

ORDINANCE No. 2004-51

WHEREAS, the purpose of this ordinance is to promote the general health, safety, and welfare of the citizens of this Municipality and to conform to the requirements of the Pennsylvania Construction Code Act and regulations to the Act promulgated by the Pennsylvania Department of Labor and Industry (hereinafter collectively referred to as the Code); and

WHEREAS, the Pennsylvania Construction Code Act requires the enactment of an appropriate ordinance by municipalities electing to administer and enforce the building code provisions of the Code.

NOW, THEREFORE, it is hereby enacted and ordained as follows:

1. This Municipality hereby elects to administer and enforce the provisions of the Pennsylvania Construction Code Act, Act 45 of 1999, and its regulations as amended from time to time.

2. The Uniform Construction Code, contained in the 34 PA Code, Chapters 401-405, as amended from time to time, is hereby adopted and incorporated herein by reference as the municipal building code of this municipality.

3. Administration and enforcement of the Code within this Municipality shall be undertaken in the following way as determined by the governing body of this Municipality from time to time by resolution:

By the retention of a third-party inspection agency to act on behalf of the Municipality; to be named year by year by resolution.

4. A Board of Appeals shall be established by resolution of the governing body of this Municipality in conformity with the requirements of the relevant provisions of the Code, as amended from time to time, and for the purposes set forth therein.

5.a. All building code ordinances or portions of ordinances which were adopted by this Municipality on or before July 1, 1999, and which equal or exceed the requirements of the Code shall continue in full force and effect until such time as these provisions fail to equal or exceed the minimum requirements of the Code, as amended from time to time.

5.b. All building code ordinances or portions of ordinances which are in effect as of the effective date of this ordinance and whose requirements are less than the minimum requirements of the Code are hereby amended to conform with comparable provisions of the Code.

5.c. All relevant ordinances, regulations, and policies of this Municipality not governed by the Code shall remain in full force and effect.

6. Fees assessable by the Municipality of the administration and enforcement undertaken pursuant to this ordinance and the Code shall be established by the governing body by resolution from time to time.

7. This ordinance shall be effective July 1, 2004.

8. If any section, subsection, sentence or clause of this ordinance is held for any reason to be invalid, such decision or decisions shall not affect the validity of the remaining portions of this ordinance.

**DULY ENACTED AND ORDAINED This 15th DAY OF JUNE,
2004, BY TOWNSHIP OF MARION IN PUBLIC SESSION DULY ASSEMBLED.**

MARION TOWNSHIP

Pennsylvania Uniform Construction Code: Municipal Election Form

Section 1:

Name of Municipality:

Check type: Borough City Township

Located in County of:

Elects not to enforce the provisions of Act 45 of 1999.

Name of Chief Elected Official:
Signature of Chief Elected Official:
Date Official Action Taken:

Section 2:

Name of Municipality:

Check type: Borough City Township

Located in County of:

Elects to enforce the provisions of Act 45 of 1999.

Number of UCC adoption ordinance: 2004-51
Effective date of ordinance: July 1, 2004

Has this municipality preserved code amendments which were adopted prior to July 1, 1999 and which equal or exceed the standards found in the Uniform Construction Code?
 Yes
 No

Please note that the term "Building Code Official" (below) refers to the person who will be the chief administrator, manager, or director of your code program. If the person directing your building code program is a registered ("grandfathered") code official, it is not required that this person be certified as a "Building Code Official" at the outset of the UCC program. Please list after this title the name of the person who will direct your code program.

Building Code Official Name:

Newstone Inspection Agency

Address:

1743 Circleville Rd

City

State College

State

PA

Zip Code: 16803

E-mail Address (if any)

Telephone

(814) 238-1709

Name of Chief Elected Official:
Signature of Chief Elected Official:

John R. Dillon
[Handwritten Signature]