

**BOROUGH OF ORWIGSBURG  
SCHUYLKILL COUNTY, PENNSYLVANIA**

**ORDINANCE NO. 381**

AN ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF ORWIGSBURG, SCHUYLKILL COUNTY, PENNSYLVANIA, ADOPTING THE 2006 EDITION OF INTERNATIONAL PROPERTY MAINTENANCE CODE, 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 INSURE 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 IN THE BOROUGH OF ORWIGSBURG; PROVIDING FOR THE ISSUANCE OF PERMITS, IMPOSITION OF PENALTIES AND COLLECTION OF FEES THEREFOR; REPEALING ALL OTHER ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

***BE IT ENACTED AND ORDAINED*** by the ***BOROUGH COUNCIL*** of the ***BOROUGH OF ORWIGSBURG***, Schuylkill County, Pennsylvania, and it is hereby ***ENACTED AND ORDAINED*** by the authority of the same as follows:

**SECTION I:**

That a certain document, three (3) copies of which are on file in the office of the Borough of Orwigsburg, Schuylkill County, Pennsylvania, be marked and designated as "The International Property Maintenance Code, 2006 Edition, as published by The International Code Council, be and hereby is adopted as the Property Maintenance Code of the Borough of Orwigsburg, Pennsylvania, for regulating and governing the conditions and maintenance of all property, buildings and structures; by providing standards for supplied utilities and facilities and other physical things and conditions essential to insure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use; the demolition of such existing structures has herein provided; providing for the issuance of permits and collection of fees therefor; and each and all regulations, provisions, penalties, conditions and terms of the Property Maintenance Code on file with the office of the Borough of Orwigsburg are hereby referred to, adopted and made a part hereof, as if fully set out in this Ordinance, with the additions, deletions and changes, if any, prescribed by Section 2 of this Ordinance.

**SECTION 2:**

Section 101.1. Insert: Borough of Orwigsburg.

Section 103.5: Insert: The fee for activities and services shall be set forth in a resolution adopting and approving a Schedule of Fees for the Borough of Orwigsburg.

Section 302.4: Insert Six (6") inches.

Section 304.14. Insert June 1 to September 30.

Section 602.3. Insert September 30 to June 1.

Section 602.4. Insert September 30 to June 1.

### **SECTION 3:**

Any person violating the provisions of this Order shall receive a Notice of Violation or, if appropriate, a Notice of Condemnation, including a correction order allowing a reasonable time to make the repairs or improvements required to bring the dwelling unit into compliance with the provisions of the Code. Any person who fails to comply with the provisions of this Order, Ordinance and Correction Notice, shall, upon conviction, pay a fine of not more than \$500.00 together with cost of prosecution and in default of the same, undergo imprisonment for not more than thirty (30) days. Each day that a violation continues after due notice has been served shall be deemed a separate offense.

### **SECTION 4:**

That nothing in this ordinance or in the *Property Maintenance 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 acquired or existing, under any act or ordinance hereby repealed nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

### **SECTION 5:**

All other Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

### **SECTION 6:**

If any sentence, clause, section or part of this ordinance is, for any reason, found to be unconstitutional, illegal, or invalid, such unconstitutionality, illegality, or invalidity, shall not affect or impair the remaining provisions, sentences, clauses, sections or parts of this ordinance. It is hereby declared the intent of the Borough Council of the Borough of Orwigsburg that this Ordinance would have been adopted had the unconstitutional, illegal or invalid sentence, cause, section or part hereof had not been included therein.

**SECTION 7:**

This Ordinance shall become effective immediately upon adoption by the Borough Council of the Borough of Orwigsburg.

**DULY ENACTED AND ORDAINED** this 13 day of (September), 2006 by the Borough Council of the Borough of Orwigsburg, Schuylkill County, Pennsylvania, in lawful session duly assembled.

BOROUGH OF ORWIGSBURG  
SCHUYLKILL COUNTY, PENNSYLVANIA

By: *Charles J. Sterner*  
CHARLES J. STERNER  
COUNCIL PRESIDENT

ATTEST:

*Sherry M. Edwards*  
SHERRY M. EDWARDS  
BOROUGH SECRETARY

EXAMINED and APPROVED this 13 day of (September), 2006.

*Austin Scandiber*  
AUSTIN SCANDIBER  
MAYOR OF ORWIGSBURG