

ORDINANCE NO. 1969

AN ORDINANCE ENACTED BY THE CITY COUNCIL OF THE CITY OF SALISBURY, MARYLAND, TO ENACT CHAPTER 2.14 - DEPARTMENT OF NEIGHBORHOOD SERVICES AND CODE COMPLIANCE.

WHEREAS, the City Council desires to create a Department of Building, Permitting and Inspection and a Department of Neighborhood Services and Code Compliance by splitting the functions currently assigned to the Department of Building, Housing and Zoning; and

WHEREAS, the Salisbury City Council intends to amend the appropriate Sections of the City Code to reflect the reassignment of duties and authority to each department.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED BY THE COUNCIL OF THE CITY OF SALISBURY, MARYLAND, in regular session, that Section 2.14 is hereby enacted as follows:

Title 2

ADMINISTRATION AND PERSONNEL

Chapters:

- 2.04 Ethics
- 2.08 Civil Emergencies
- 2.12 Department of Building, ~~Housing and Zoning~~ Permitting and Inspections
- 2.14 Department of Neighborhood Services and Code Compliance
- 2.20 Human Resources Department
- 2.24 Personnel Rules and Regulations
- 2.28 Planning and Zoning Commission
- 2.32 Purchases and Sales
- 2.36 Disposition of Surplus or Unused Property
- 2.40 Disposition of Person Property

CHAPTER 2.14

DEPARTMENT OF NEIGHBORHOOD SERVICES AND CODE COMPLIANCE

Section 2.14.010 Establishment - Purpose.

Section 2.14.020 Director of Neighborhood Services and

Code Compliance.

Section 2.14.030 Powers and duties of director and department.

Section 2.14.040 Director responsible to mayor - Inspections - Issuance of \

warrants for violations.

Section 2.14.050 Department procedure - Hearings.

Section 2.14.060 Establishment of rules and regulations - Recommendations

to mayor.

Section 2.14.070 Assignment of additional duties.

Section 2.14.010 Establishment - Purpose

There is established a department of neighborhood services and code compliance for the purpose of enforcement of the city's housing and zoning codes to assure compliance with zoning, property maintenance and occupancy provisions.

Section 2.14.020 Director of department of neighborhood services and code compliance.

There shall be department of neighborhood services and code compliance headed by a director. The director of the department of neighborhood services and code compliance shall be appointed by the Mayor with the advice and consent of a majority of the full Council and shall serve continuously unless terminated

pursuant to Section SC2.10. The compensation for the director shall be determined by a majority of the full council. All subordinate personnel shall be appointed as provided in Section SC3-4.C of the City Charter.

Section 2.14.030 Powers and duties of director and department.

Under the authority of the Mayor and the direct supervision of the City Administrator, the director of the department of neighborhood services and code compliance is directed to enforce the city's housing and zoning codes and to carry out and perform all functions of the city as provided by such housing and zoning codes. The department of neighborhood services and code compliance shall have all the power and authority necessary to carry out its duties.

Section 2.14.040 Director responsible to mayor - Inspections - Issuance of warrants for violations.

The director of the department of neighborhood services and code compliance shall be responsible and report directly to City Administrator under the authority of the mayor. The department of neighborhood services and code compliance shall make all necessary inspections to determine whether the housing or zoning codes have been or are being violated. The director of department of neighborhood services and code compliance shall promptly and faithfully execute or secure the issuance of all writs (warrants) for any violations of the various codes mentioned above and shall attend any court having the enforcement of any such violations.

Section 2.14.050 Department procedure - Hearings.

The director of the department of neighborhood services and code compliance shall follow such procedures, including conducting formal or informal hearings for persons alleged to have violated either the housing or zoning codes, as shall best promote efficient administration, justice and good order and shall not be inconsistent with law or the Charter of the city.

Section 2.14.060 Establishment of rules and regulations - Recommendations to mayor.

The director of the department of neighborhood services and code compliance shall establish such rules and regulations as shall, from time to time, be necessary to the performance of the duties and functions of the department of neighborhood services and code compliance pursuant to this chapter. The director of the department of neighborhood services and code compliance shall recommend necessary changes which he deems desirable in the provisions of this chapter; other provisions of law; the Charter; the housing and zoning codes; and ordinances or resolutions affecting the department of neighborhood services and code compliance for submission to and approval by the mayor.

2.14.070 Assignment of additional duties.

In addition to its duties as provided in Sections 2.14.030 and 2.14.040, the department of neighborhood services and code compliance shall perform any and all other duties which may be assigned to it by the mayor, in writing or otherwise, and the department of neighborhood services and code compliance shall have all power and authority necessary to carry out such additional assigned duties.

AND BE IT FURTHER ENACTED AND ORDAINED BY THE COUNCIL OF THE CITY OF SALISBURY, MARYLAND, that the amendment set forth in this Ordinance shall take effect from and after the date of its final passage.

THE ABOVE ORDINANCE was introduced at a meeting of the Council on the 28<sup>th</sup> day of November, 2005, and having been published as required by law, in the meantime, was finally passed at its meeting on the \_\_\_\_ day of December, 2005.

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Brenda J. Colegrove  
City Clerk

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Michael P. Dunn,  
President of the City Council  
of the City of Salisbury

Approved by me this \_\_\_\_\_  
-  
day of \_\_\_\_\_ 2005.

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Barrie P. Tilghman, Mayor of the City of Salisbury