

ORDINANCE NO. 268

An Ordinance of the Borough of Freeport, Armstrong County, Pennsylvania, providing for the issuance of an occupancy permit in the event of change in occupancy of any dwelling; prescribing a fee for the issuance of such permit and the conditions to be met by the permittee; providing penalties for failure to comply with said Ordinance.

THE BOROUGH OF FREEPORT, Armstrong County, Pennsylvania, hereby ordains as follows:

Section 1. There shall be no change in the occupancy of any dwelling house, dwelling unit, apartment or other living quarters in the Borough of Freeport, Armstrong County, Pennsylvania, until such time as the owner thereof, or the owner's duly authorized agent, has secured an Occupancy Permit from the Secretary of the Borough of Freeport.

Section 2. Prior to the change in occupancy of any dwelling house, dwelling unit, apartment or other living quarters in said Borough of Freeport, the owner thereof shall apply in writing to the Borough of Freeport for an Occupancy Permit on a form prescribed by the said Borough, which application on shall disclose the following information:

- (a) Address and identification of the premises to be occupied;
- (b) Name and address of the owner;
- (c) Number of rooms;
- (d) Bathroom facilities;
- (e) General condition of the premises;
- (f) Name of prior tenant or names of prior tenants;
- (g) Name of prospective occupant or names of prospective occupants.

Section 3. Upon application to the Borough of Freeport for an Occupancy Permit, the Building Inspector of said Borough may cause an inspection to be made of the premises.

If such premises are in a habitable condition and meet with all of the requirements of the Ordinances of the Borough of Freeport relative thereto, the Building Inspector of the Borough of Freeport shall issue to said owner, or owner's agent, an Occupancy Permit, upon receipt of the applicable fee. If the Building Inspector deems the premises to be uninhabitable or in violation of any of said Ordinances, he shall so notify the applicant within seven (7) days after receipt of said application.

Section 4. Any owner aggrieved by a decision of the Building Inspector may appeal such decision to the Board of Appeals of the Borough of Freeport established under the BOAC Basic Building Code, 1970, 5th Edition, and said appeal shall be governed by the provisions of that Code.

Section 5. If the owner does not receive an Occupancy Permit or, alternatively, such written notice from the Building Official specifying the reasons for refusal of such permit, within seven (7) days after receipt by the Borough of Freeport of his application for such permit, in that event the owner may proceed to change the occupancy of said premises without benefit of an Occupancy Permit and will not be in violation of this Ordinance. For the purpose of this Section, notice by the Borough Official shall be complete when the same is mailed in the United States mail, postage prepaid, addressed to the owner at the address specified by him in his application for an Occupancy Permit.

Section 6. This Ordinance shall not be applicable to a change of occupancy in any room in a rooming house duly licensed under other Ordinances of the Borough of Freeport.

Section 7. The fee for an Occupancy Permit shall be Five Dollars (\$5.00) and shall be payable to the Borough of Freeport with the submission of the application for such permit.

Section 8. Any person, firm, association or corporation violating any of the provisions of this Ordinance shall be subject to a fine of not less than Ten Dollars (\$10.00) or more than One Hundred Dollars (\$100.00) per day and in default of payment of such fine and costs of prosecution, shall be subject to imprisonment not exceeding thirty (30) days. Each ten (10) days' violation of this Ordinance shall constitute a separate offense.

Section 9. All Ordinances or parts of Ordinances inconsistent with or conflicting with this Ordinance are hereby repealed.

DONE, ORDAINED AND ENACTED at a regular meeting of the Borough Council of the Borough of Freeport held at Council Chambers on the 11th day of August, 1975.

BOROUGH OF FREEPORT

James A. DeBlasio
President of Council

Attest:

E. Humboldt Conter
Secretary of Borough

Approved this 13th day of August, 1975.

George W. Coward
Mayor of Borough of Freeport

I hereby certify that the foregoing is a true and correct copy of an Ordinance of the Borough of Freeport duly enacted by Borough Council at a regular meeting held on the 11th day of August, 1975, and approved by the Mayor of the Borough of Freeport on August 13,, 1975.

E. Humboldt Conter
Secretary of Borough

AMENDMENT OF ORDINANCE NO. 268

AN AMENDMENT TO THE ORDINANCE OF FREEPORT BOROUGH, ARMSTRONG COUNTY, PENNSYLVANIA, AMENDING SECTION 7 OF OCCUPANCY PERMIT, COLLECTION FEE.

SECTION 7. COLLECTION FEE is hereby amended to read as follows:

The fee for an Occupancy Permit shall be Fifteen (\$15.00) and shall be payable to the Borough of Freeport with the submission of the application for such permit.

ORDAINED AND ENACTED INTO LAW, THIS 29th day of November, 1990

ATTEST:

BOROUGH OF FREEPORT

Henry Ricketts
Secretary

BY: *James E. Swartz Jr.*
James E. Swartz, Jr.
President of Council

Borough of Freeport

414 Market Street • Freeport, PA 16229 • (724) 295-2251 FAX (724) 295-2230

AMENDMENT OF ORDINANCE NO. 268

AN AMENDMENT TO THE ORDINANCE OF FREEPORT BOROUGH,
ARMSTRONG COUNTY, PENNSYLVANIA, AMENDING
SECTION 7 OF OCCUPANCY PERMIT, COLLECTION FEE.

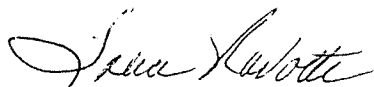
SECTION 7. COLLECTION FEE is hereby amended to read as follows:

The fee for an Occupancy Permit shall be Twenty Five (\$25.00) Dollars
and shall be payable to the Borough of Freeport with the submission of the application
for such permit.

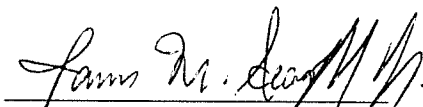
ORDAINED AND ENACTED INTO LAW, THIS 8th day of December, 2003

BOROUGH OF FREEPORT

ATTEST:



Grace Ravotti
Borough Secretary

BY: 
James M. Seagriff, Jr.
Council President

Borough of Freeport

414 Market Street, Freeport, PA 16229 (724) 295-2251 Fax (724) 295-2230

AMENDMENT OF ORDINANCE NO. 268


AN AMENDMENT TO THE ORDINANCE OF FREEPORT BOROUGH,
ARMSTRONG COUNTY, PENNSYLVANIA, AMENDING SECTION 7
OF OCCUPANCY PERMIT, COLLECTION FEE.

SECTION 7. FEE TO BE COLLECTED FOR AN OCCUPANCY PERMIT is hereby
amended to read as follows:

The fee for an Occupancy Permit shall be Thirty Five Dollars (\$35.00) and
shall be payable to the Borough of Freeport with the submission of the application
for such permit. This will become effective January 1, 2010.


ORDAINED AND ENACTED INTO LAW

THIS 4th day of January 2010.

BY 

James M. Seagriff, Jr.
Council President

ATTEST:


Borough Secretary