

ORDINANCE NO. 2003- 2

**AN ORDINANCE AMENDING THE BUILDING, CONSTRUCTION,
ELECTRICAL, HOUSING-PROPERTY MAINTENANCE AND PLUMBING
STANDARDS SECTIONS OF THE BOROUGH CODE TO INCORPORATE
UPDATED NATIONAL STANDARDS**

WHEREAS, The Borough of Northumberland has previously enacted and has in force certain standards pertaining to construction, electrical, housing-property maintenance and plumbing work performed in the Borough as set forth in Chapters 23, 25, 30 and 41 respectively of the Borough Code dated _____, _____, _____; and

WHEREAS, the relevant codes which establish and govern the standards for construction, electrical, housing-property maintenance and plumbing work are constantly evolving and changing; and

WHEREAS, the Borough desires to implement the relevant national codes, amendments and revisions which from time to time are promulgated in order to most effectively protect its residents; and

WHEREAS, the Borough desires to avoid the cost of incessantly amending or revising its Code in order to remain current with the relevant revisions, amendments and rewritten national codes as they pertain to construction, electrical, housing-property maintenance and plumbing work.

NOW THEREFORE, BE IT ENACTED AND ORDAINED by the Borough Council of the Borough of Northumberland, and it is hereby enacted and ordained by the authority of the same as follows:

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Section I.

23.1 [Building-Construction Code] Adoption of Standards by reference.

Revised to read as follows:

“That a certain document, on file in the office of the Secretary of the Borough of Northumberland being marked as the latest edition of the current nationally applicable Building Code (presently the International Building Code) is hereby adopted as the “Northumberland Borough Building Code” for the Borough of Northumberland of the Commonwealth of Pennsylvania, for the control of buildings and structures as herein provided; and each and all regulations, provisions, penalties, conditions and terms of said nationally applicable building code are hereby referred to, adopted and made a part thereof as if fully set out in this Ordinance.”

Section II.

23.2 Amendments, additions and deletions. (Revised as follows):

“That Ordinance of the Borough of Northumberland adopting The BOCA National Building Code and all other ordinances or parts of ordinances in conflict therewith are hereby repealed.”

Section III.

23.4 Saving Clause.

“That nothing in this Ordinance in the applicable national building code in effect, currently The International Building Code, latest edition, hereby adopted shall be construed to affect any suit or proceeding impending in any Court, or any rights acquired, or liabilities incurred, or any cause or causes of action acquire or existing, under any act or Ordinance hereby repealed as cited in this Ordinance; nor shall any just or legal right or remedy of any character by lost, impaired or affected by this Ordinance.

Section IV.

25.1 [Electrical Standards] Adoption of Standards by Reference. (Revised as follows):

“The International Code Council (ICC) Electrical Code, latest edition, as published by Building Officials Code Administrators International and any subsequent amendments, revisions or recodifications thereof or thereto are hereby adopted as the Electrical Code

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of the Borough of Northumberland, Pennsylvania, and each and all of the provisions of said code and any subsequent amendments, revisions or recodifications thereof, except such provisions as are by this chapter deleted, modified or amended, are hereby referred to, adopted and made a party hereof as if fully set out by this chapter.”

25.1 (a) To read as follows:

Sections 602.3 and 602.4 of the Electrical Code shall include the dates “September 1st to May 15th” in the first sentence of each of said paragraphs.

Section V.

30.1 [Housing-Property Maintenance Code] Adoption of The International Property Maintenance Code.

“The International Property Maintenance Code, latest edition, as published by the Building Officials Code Administrators International, and any subsequent amendments, revisions or recodifications thereof or thereto, are hereby adopted as the Property Maintenance Code of the Borough of Northumberland, Pennsylvania, and each and all of the provisions of said code and any subsequent amendments, revisions or recodifications thereof, except such provisions as are by this chapter deleted, modified or amended, are hereby referred to, adopted and made a party hereof as if fully set out by this chapter.”

30.2 Additions, insertions and changes will be revised to read as follows.

The sections of “The International Property Maintenance Code” latest edition, set forth below are revised as follows:

Section 101.1. The words “. . .Property Maintenance Code of [NAME OF JURISDICTION] . . .” are deleted and the following is substituted therefore:

“Northumberland Borough Property Maintenance Code”

Section 106.4. This section is deleted and the following is substituted therefore:

“Section 106.4 Violation Penalties. [As passed 12/18/2001 as part of Ordinance 2001-13, all penalties for this and subsequent parts of Borough Code are determined by council resolution]”

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Each day that a violation continues after due notice has been served shall be deemed a separate offense.

Section 111.2. This section is deleted and the following is substituted therefore:

111.2. Membership of the board. The board appeals shall consist of three (3) members, Appointed by Borough Council as follows: one (1) for three (3) years, one (1) for two (2) years, one (1) for one (1) year. Thereafter, each new member shall serve for three (3) years or until a successor has been appointed.

Section 303.14. The words "During the period from [DATE] to [DATE]. . ." are deleted and the following is substituted therefore.

"During the period from June 1 to October 15. . ."

Section 602.3. The words ". . .during the period from [DATE] to [DATE]. . ." are deleted and the following is substituted therefore.

". . .During the period from September 1 to May 15. . ."

30.3 Inconsistent ordinances repealed.

Those ordinances of the Borough of Northumberland adopting an earlier edition of The International Property Maintenance Code and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

30.4 Savings clause.

Nothing in this Ordinance or in The International Property Maintenance Code, latest edition, hereby adopted shall be construed to affect any suit 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 this Ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

Section VI.

41.1 Adoption of standards by reference.

The International Plumbing Code, latest edition, is hereby adopted as the Plumbing Code of the Borough of Northumberland, Pennsylvania, for the control of the installation, repair and alteration of plumbing as herein provided; and each

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and all of the regulations, provisions, penalties, conditions and terms of said code, save and except such portions as are hereinafter deleted, modified or amended, are hereby referred to, adopted and made a part hereof, as is fully set out in this chapter.

ENACTED AND ORDAINED into an Ordinance this _____ day of _____,
2003.

ATTEST:

BOROUGH OF NORTHUMBERLAND

Secretary

BY: _____
President of Council

Approved this _____ day of _____, 2003.

Mayor