

CHAPTER ONE

GENERAL PROVISIONS

Revised 1976

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§1-1. How Code designated and cited.

The ordinances embraced in this and the following chapters and sections shall constitute and be designated as "Gillette City Code", which may be cited G.C.C. (Ord. No. 820, 5-3-76).

§1-2. Definitions and rules of construction.

In the construction of this Code and of all ordinances of the city, the following definitions and rules of construction shall be observed, unless they are inconsistent with the manifest intent of the city council or the context clearly requires otherwise:

- (a) "And; or" The word "and" may be read "or" and the word "or" may be read "and" when the sense requires it.
- (b) "Bond" When a bond is required, an undertaking in writing shall be sufficient.
- (c) "Chief of police" The term "chief of police" shall be construed to mean and include the term "marshal".
- (d) "City" The words "the city" mean the City of Gillette, in the County of Campbell, in the State of Wyoming.
- (e) "City council; council" The words "city council" shall mean the council of the City of Gillette, Wyoming.
- (f) "Computation of time" The time within which an act is to be done shall be computed by excluding the first and including the last day; and if the last day is Sunday, that day shall be excluded.

- (g) "County" The words "the county" mean the County of Campbell, in the State of Wyoming.
- (h) "Gender" Words imparting the masculine gender include the feminine and neuter.
- (i) "In the city" The words "in the city" mean and include any territory within the corporate limits of the City of Gillette, Wyoming, and the police jurisdiction thereof, and any other territory over which regulatory power has been conferred on the city by general or special act, except as otherwise specified.
- (j) "Joint authority" All words giving a joint authority to three or more persons or officers shall be construed as giving such authority to a majority of such persons or officers.
- (k) "Month" The word "month" means a calendar month.
- (l) "Number" Words used in the singular and words used in the plural include the singular.
- (m) "Oath" The word "oath" includes an affirmation in all cases in which, by law, an affirmation may be substituted for an oath, and in such cases the words "swear" and "sworn" are equivalent to the words "affirm" and "affirmed".
- (n) "Or, and" The word "or" may be read as "and" and the word "and" as "or", where the sense requires it.
- (o) "Person" The word "person" includes a firm, partnership, association of persons, corporation, organization or any other group acting as a unit, as well as an individual.
- (p) "Personal property" The words "personal property" include every species of property, except real property.

(q) "Preceding", "following" The words "preceding" and "following" mean next before and next after, respectively.

(r) "Property" The word "property" includes real, personal and mixed property.

(s) "real property" The words "real property" includes lands, tenements, and hereditaments. (Ord. No. 820, 5-3-76.)

(t) "Reasonable time; reasonable notice" In case a provision shall require any act to be done in a reasonable time or reasonable notice to be given to any person, such reasonable time or reasonable notice shall be deemed to mean such time only as may be necessary for the prompt execution of such duty or compliance with such notice.

(u) "Shall, may" The word "shall" is mandatory. the word "may" is permissive.

(v) "Sidewalk" The word "sidewalk" means any portion of a street between the curb line and the adjacent property line intended for the use of pedestrians.

(w) "Signature, subscription" The words "signature" or "subscription" include a mark when the person cannot write, when his name is written near such mark and is witnessed by a person who writes his own name as a witness.

(x) "State" The words "the state" mean the State of Wyoming.

(y) "Street" The word "street" means and includes public streets, avenues, boulevards, highways, roads , alleys, lanes, viaducts, bridges and the approaches thereto and all other public thoroughfares in the city.

(z) "Tenant, occupant" The words "tenant" and "occupant", applied to a building or land, mean any person who occupies the whole or a part of such building or land, whether alone or with others.

(aa) "Time" Words used in the past or present tense include the future as well as the past and present.

(bb) "Writing, written" The words "writing" and "written" include typewriting, printing on paper and any other mode of representing words and letters.

(cc) "Year" The word "year" means a calendar year, except where otherwise provided. (Ord. 820, 5-3-76.)

1-3. Provisions considered as continuation of existing ordinances.

The provisions appearing in this Code, so far as they are the same as those of the "Compiled Ordinances of the Town of the City of Gillette, Wyoming, 1948" and ordinances existing at the time of the adoption of this Code, the Gillette City Code, 1981 Recodification, shall be considered as a continuation thereof and not as new enactments. (Ord. No. 820, 5-3-76.)

1-4. Catchlines of sections.

The catchlines of the sections of this Code printed in boldface type are intended as mere catchwords to indicate the contents of the sections and shall not be deemed or taken to be titles of such sections, nor as any part of any sections, nor, unless expressly so provided, shall they be so deemed when any section, including its catchline, is amended or re-enacted. (Ord. No. 820, 5-3-76.)

1-5. Severability of parts of Code.

If for any reason any part, section, subsection, sentence, clause or phrase of this Code, or the application thereof to any person or circumstances, is declared to be unconstitutional or invalid, such decision

shall not affect the validity of the remaining portions of this Code or other applications, as the case may be. (Ord. No. 820, 5-3-76.)

1-6. Description of corporate seal.

The corporate seal of the city shall be circular impression around the outer edge of which shall be the words: "City of Gillette, Wyoming" and in the center of which shall be the word "Seal". The seal so described is hereby adopted and declared to be the corporate seal of the city. (C.O. 1948, 3.)

1-7. Disposition of printed books containing codified and revised ordinances, etc.

All printed books containing the codified, revised, or recodified ordinances or other matter ordered to be printed by the council shall be deposited with the city clerk. (C.O. 1948, 54.)

