-1974	11-6-74	936.01 to 936.05, 936.99
76-1972	11-22-72	347.04(d)	1-1975	1-8-75	725.05, 725.99(b)
4-1973	1-17-73	149.20(a)	3-1975	1-15-75	937.01 to 937.08
17-1973	3-14-73	157.03	5-1975	1-15-75	957.01
18-1973	3-14-73	145.21	6-1975	1-15-75	141.01(c)
19-1973	3-14-73	145.08	13-1975	1-29-75	145.04(a)(3)
40-1973	6-6-73	114.02(b)(6), 1713.01, 1713.02 (b) to (h), (j) to (o), 1713.99	27-1975	3-26-75	933.02
46-1973	6-13-73	Article 189, Editor's Note	31-1975	4-16-75	141.11
54-1973	7-11-73	1907.03(e)	32-1975	4-16-75	939.08(b), (c)
62-1973	7-18-73	503.06	39-1975	6-4-75	348.01 to 348.03, 348.99
68-1973	7-18-73	1713.02(a)	44-1975	6-11-75	112.01(a)
78-1973	8-1-73	1907.01(b)	51-1975	6-25-75	321.03
98-1973	9-26-73	513.01 to 513.09	52-1975	6-25-75	325.06
100-1973	10-10-73	1713 02(i)	60-1975	7-23-75	903.07
115-1973	12-12-73	147.16	61-1975	7-23-75	935.03
9-1974	3-13-74	955.01	62-1975	7-23-75	901.01 to 901.05, 901.99
10-1974	3-13-74	Article 189, Editor' s Note	67-1975	8-13-75	Article 523, Schedule B
11-1974	3-13-74	149.20(b)	73-1975	8-27-75	105.03
14-1974	3-27-74	167.02	74-1975	8-27-75	511.03(b)
15-1974	4-3-74	167.07	83-1975	9-3-75	527.12
18-1974	3-27-74	113.09(c)	92-1975	9-17-75	1701.01 to 1711.01 to 1711.04

1701.05

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7-1976	2-11-76	375.01, 375.02, 375.04 to 375.14 375.99	88-1977	12-7-77	Part 13 Editor's Note
16-1976	3-10-76	375.03	3-1978	2-22-78	515.03(a) (3) to (24)
19-1976	3-17-76	145.05, 145.20	6-1978	3-8-78	512.99, 515.99, 521.99
21-1976	3-31-76	113.09(d)	9-1978	3-22-78	Part 13 Editor's Note
25-1976	4-7-76	147.03	21-1978	6-28-78	903.01
30-1976	4-14-76	Part 13 Editor's Note	25-1978	6-28-78	713.99(b); Repeals 713.04(j)
31-1976	4-14-76	939.12	46-1978	10-11-78	523.04
37-1976	5-12-76	147.04, 147.06	48-1978	10-25-78	319.05
53-1976	7-14-76	955.01 to 955.10 955.99	60-1978	11-15-78	381.01 to 381.03, 381.04(b) to 381.06
55-1976	7-28-76	513.10, 513.99	63-1978	11-15-78	149.05(b)
67-1976	9-1-76	105.04	64-1978	11-29-78	Art. 1721 Editor's Note
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			15-2000	4-26-00	112.01(a)
			22-2000	5-17-00	197.01
			28-2000	6-7-00	Repeals Art. 163, 169, 171, 180, 191, 196, 301, 302, 303, 305, 317, 321, 323, 325, 347, 348, 937, 1101, 1111, 1113, 1115, 1117, 1119, 1121, 1123, 1125; Section 315.06; relocates former 347.04(d) as 1507.05

