

THE SAME BEING AN ORDINANCE OF THE TOWN OF SAGINAW, NEWTON COUNTY, MISSOURI, CONCERNING: INTERPRETATION AND EFFECT OF ORDINANCES.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF SAGINAW, MISSOURI, AS FOLLOWS:

ARTICLE 1.

SECTION 1. Whenever any ordinance, or part of an ordinance shall be revised, repealed, or modified by a subsequent ordinance, the ordinance or part of ordinance thus revised, repealed, or modified shall continue in force until the due publication of the ordinance repealing or modifying the same where publication is required by law. No suit, prosecution, proceeding, right, fine or penalty instituted, created, given, secured or accrued under any ordinance previous to its repeal, shall in any way be affected, released, or discharged by the revision, repeal or modification of such ordinance, but may be prosecuted, enjoyed and recovered as fully as if such ordinance or provision had continued in force unless otherwise expressly provided.

SECTION 2. In all cases wherein the same offense may be punishable, or shall be created, by different ordinances, of the town, or by different clauses or section of the same ordinance, the prosecuting officer may declare upon all of said clause, sections, of ordinances but not more than one recovery shall be had against the same person for the same offense.

SECTION 3. When, in any ordinance, the doing of any act, or the omission to do any act or duty, is declared to be a breach thereof, and there shall be no fine or penalty declared for such breach, any person who shall be convicted of such breach or violation thereof, shall be adjudged guilty of a misdemeanor and shall pay a fine of not less than One Dollar (\$1.00) nor more than One Hundred Dollars (\$100.00).

SECTION 4. When an ordinance repealing a former ordinance or provision shall itself be repealed, such repeal shall not be construed to revive such former ordinance, clause or provision, unless it expressly so be provided.

SECTION 5. Whenever, by an ordinance, any power shall be vested in the mayor, or he shall be required to do any act or perform any executive function, in case of the vacancy in the office of mayor, or his being unable to perform the duties of his office by reason of temporary or continued absence or sickness, it shall be the duty of the presiding pro tem of the council to exercise function as fully as if expressly named in the ordinance, unless otherwise expressly provided.

SECTION 6. The original copies of ordinances which may have been or may hereafter be, adopted by the board of trustees of Saginaw, Missouri, bearing the signature of the President of the Board, and the official seal of the town and the attestation of the City Clerk, shall be kept on file in the office of the City Clerk, such originals to be filed in numerical order and to be kept at all times readily accessible.

SECTION 7. All copies of ordinances filed as required in the above section shall not be removed from the office of the City Clerk by any person or for any person, for any reason whatsoever. Provided, that any person having reason to refer to such original shall be allowed to refer to it but only in the office of the City Clerk.

SECTION 8. Any person needing a copy of any ordinance adopted by the council may require the City Clerk to provide him with a certified copy thereof upon the payment to the clerk of the sum of twenty-five (25¢) cents as a fee for the certification thereof, plus a fee of ten cents (10¢) for each fifty (50) or less words, and Fifteen Cents (15¢) for each One Hundred (100) words. Provided, that any person may make his own copy of such ordinance and in such case shall be required to pay only the twenty-five cents (25¢) certification fee.

SECTION 9. All sums received by the City Clerk for the copying and certification of ordinances adopted by the council shall be paid into the General Revenue Fund of the Town.

SECTION 10. Any person removing from the office of the City Clerk the original copy of any ordinance adopted by the council shall be deemed guilty of a misdemeanor, and shall be fined not less than one dollars (\$1.00) nor more than One hundred dollars (\$100.00).

SECTION 11. Rules for construction. The intent of the City Council in enacting this revising ordinance is expressed in the following rules:

- (a) Words used in the singular shall be interpreted to include the plural, where the context so indicates.
- (b) The word "person" shall include all persons, natural or legal, any combination of persons, and any receiver, trustee or other officer appointed by a court to have custody of any property.
- (c) The word "and" shall be interpreted to mean "or" where the context so indicated, and vice versa.
- (d) Words used in the masculine shall be interpreted to include the feminine.
- (e) If any section, subsection, sentence, clause, or phrase in this ordinance shall be held to be invalid, such invalidity shall not affect the validity of the remaining portions of this ordinance and each section, subsection, sentence, clause and phrase thereof.

SECTION 11. The foregoing ordinances in revision of the ordinances for the government of the Town of Saginaw consisting of \_\_\_\_\_ ordinances, and of \_\_\_\_\_ pages, and shall be designated and cited as the ORDINANCES OF 1957.

SECTION 12. All ordinances or parts of ordinances, which are in conflict with or repugnant to the provisions of this ordinance, are hereby repealed and these revised ordinances shall be in force and take effect the 12 day of September, 1957.

SECTION 13. All ordinances in conflict with this ordinance are hereby repealed.

SECTION 14. This ordinance shall be in full force after its passage and approval.

*Passer*

*Theresa M. Payne*  
City Clerk

APPROVED AFTER PASSAGE this 12 day of September, 1957.

*Stanley Masan*  
President of the Board

*Trissel J. Payne*  
City Clerk