

AN ORDINANCE GOVERNING THE DESIGN, CONSTRUCTION, ALTERATION, ENLARGEMENT, EQUIPMENT, REPAIR, DEMOLITION, REMOVAL, CONVERSION, USE, OCCUPANCY AND MAINTENANCE OF ALL BUILDINGS AND STRUCTURES; KNOWN AS THE BUILDING CODE; PROVIDING FOR THE ISSUANCE OF PERMITS, COLLECTION OF FEES, MAKING OF INSPECTIONS, PROVIDING PENALTIES FOR THE VIOLATION THEREOF; DECLARING AND ESTABLISHING FIRE LIMITS; AND REPEALING EXISTING BUILDING CODE ORDINANCE OF THE BOROUGH OF FREEPORT

BE IT ENACTED AND ORDAINED by the Mayor and the Borough Council of the Borough of Freeport, Armstrong County, Pennsylvania, and it is hereby enacted and ordained as follows:

SECTION 1. ADOPTION OF BUILDING CODE

That a certain document, three (3) copies of which are on file in the office of the Secretary of the Borough of Freeport, being marked and designated as THE BOCA BASIC BUILDING CODE, 1970 Edition, as published by the Building Officials Conference of America, Inc., be and is hereby adopted as the Building Code of the Borough of Freeport, Armstrong County, Pennsylvania, for the control of buildings and structures as herein provided; and each and all of the regulations, provisions, penalties, conditions and terms of THE BOCA BASIC BUILDING CODE, 1970 Edition, are hereby referred to, adopted and made a part hereof, as if fully set out in this Ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Section 2 of this Ordinance.

SECTION 2. ADDITIONS, INSERTIONS, DELETIONS AND CHANGES

That the following sections are hereby revised as follows:

Section 100.1 (Page 1, second line). Insert the name of the municipality as being "Freeport".

Section 100.1 (Page 1, seventh line). Insert the name of the municipality as being "Freeport".

Section 105.1 (Page 3, second line). Insert the date of the adoption of this Code as being November 10, 1971.

Section 118.2 (Page 12). Delete said section and insert the following:
Fees for permits for building, construction, alteration, converting or enlarging
any building or structure shall be as follows:

Where the estimated cost does not exceed \$500.00, the fee shall be \$5.00.

Where the estimated cost is more than \$500.00, but does not exceed \$1,000.00, the fee shall be \$10.00.

Where the estimated cost exceeds \$1,000.00, the fee shall be \$10.00, plus \$2.00 for each additional \$1,000.00 in excess of the first \$1,000.00.

Section 118.3 (Page 12, third line). Insert the rate as being fifty cents.

Section 118.4 (Page 12). Delete said section and insert the following:
Fees for permits for demolition of a building or structure shall be as follows:

Where the estimated cost does not exceed \$500.00, the fee shall be \$10.00.

Where the estimated cost is more than \$500.00, but does not exceed \$1,000.00, the fee shall be \$20.00.

Where the estimated cost exceeds \$1,000.00, the fee shall be \$20.00, for the first \$1,000.00, plus \$4.00 for each additional \$1,000.00.

Section 119.0, (119.1), 119.2 and 119.3 (Page 13) shall be deleted.

Section 122.3 (Page 15). Delete said section and insert the following:
Any person who shall violate a provision of the Basic Code or shall fail to comply with any of the requirements thereof, or who shall erect, construct, alter or repair a building or structure in violation of an approved plan or directive of the building official, or of a permit or certificate issued under the provisions of the Basic Code, shall be guilty of a summary offense and upon conviction thereof, shall be sentenced to pay a fine not exceeding \$300.00 and costs of prosecution and in default of the payment of such fine and costs, he may be sentenced to imprisonment in the Armstrong County Jail for not more than thirty (30) days.

Section 123.2 (Page 16). Delete said section and insert the following:
Any person who shall continue any work in or about the building after having

been served with a stop order, except such work as he is directed to perform to remove a violation or unsafe conditions, shall be guilty of a summary offense and upon conviction thereof, shall be sentenced to pay a fine not exceeding \$300.00 and costs of prosecution and in default of the payment of such fine and costs, he may be sentenced to imprisonment in the Armstrong County Jail for not more than thirty (30) days.

Section 126.3 (Page 18). Delete said section and insert the following: The third member of the board shall receive for his services a fee of \$50.00 per day, payable by the appellant.

Section 127.4 (Page 19). Insert the following: Appeals to the Board of Appeals shall be taken within twenty (20) days after decision rendered by the Building Official and written notice given thereof to the party or parties in interest. Such appeal shall be made in writing, alleging reasons for same and filed with the Building Official.

Section 200.0 (Page 22, third line). Insert the name of the municipality as being "Freeport".

Section 200.2 (Page 22, third line). Insert the name of the municipality as being "Freeport".

Section 300.0 (Page 47, second line). Insert the name of the municipality as being "Freeport".

Section 301.1 (Page 47, fourth line). Insert as bounded by: None.

Section 301.2 (Page 47). The whole of this section shall be deleted.

Section 1308.21 (Page 345, second line). Insert "five".

Section 1308.22 (Page 345, second line). Insert "five".

Section 1408.1 (Page 355, third line). Insert "\$1,000.00".

Section 1408.2 (Page 355, fourth line). Insert the name of the municipality as being "Freeport".

Section 1703.1 (Page 388, third line). Insert the name of the municipality as being "Freeport".

Section 1900.4 (Page 400, third line). Insert the name of the municipality as being "Freeport".

SECTION 3. Wherever any provision or requirements of the regulations of the Department of Labor and Industry of the Commonwealth of Pennsylvania is more stringent or stricter than a provision or requirement of this Ordinance, the applicable provision or requirement of the regulations of the said Department of Labor and Industry shall supersede any such provision or requirement of this Ordinance.

SECTION 4. INCONSISTENT ORDINANCES REPEALED

That all other ordinances or parts of ordinances in conflict herewith, are hereby repealed.

SECTION 5. SAVING CLAUSE

That nothing in this Ordinance or in the Building Code hereby adopted, shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause or causes of action required or existing under any Act or Ordinance hereby repealed as cited in Section 4 of this Ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

Enacted and ordained at a regular meeting of the Council of the Borough of Freeport, held the 10th day of November, 1971.

C. J. McKinnon
President

ATTEST: Elizabeth J. Cantone
Secretary

Approved this 18 day of Nov., 1971.

A. W. Brant Sr.
Mayor