

**PART 1**  
**GENERAL PROVISIONS**

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CHAPTER I

USE AND CONSTRUCTION OF THE CODE

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SECTION 1-101      HOW CODE DESIGNATED AND CITED.

The provisions embraced in the following chapters and sections shall constitute and be designated the "Code of Ordinances, Town of Luther, Oklahoma," and may be so cited.

State Law Reference: Adoption and revision of codes of ordinances, 11 O.S. Sections 14-108, 14-109.

SECTION 1-102      RULES OF CONSTRUCTION.

In the construction of this code and of all ordinances, the following rules are observed unless the construction would be inconsistent with the manifest intent of the board of trustees:

1. "Board of trustees" or "board" means the board of trustees of Luther;
2. "Computation of time." Whenever a notice is required to be given or an act to be done a certain length of time before any proceeding shall be had, the day on which the notice is given or the act is done shall be counted in computing the time but the day on which the proceeding is to be had shall not be counted;
3. "County" or "this county" means the County of Oklahoma, Oklahoma;
4. "Gender." A word importing one gender only shall extend and be applied to other genders and to firms, partnerships, and corporations as well;
5. "Joint authority." All words giving "joint authority" to three (3) or more persons or officers shall be construed as giving such authority to a majority of such persons or officers;
6. "Law" includes applicable federal law, provisions of the Constitution and statutes of the State of Oklahoma, the ordinances of the town, and, when appropriate, any and all rules and regulations promulgated thereunder;
7. "Mayor" means the mayor of the town;
8. "Month" means a calendar month;

**1-103: CATCHLINES OF SECTIONS; CITATIONS:** The catchlines of sections in this Code are printed in capital letters and citations included at the end of sections are intended to indicate the contents of the section and original historical source respectively, and shall not be deemed or taken to be titles and official sources of such sections; nor as any part of the section, nor, unless expressly so provided, shall they be so deemed when any of the sections, including the catchlines, or citations, are amended or reenacted. (1984 Code)

**1-104: EFFECT OF REPEAL OF ORDINANCES:**

- A. The repeal of an ordinance shall not revive any ordinances in force before or at the time the ordinance repealed took effect.
- B. The repeal of an ordinance shall not affect any punishment or penalty incurred before the repeal took effect, nor any suit, prosecution or proceeding pending at the time of the repeal, for an offense committed under the ordinance repealed. (1984 Code)

**1-105: SEVERABILITY OF PARTS OF CODE:** It is hereby declared to be the intention of the Board of Trustees that the sections, paragraphs, sentences, clauses and phrases of this Code are severable, and if any phrase, clause, sentence, paragraph, or section of this Code or of any ordinance in this Code shall be declared unconstitutional, illegal or otherwise invalid by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Code. (Prior Code § 10-5)

**1-106: AMENDMENT TO CODE; EFFECT OF NEW ORDINANCES; AMENDATORY LANGUAGE<sup>1</sup>:**

- A. All ordinances passed subsequent to this Code which amend, repeal or in any way affect this Code may be numbered in accordance with the numbering system of this Code and printed for inclusion therein. When subsequent ordinances repeal any chapter, section or subsection or any portion thereof, the repealed portions may be excluded from this Code by omission from reprinted pages.

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1. 11 OS §§ 14-104 - 14-106.

or any other ordinance, on conviction, shall be punished by a fine of not exceeding two hundred dollars (\$200.00) for traffic related offenses relating to speeding or parking, and seven hundred fifty dollars (\$750.00) for all other offenses, or sixty (60) days imprisonment, or both such fine and imprisonment. Each day, or any portion of a day, during which any violation of this Code or of any ordinance shall continue, shall constitute a separate offense.

- B. Any person who shall aid, abet, or assist in the violation of any of the provisions of this Code or other ordinance shall be deemed guilty of a misdemeanor and upon conviction shall be punished as provided in this section. (Ord. 2017-17, 9-12-2017)

1-109: **FINES RECOVERABLE BY CIVIL ACTION:** All fines shall be recoverable by civil action before any court of competent jurisdiction in addition to any other method provided by law. (1984 Code)

1-110: **ORDINANCES IN EFFECT IN OUTLYING TERRITORY OF TOWN:** All ordinances of the Town now in effect within the Town are hereby extended to all real property belonging to, or under the control of, the Town outside the corporate limits of the Town, and shall be in full effect therein, insofar as they are applicable. All ordinances of the Town which shall go into effect in the future, shall also apply to, and be in full effect within the boundaries of all outlying real property, insofar as they may be applicable. Any words in any ordinance indicating that the effect of an ordinance provision is limited to the corporate limits of the Town shall be deemed to mean and include also the outlying real property belonging to, or under the control of, the Town, unless the context clearly indicates otherwise. (Prior Code § 10-4)

General Provisions

Sec. 1-201

Sec. 1-201

CHAPTER 2

WARD LIMITS

Section 1-201 Ward number and boundaries.

SECTION 1-201 WARD NUMBER AND BOUNDARIES.

The town shall be divided into five (5) wards. (Prior Code, Sec. 22-1)

State Law Reference: Division of town into wards, requirements for equal population, review after each federal census, 11 O.S. Section 20-101.