

**ORDINANCE NO. 7 of 2016**

**AN ORDINANCE OF THE BOROUGH OF PLYMOUTH, LUZERNE COUNTY, PENNSYLVANIA REPEALING CHAPTER 47 POLICE DEPARTMENT, ADOPTED AS ORDINANCE NO. 27-1974 AND ORDINANCE 27-1980**

WHEREAS, the Borough in 1974 adopted Chapter 47, Police Department of the Plymouth Borough Code by adopting Ordinance No. 27-1974 and further amend the same by Ordinance No. 27-1980;

WHEREAS, for numerous years the member municipalities, including Plymouth Borough failed to meet several of the requirements under the Ordinance, including having a Joint Police Advisory Board, executing a police cooperation agreement signed by all the duly appointed policeman of the municipalities involved, establishment of operational procedures and distribution of the same to all member municipalities, failing to deputize all officers who are to operate under this agreement;

WHEREAS, the above failures could give rise to liabilities not contemplated by member municipalities due to their failure to comply with the requirements of the Ordinance;

WHEREAS, the Borough has an obligation to its citizens to limit liability when it is in their control such as in the instant case;

WHEREAS, the need for such agreement has eliminated by an Act of the Pennsylvania General Assembly, enacted in 1987, known as the Statewide Municipal Police Jurisdiction Act, as amended from time to time and set forth in 42 Pa C.S.A. section 8953;


NOW THEREFORE, BE IT ORDAINED AND ENACTED by the Plymouth Borough Council, for the reasons set forth above and incorporated herein, does hereby repeal Chapter 47 Police Department of the Plymouth Borough Code as adopted and codified as well as Ordinance No. 27-1974 and Ordinance No. 27-1980 as well as any and all Ordinances or Resolutions dealing with a Cooperation Agreement involving the Plymouth Borough Police Department and Officers.

This ordinance will be effect as per section 3301.3 of the Borough Code.

ENACTED AND ORDAINED the 20<sup>th</sup> day of September, 2016 at a duly authorized regular meeting of the Plymouth Borough Council.

BOROUGH OF PLYMOUTH

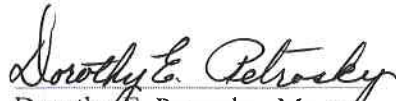
By:

  
Gary Kochinski, President of Council

ATTEST:

  
Holly Spece, Secretary

APPROVED BY THE MAYOR

  
Dorothy E. Petrosky, Mayor

Dated: 9/20/16