

SUMMARY

This ordinance amends Chapter 1 of the 2019 Detroit City Code, *General Provisions*, by amending Section 1-1-11, *Severability of parts of code*, in order to ensure clarity in the 2019 Detroit City Code and avoid terms that unintentionally conflict with legislative intent.

1 **BY COUNCIL MEMBER _____ :**

2 **AN ORDINANCE** to amend Chapter 1 of the 2019 Detroit City Code, *General*
3 *Provisions*, by amending Section 1-1-11, *Severability of parts of code*, in order to ensure clarity in
4 the 2019 Detroit City Code and avoid terms that unintentionally conflict with legislative intent.

5 **IT IS HEREBY ORDAINED BY THE PEOPLE OF THE CITY OF DETROIT**
6 **THAT:**

7 **Section 1.** Chapter 1 of the 2019 Detroit City Code, Section 1-1-11 be amended to read as
8 follows:

9 **CHAPTER 1. GENERAL PROVISIONS**

10 **Sec. 1-1-11. Severability of parts of code.**

11 (a) Should any section, subsection, sentence, clause, phrase or word of this Code be
12 declared invalid or unconstitutional by a court of competent jurisdiction, such invalidity or
13 unconstitutionality shall not affect any of the remaining words, phrases, clauses, sentences,
14 subsections or sections of this Code, since the same would have been enacted by the City Council
15 without the incorporation in this Code of any such invalid or unconstitutional word, phrase, clause,
16 sentence, subsection or section.


17 (b) Should any word, phrase, clause, sentence, subsection or section incorporated by
18 reference in this Code, which is not a requirement of Federal or Michigan State law, conflict with
19 terms not incorporated by reference and specifically set forth elsewhere in this Code, the word,
20 phrase, clause, sentence, subsection or section incorporated by reference shall be declared invalid.
21 Such invalidity shall not affect any of the remaining words, phrases, clauses, sentences,
22 subsections or sections of the terms incorporated by reference.

23 **Section 2.** All ordinances or parts of ordinances in conflict with this ordinance are
24 repealed.

25 **Section 3.** This ordinance is hereby declared necessary for the preservation of the
26 public peace, health, safety, and welfare of the people of the City of Detroit.

27 **Section 4.** Where this ordinance is passed by a two-thirds majority of City Council
28 Members serving, it shall be given immediate effect and shall become effective upon publication
29 in accordance with Section 4-118(1) of the 2012 Detroit City Charter. Where this ordinance is
30 passed by less than two-thirds majority of City Council Members serving, it shall become effective
31 30 days after publication in accordance with Section 4-118(2) of the 2012 Detroit City Charter.

Approved as to form:



Conrad L. Mallett
Corporation Counsel