

BOROUGH OF FREEPORT
ARMSTRONG COUNTY, PENNSYLVANIA
ORDINANCE NO. 399

**AN ORDINANCE OF THE BOROUGH OF FREEPORT, COUNTY OF ARMSTRONG,
COMMONWEALTH OF PENNSYLVANIA, ESTABLISHING THE INTERNATIONAL PROPERTY
MAINTENANCE CODE AS THE PROPERTY MAINTENANCE CODE IN THE BOROUGH OF FREEPORT.**

It is **THEREFORE ORDAINED** and **ENACTED** by the Borough of Freeport as follows:

Section 1. 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 International Property Maintenance Code, 2018 edition, or the most recent edition hereafter, as published by the International Code Council, be and is hereby adopted as the Property Maintenance Code of the Borough of Freeport, in the State of Pennsylvania regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use, and the demolition of such existing structures as herein provided; providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, penalties, conditions and terms of said Property Maintenance Code on file in the office of the Secretary of the Borough of Freeport are hereby referred to, adopted, and made a part thereof, as if fully set out in this legislation, with the additions, insertions, deletions and changes, if any, prescribed in Section 2 of this ordinances.

Section 2. That the following sections are hereby revised:

Section 101.1. *Insert:* [Borough of Freeport]

Section 103.2. *Delete Section. Insert:* [**103.2 Appointment.** The Administration and enforcement of the Code within the Borough shall be undertaken in any of the following ways as determined by the Borough Council (appointing authority) from time to time by resolution:

- A. By the designation of an employee of the Borough to serve as the *Municipal Code Official* to act on behalf of the Borough.
- B. By the retention of one or more construction Code Officials or third-party agencies to act on behalf of the Borough.
- C. By agreement with one or more other municipalities for the joint administration and enforcement of the Code through and intermunicipal agreement.

D. By entering into a contract with another municipality for the joint administration and enforcement of the Code on behalf of the Borough.]

Section 103.5. *Insert:* [The fees for activities and services performed by the department in carrying out its responsibilities under this code shall be in such amounts as established, from time to time, by resolution of Borough Council.]

Section 112.4. *Insert:* [\$250] [\$1,000]

Section 302.4. *Insert:* [8"]

Section 304.14. *Insert:* [May 1st] [October 1st]

Section 602.3. *Insert:* [October 15th] [April 15th]

Section 602.4. *Insert:* [October 15th] [April 15th]

Section 3. That all other ordinances or parts of laws in conflict herewith are hereby repealed.

Section 4. That if any section, subsection, sentence, clause or phrase of this legislation is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Council hereby declares that it would have passed this law, and each section, subsection, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

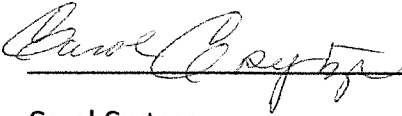
Section 5. That nothing in this legislation or in the Property Maintenance Code hereby adopted shall be construed to affect or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 4 of this law; nor shall any just or legal right or remedy of any character be lost, impaired, or affected by this legislation.

Section 6. That the Secretary of the Borough of Freeport is hereby ordered and directed to cause this legislation to be published.

Section 7. That this law and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect 30 days from and after the date of its final passage and adoption.

ORDAINED AND ENACTED THIS 1st DAY OF February, 2021.

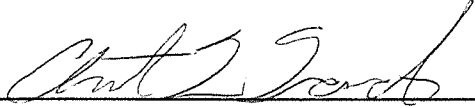
ATTEST:



Carol Crytzer

Secretary, Borough of Freeport


BOROUGH OF FREEPORT:



Clint Warnick

President, Borough Council

APPROVED AS TO FORM:



James E. Swartz Jr.

Mayor, Borough of Freeport