<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>	<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>
49-2000	9-6-00	112.06	19-2003	4-16-03	383.01
64-2000	11-15-00	Part 13 Ed. Note	23-2003	4-16-03	1711.01
65-2000	11-22-00	933.02 to 933.11	62-2003	10-8-03	955.02
66-2000	11-22-00	951.09 to 951.11	66-2003	11-5-03	933.02, 933.03
14-2001	2-21-01	933.03(b)	70-2003	11-19-03	729.04, 729.05, 729.06, 729.13
19-2001	4-18-01	1713.02, 1713.03	2-2004	1-14-04	377.01 to 377.09, 377.99
21-2001	3-21-01	523.22	3-2004	1-14-04	329.01
48-2001	9-5-01	121.01(a)	5-2004	1-14-04	527.01, 527.04
62-2001	11-7-01	1507.05(d)	9-2004	1-28-04	105.06(a)
63-2001	11-7-01	958.02(a)(20)	17-2004	2-25-04	377.01(b)(1)
80-2001	12-19-01	933.03(b) to (d)	18-2004	2-25-04	147.01 to 147.11
42-2002	7-17-02	194.02(a)(3)	19-2004	2-25-04	149A.01, 149A.02
45-2002	8-7-02	381.04(a)			
47-2002	8-21-02	719.11 Repealed			
48-2002	8-21-02	119.03			
49-2002	11-6-02	147.14.1			
53-2002	9-4-02	933.02(f), (g), 933.03(d)			
58-2002	10-9-02	1901.03			
63-2002	11-13-02	382.01 to 382.07			
65-2002	11-27-02	Repeals 707.01, 707.02, 707.03, 707.99, 719.02, 719.03, 719.07, 723.01, 723.02, 723.03, 723.04, 723.99, 939.01, 939.02, 939.03, 939.06, 939.07, 939.08, 939.12			
72-2002	12-27-02	907.04			
73-2002	12-27-02	935.03			
74-2002	12-31-02	371.02, 371.06, 371.99			
76-2002	12-31-02	1711.05			
77-2002	12-31-02	1713.02(f)			
78-2002	12-31-02	Art. 1721 Ed. Note			
79-2002	12-31-02	1701.02			
1-2003	1-8-03	309.04			
2-2003	1-8-03	329.01 to 329.03, 329.99			
3-2003	1-8-03	901.06			
4-2003	1-8-03	912.03			
6-2003	1-8-03	951.01, 951.09			
10-2003	1-29-03	371.02			

INSTRUCTIONS FOR INSERTING
2004 REPLACEMENT PAGES
FOR THE
CODIFIED ORDINANCES OF ERIE

All new replacement pages bear the footnote "2004 Replacement". Please discard old pages and insert these new replacement pages immediately as directed in the following table.

<u>Discard Old Pages</u>	<u>Insert New Pages</u>
<u>PRELIMINARY UNIT</u>	
Cover and Certification Page	Cover and Certification Page
3, 4	3, 4
21, 22	21, 22
31, 32	31, 32
35 through 38	35 through 38
49, 50	49, 50
67, 68	67, 68
<u>PART ONE - ADMINISTRATIVE CODE</u>	
Table of Contents Page, 2	Table of Contents Page, 2
9, 10	9, 10
73, 74	73, 74
89 through 96	89 through 96-V
None	102C through 102G
<u>PART THREE - BUSINESS REGULATION AND TAXATION CODE</u>	
Table of Contents Page	Table of Contents Page
47, 48	47, 48
69, 70	69, 70
None	84C through 84F
89	89
<u>PART FIVE - TRAFFIC CODE</u>	
49 through 52	49 through 52
<u>PART SEVEN - GENERAL OFFENSES CODE</u>	
37, 38	37, 38
41	41

Discard Old Pages

Insert New Pages

PART NINE - STREETS, UTILITIES AND PUBLIC SERVICES CODE

35 through 40
75, 76

35 through 39
75, 76

PART SEVENTEEN - BUILDING CODE

23, 24

23, 24

ORDINANCE NO.

AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES OF ERIE, PENNSYLVANIA.

WHEREAS, various ordinances of a general and permanent nature have been passed which should be included in the Codified Ordinances of Erie, Pennsylvania:

NOW, THEREFORE, BE IT ENACTED BY THE CITY OF ERIE, PENNSYLVANIA:

SECTION 1. That the editing, arrangement and numbering or renumbering of the following ordinances and parts of ordinances are hereby approved as parts of the various component codes of the Codified Ordinances of Erie, Pennsylvania, so as to conform to the classification and numbering system of the Codified Ordinances, to wit:

<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>
19-2003	4-16-03	383.01
23-2003	4-16-03	1711.01
62-2003	10-8-03	955.02
66-2003	11-5-03	933.02, 933.03
70-2003	11-19-03	729.04, 729.05, 729.06, 729.13
2-2004	1-14-04	377.01 to 377.09, 377.99
3-2004	1-14-04	329.01
5-2004	1-14-04	527.01, 527.04
9-2004	1-28-04	105.06(a)
17-2004	2-25-04	377.01(b)(1)
18-2004	2-25-04	147.01 to 147.11
19-2004	2-25-04	149A.01, 149A.02

SECTION 2. A copy of such ordinances or parts of ordinances as edited, arranged and numbered or renumbered as parts of the Codified Ordinances is attached to this ordinance in the form of 2004 Replacement Pages to the Codified Ordinances.

SECTION 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

