

ORDINANCE NO. 2009-04

AN ORDINANCE OF THE BOROUGH OF INDIANA, COUNTY OF INDIANA, AND COMMONWEALTH OF PENNSYLVANIA, AMENDING SECTION 4.731 OF ORDINANCE NO. 1722 AS AMENDED AND REPEALING ORDINANCE 2004-03.

BE IT ORDAINED AND ENACTED by the Borough Council of the Borough of Indiana, County of Indiana, and Commonwealth of Pennsylvania, and it is hereby enacted and ordained as follows:

1. Section 4.731 of Ordinance 1722 is amended to read as follows:

All dwelling units legally occupied prior to February 6, 1979 by more unrelated individuals than authorized by this section may continue to house that higher number of occupants as a non-conforming use. If the number of unrelated individuals, boarders, or roomers in the dwelling unit is subsequently reduced for longer than nine consecutive months, the non-conforming use shall be modified to restrict the number of legal occupants to the greater of the number of legal occupants authorized by this section or the number of unrelated individuals, boarders, or roomers that occupied the dwelling unit for the previous nine consecutive months.


2. If any sentence, clause, section, or part of this Ordinance is for any reason found to be unconstitutional, illegal, or invalid, it shall not affect or impair any remaining provisions, sentences, clauses, sections, or parts of this Ordinance. It is hereby declared as the intent of the Borough that such remainder shall be and remain in full force and effect.
3. This Amendment to Ordinance No. 1722, Section 4.731, shall be effective immediately.
4. In all other respects, Ordinance No. 1722 shall remain in full force and effect.

ORDAINED AND ENACTED this 8<sup>th</sup> day of September, 2009.

Attest:

  
Secretary

By:

  
President

Approved this 8<sup>th</sup> day of September, 2009.

  
Mayor