March 31, 1961

A special meeting of the Elkton Town Council was held March 31, 1961 convening at 8:00 P.M. for the consideration and reading of a new set of ordinances.

Mayor R.K. Babington presided with the following Council members present: J.C. Black, H.A. Workman, R.H. Painter, E.F. Garber, and J.H. Early, Jr.. Mr. M. W. Fuller, Jr. was present to advise Council on adoption proceedings. Visitors were T.W. Haden, J.N. McAllister and B.E. Wolfe.

The first order of business was the second reading of the amending ordinance to CHAPTER 1, Section 2 of the General Ordinances of the Town of Elkton entitled Introduction and Adoption of Ordinances. This ordinance having been first read at the last regular council meeting, March 10, 1961, may be referred to in the minutes recording that council meeting. After this second reading, the ordinance was approved and on the motion of E.F. Garber, seconded by J.C. Black, was adopted unanimously by the members present.

The next order of business was the reading of the new set of ordinances by Attorney M.W. Fuller, Jr. after which an ADOPTING ORDINANCE as appears immediately following was read:

WHEREAS, the Town of Elkton, Virginia, has caused to be codified the various ordinances of the Town of Elkton, except such ordinances as are of a constitutional nature, which have been adopted to regulate the Town Government, establish its various departments and branches, and regulate their operation, to grant franchises, levy taxes and licenses, and ordinances and resolution of a temporary nature.

THEREFORE, BE IT RESOLVED, by the Council of the Town of Elkton, Virginia, in a special meeting assembled this 31st day of March, 1961:

1. That the ordinances embraced in the following titles, chapters and sections, are hereby adopted as a whole, and shall constitute the Ordinances of the Town of Elkton, Virginia.

2. That the provisions of said Ordinances shall be in effect on and after the 1st day of April, 1961, and all ordinances in force at that time, in conflict with the ordinances contained herein, are hereby repealed from and after said date, except as hereinafter excepted.

3. That the repeal provided for in the preceding section of this ordinance shall not affect any offense or act committed or done or any penalty or forfeiture incurred before the 1st day of April , 1961, nor shall such repeal affect any ordinance or resolution promising or guaranteeing the payment of money by the Town, or authorizing the issue of any bonds of the Town, or any evidence of the Town's indebtedness; or any contract or obligation assumed by the Town; nor shall said repeal affect the administrative and constitutional ordinances or resolutions of the Council, not in conflict or inconsistent with the provisions hereof; nor shall it affect any right or franchise heretofore conferred by any ordinance or resolution of the Council, to any person or corporation; nor shall it affect the taxes and licenses imposed and issued under ordinances heretofore existing; nor shall it affect revenues already accured under existing ordinances regulating the water, electric, and sewer utilities owned and operated by the Town; nor shall it affect any prosecution, suit, judgment or other proceedings pending on April 1 , 1961.

4. That these ordinances shall be cited and referred to as the OFFICIAL ORDINANCES OF THE TOWN OF ELKTON, VIRGINIA (1961).

5. That should any title, chapter, section, subsection, part, or clause of these ordinances be declared invalid, or unconstitutional by any court having jurisdiction therein, the same shall not affect the remaining titles, chapters, sections, subsections, parts or clauses of these Ordinances, and they shall remain in full force and effect, as if adopted and enacted without the title, chapter, section, subsection, part or clause declared invalid or unconstitutional. The Council hereby declares that it would have passed these Ordinances herein contained and each part thereof, irrespective of the fact that any one part or parts be declared invalid or unconstitutional.

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Whereupon, the "ADOPTING ORDINANCE" and the "OFFICIAL ORDINANCES OF THE TOWN OF ELKTON (1961)" were introduced upon the motion of J.H. Early, Jr., seconded by E. F. Garber, and the Council having declared an emergency to exist, both the "ADOPTING ORDINANCE" and the "OFFICIAL ORDINANCES OF THE TOWN OF ELKTON (1961)" were unanimously approved and adopted by the members present, with the "ADOPTING ORDINANCE" as hereinbefore set forth, and the "OFFICIAL ORDINANCES OF THE TOWN OF ELKTON (1961)" as contained in the bound volume thereof, the latter being hereby incorporated in these minutes by reference, to become in full force and effect April 1, 1961.

After business concerning town ordinances was concluded, it was moved by J.H. Early, Jr., seconded by R.H. Painter and passed that the Council present a resolution favoring Daylight Saving Time to the Rockingham County Board of Supervisors.

The meeting was adjourned at ~~12:35~~ 1:35 A.M., April 1, 1961.

Approved: R. K. Babington
Mayor

Recorder: J. H. Early Jr.