

Chapter 105

CONSTRUCTION CODE, UNIFORM

§ 105-1. Election to administer and enforce.

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[HISTORY: Adopted by the Borough Council of the Borough of Edgewood 6-21-2004 by Ord. No. 993. Amendments noted where applicable.]

GENERAL REFERENCES

Property maintenance — See Ch. 157.

Zoning — See Ch. 200.

Subdivision and land development — See Ch. 180.

§ 105-1. Election to administer and enforce.

The Borough of Edgewood hereby elects to administer and enforce the provisions of the Pennsylvania Construction Code Act, Act 45 of 1999, 35 P.S. §§ 7210.101 through 7210.1103, as amended from time to time, and its regulations.

§ 105-2. Adoption and incorporation of standards.

The Uniform Construction Code, contained in 34 Pa. Code, Chapters 401 through 405, as amended from time to time, is hereby adopted and incorporated herein by reference as the municipal building code of the Borough of Edgewood.

§ 105-3. Administration and enforcement methods.

Administration and enforcement of the code within the Borough of Edgewood shall be undertaken in any of the following ways as determined by the governing body of the Borough of Edgewood from time to time by resolution:

- A. By the designation of an employee of the Borough of Edgewood 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 of Edgewood.
- C. By agreement with one or more other municipalities for the joint administration and enforcement of this Act through an intermunicipal agreement.
- D. By entering into a contract with another municipality for the administration and enforcement of this Act on behalf of the Borough of Edgewood.

- E. By entering into an agreement with the Pennsylvania Department of Labor and Industry for plan review, inspections and enforcement of structures other than one-family or two-family dwelling units and utility and miscellaneous use structures.

§ 105-4. Board of Appeals.

A Board of Appeals shall be established by resolution of the governing body of the Borough of Edgewood 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. If at any time enforcement and administration is undertaken jointly with one or more other municipalities, said Board of Appeals shall be established by joint action of the participating municipalities.

§ 105-5. Effect on other regulations.

- A. All building code ordinances or portions of ordinances which were adopted by the Borough of Edgewood 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 such provisions fail to equal or exceed the minimum requirements of the code, as amended from time to time.
- B. All building code ordinances or portions of ordinances which are in effect as of the effective date of this chapter and whose requirements are less than the minimum requirements of the code are hereby amended to conform with the comparable provisions of the code.
- C. All relevant ordinances, regulations and policies of the Borough of Edgewood not governed by the code shall remain in full force and effect.

§ 105-6. Violations and penalties.

In addition to the violations and penalties set forth in the code above, any person or entity violating the provisions of this chapter shall, upon summary conviction thereof before any magistrate, pay a fine in an amount not exceeding \$1,000, together with costs of prosecution, and, in default of the payment of the fine and costs, shall be subject to imprisonment in the Allegheny County Jail for a period not exceeding 30 days. Each day that a violation of this chapter continues to exist shall be considered a separate offense and may be punishable as such.