

**FILE OF THE CITY CLERK**

**ADMINISTRATION ORDINANCE NO. 1 - 2010**

**ADMINISTRATION BILL NO. 1 – 2010**

**INTRODUCED – JANUARY 12, 2010**

**ADOPTED BY COUNCIL – JANUARY 26, 2010**

**AN ORDINANCE OF THE CITY OF LANCASTER AMENDING CHAPTER 155, ARTICLE 1, OF THE CODE OF THE CITY OF LANCASTER (ORDINANCE NO. 9 – 2001, AS AMENDED, KNOWN AS THE HISTORIC DISTRICT ORDINANCE), BY ADDING BOTH SIDES OF THE 100 BLOCK OF NORTH MARY STREET TO THE HISTORIC DISTRICT.**

WHEREAS, the Council of the City of Lancaster has heretofore adopted an ordinance establishing a Historic District and regulating exterior work on buildings and structures therein visible from a public right-of-way or public alley, said ordinance being known as the Historic District Ordinance, Ordinance No. 9 – 2001, as amended, and codified as Chapter 155, Article 1 of the Code of the City of Lancaster; and

WHEREAS, Ordinance No. 9 – 2001, Section 6. e. Additions to or Deletions from Historic District, provides that requests for inclusion in or exclusion of an area from the Historic District must have the concurrence of the property owners representing at least seventy percent (70%) of the properties located within the boundaries of the proposed area; and

WHEREAS, on December 7, 2009, the Historical Architectural Review Board (HARB) reviewed a petition from owners of properties on both sides of the 100 block of North Mary Street requesting inclusion of their block in the Historic District; and

WHEREAS, in consideration of the historic character of the area proposed for inclusion in the Historic District, the HARB voted to recommend to City Council the inclusion of the east and west sides of the 100 block of North Mary Street within the City of Lancaster Historic District; and

WHEREAS, City Council has received the petition signed by owners of 76 percent of the properties within the 100 block of North Mary Street and the recommendation for inclusion issued by HARB; and

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Lancaster that the Historic District Ordinance shall be amended as follows:

Section 1. The following area is hereby added to the Historic District and shall be added to Exhibit A of Ordinance No. 9 – 2001, referenced in Section 6.b., and to the Historic District Map:

A. All those certain properties and structures located on the east and west sides of the 100 block of North Mary Street, between West Orange Street and West Chestnut Street, and known and numbered as 103, 105, 111, 112, 113, 115, 116, 117, 118, 119, 120, 122, 123, 124, 125, 126, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, and 142 North Mary Street.

Section 2. All other parts, sections and subsections and provisions of the Historic District Ordinance shall remain in effect as heretofore enacted.

Section 3. In the event any provision, section, sentence, clause or part of this ordinance shall be held to be invalid, illegal or unconstitutional, such invalidity shall not affect or impair any remaining provision, section, sentence, clause or part of this Ordinance, it being the intent of the City that such remainder shall remain in full force and effect.

Section 4. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 5. This Ordinance shall become effective within the time provided by law.

Approved this 26th day of January, 2010

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J. Richard Gray, Mayor

Attest:

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Janet E. Spleen, City Clerk