

## Chapter 1.01

### CODE ADOPTION

#### Sections:

1.01.010	Code adopted.
1.01.020	Title—Citation—Reference.
1.01.030	Reference applies to amendments.
1.01.040	Codification authority.
1.01.050	Definitions and construction.
1.01.060	Title, chapter and section headings.
1.01.070	Reference to specific ordinances.
1.01.080	Effect of code on past actions and obligations.
1.01.090	Severability.

1.01.010 Code adopted. The Ross Municipal Code as compiled, edited and published by Book Publishing Company of Seattle, Washington, is hereby adopted as the official code of the town of Ross, California. (Ord. 278 §1; August 8, 1968).

1.01.020 Title--Citation--Reference. This code shall be known as the "Ross Municipal Code" and it shall be sufficient to refer to the code as the "Ross Municipal Code" in any prosecution for the violation of any provision thereof or in any proceeding at law or equity. It shall also be sufficient to designate any ordinance adding to, amending, correcting or repealing all or any part or portion thereof as an addition to, amendment to, correction of, or repeal of the "Ross Municipal Code." Further reference may be had to the titles, chapters, sections and subsections of the "Ross Municipal Code" and such reference shall apply to that numbered title, chapter, section or subsection as it appears in this code. (Ord. 278 §2; August 8, 1968).

1.01.030 Reference applies to amendments. Whenever a reference is made to this code as the "Ross Municipal Code" or to any portion thereof, or to any ordinance of the town of Ross, the reference shall apply to all amendments, corrections and additions heretofore, now, or hereafter made. (Ord. 278 §3; August 8, 1968)

1.01.040 Codification authority. This code consists of all of the regulatory and penal ordinances and certain of the administrative ordinances of the town of Ross, California, codified pursuant to Sections 50022.1 through 50022.10 of the Government Code of the state of California. (Ord. 278 §4; August 8, 1968)

1.01.050 Definitions and construction. Unless the context otherwise requires, the following words and phrases where used in the ordinances of the town of Ross shall have the meanings and construction given in this section:

- (a) "Code" means the "Ross Municipal Code";
- (b) "Town" means the town of Ross;
- (c) "Town Council" means the town council of the town of Ross;
- (d) "County" means the county of Marin;
- (e) "State" means the state of California;
- (f) "Person" includes any person, firm, association, organization, partnership,

business trust, company or corporation;

(g) "Oath" includes affirmation;

(h) "Gender." The masculine gender includes the feminine and neuter;

(i) "Number." The singular number includes the plural, and the plural number includes the singular;

(j) "Tenses." The present tense includes the past and future tenses, and future tenses include the present;

(k) "Shall and may." "Shall" is mandatory and "may" is permissive;

(l) "Office." The use of the title of any officer, employee, office or ordinance shall mean the officer, employee, office, or ordinance of the town;

(m) "Street" includes all streets, highways, avenues, lanes, alleys, courts, places, squares, curbs, or other public ways in this town which have been or may hereafter be dedicated and open to the public use, or such other public property so designated in any law of this state;

(n) "Owner" applied to a building or land, includes any part owner, joint owner, tenant, tenant in common, joint tenant, of the whole or a part of the building or land;

(o) "Tenant or occupant" applied to a building or land includes any person who occupies the whole or part of the building or land, whether alone or with others. (Ord. 278 §5; August 8, 1968)

1.01.060 Title, chapter and section headings. Title, chapter and section headings contained herein shall not be deemed to govern, limit, modify or in any manner affect the scope, meaning or intent of the provisions of any title, chapter or section hereof. (Ord. 278 S6; August 8, 1968)

1.01.070 Reference to specific ordinances. The provisions of this code shall not in any manner affect deposits or other matters of record which refer to, or are otherwise connected with ordinances which are therein specifically designated by number or otherwise and which are included within this code, but the reference shall be construed to apply to the corresponding provisions contained within this code. (Ord. 278 §7; August 8, 1968)

1.01.080 Effect of code on past actions and obligations. Neither the adoption of this code nor the repeal or amendment hereby of any ordinance or part or portion of any ordinance of the town shall in any manner affect the prosecution for violations of ordinances, which violations were committed prior to the effective date hereof, nor be construed *as a* waiver of any license, fee, or penalty at the effective date due and unpaid under the ordinances, nor be construed as affecting any of the provisions of such ordinances relating to the collection of any such license, fee, or penalty, or the penal provisions applicable to any violation thereof, nor to affect the validity of any bond or cash deposit in lieu thereof required to be posted, filed, or deposited pursuant to any ordinance, and all rights and obligations thereunder appertaining shall continue in full force and effect. (Ord. 728 §8; August 8, 1968)

1.01.090 Severability. If any section, subsection, sentence, clause, phrase, portion, or part of this code is for any reason held to be invalid or unconstitutional by any court of competent jurisdiction, the decision shall not affect the validity of the remaining portions of this code. The town council hereby declares that it would have adopted this code and each section, subsection, sentence, clause, phrase, part, or portion thereof, irrespective of the fact that any one or more sections, subsections, clauses, phrases, parts, or portions be declared invalid or unconstitutional. (Ord. 278 §9; August 8, 1968)