

“A Historic Past”



“A Bright Future”

CITY OF DELAWARE CITY
407 Clinton Street – P.O. Box 4159
Delaware City, Delaware 19706
302-834-4573

CITY OF DELAWARE CITY
DELAWARE CITY, DELAWARE

ORDINANCE NO. 09-0413-01

AN ORDINANCE TO AMEND
PORTIONS OF CHAPTER 2 ARTICLE 1
OF THE CODE OF THE CITY OF
DELAWARE CITY SO AS TO CORRECT
CERTAIN INCONSISTENCIES
BETWEEN THE CITY’S CHARTER AND
EXISTING CODE PROVISIONS
RELATING TO ELECTION
PROCEDURES.

WHEREAS, the Mayor and Council of the City of Delaware City deem it necessary to clarify and amend portions of Chapter 2, Article 1 of the Code of the City of Delaware City so as to correct for certain inconsistencies with the City Charter contained therein.

NOW, THEREFORE, the Mayor and Council of the City of Delaware City do ordain as follows:

SECTION 1. Section 2-2 of the Code of the City of Delaware City is hereby amended to change the residency and candidacy requirements for candidates at any

municipal election to insure consistency with Chapter 8 of the City Charter so said

Section 2-2 shall read in its entirety as follows:

Section 2-2 Requirements for Candidates

All persons desiring to be candidates at any municipal election for a position on Council shall deliver to the Clerk at the City Hall, addressed to the attention of the Secretary of the Council, a written statement of their candidacy by 4:30 P.M. at least thirty (30) days prior to said election.

All persons desiring to be candidates at any municipal election for Mayor shall deliver to the Clerk at the City Hall, addressed to the attention of the Secretary of the Council, a written statement of their candidacy by 4:30 P.M. at least sixty (60) days prior to said election.

Each candidate must be a resident of Delaware City for at least one year next preceding the municipal election. Each candidate must present for certification by the Clerk, proof of such residency within Delaware City, showing that length of residency complies with the requirements of the Charter of Delaware City. The Clerk will make a photostatic copy of such proof of residency showing dates of residency for record purposes.

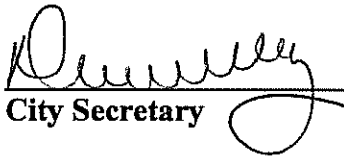
SECTION 2. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this Ordinance. The Mayor and Council hereby declare that they would have passed this Ordinance and each section, subsection, sentence, clause or phrase irrespective of the fact that any one or more thereof is declared unconstitutional or invalid.

SECTION 3. Ordinances or parts of Ordinances in conflict herewith are hereby repealed; provided that any such repeal shall not abate a right of action already accrued under any repealed Ordinance.

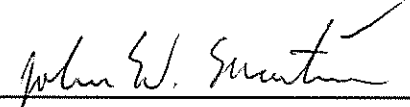
SECTION 4. This Ordinance shall become effective immediately upon passage.

ADOPTED BY THE MAYOR AND COUNCIL, this 18th day of May, 2009.

ATTEST:

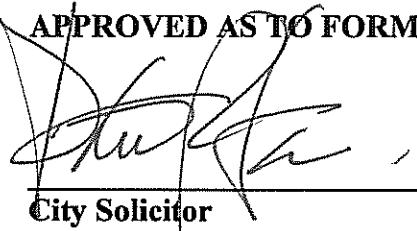


City Secretary

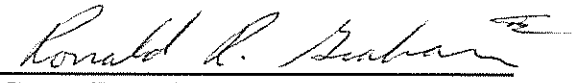


Mayor

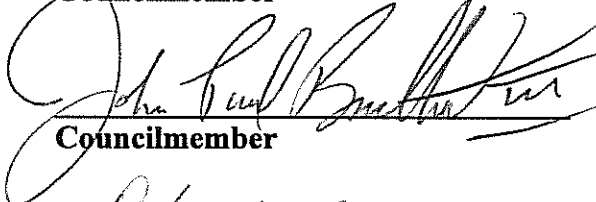
APPROVED AS TO FORM:



City Solicitor



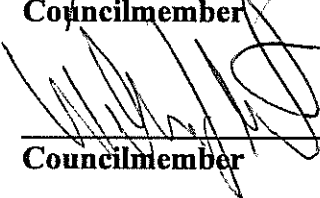
Councilmember



Councilmember



Councilmember



Councilmember

Councilmember

First Reading: 4-13-09
Second Reading and Passage: 5-18-09