

**CHAPTER 5**  
**BUILDINGS<sup>1</sup>**

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<sup>1</sup> Editor's Note: See also Chapter 7, BOCA Fire Prevention Code and Chapter 11, BOCA Property Maintenance Code.



**Part 1**

**Uniform Construction Code**

**§101. Electing to Administer and Enforce.**

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

(Ordinance 692, July 6, 2004, § 1)

**§102. Adoption of the Uniform Construction Code.**

The Uniform Construction Code, contained in 34 PaCode, 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.

(Ordinance 692, July 6, 2004, § 2)

**§103. Administration and Enforcement.**

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

- A. By the designation of an employee of the Municipality to serve as the municipal code official to act on behalf of the Municipality.
- B. By the retention of one or more construction code officials or third-party agencies to act on behalf of the Municipality.
- 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 this Municipality.
- 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.

(Ordinance 692, July 6, 2004, § 3)

## BUILDINGS

### **§104. Board of Appeals.**

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. 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.

(Ordinance 692, July 6, 2004, § 4)

### **§105. Prior Enactments.**

1. 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 such provisions fail to equal or exceed the minimum requirements of the Code, as amended from time to time.<sup>2</sup>
2. All building code ordinances or portions of ordinances which are in effect as of the effective date of this Part and whose requirements are less than the minimum requirements of the Code are hereby amended to conform with the comparable provisions of the Code.
3. All relevant ordinances, regulations and policies of this Municipality not governed by the Code shall remain in full force and effect.

(Ordinance 692, July 6, 2004, § 5)

### **§106. Fees.**

Fees assessable by the Municipality for the administration and enforcement undertaken pursuant to this Part and the Code shall be established by the governing body by resolution from time to time.<sup>3</sup>

(Ordinance 692, July 6, 2004, § 6)

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<sup>2</sup> Editor's Note: This ordinance and the Uniform Construction Code superseded former Part 1, BOCA Basic Building Code (Ord. 582); Part 2, National Electrical Code (Ord. 369); Part, BOCA Basic Mechanical Code (Ord. 584); Part 4, BOCA Basic Codes 1983 Accumulative Supplement (Ord. 372), as amended.

<sup>3</sup> Editor's Note: The current fee resolution is on file in the Borough offices.

**Part 2**  
**[Reserved]**



**Part 3**  
**[Reserved]**



**Part 4**

**[Reserved]**



**Part 5**  
**House Numbers**

**§501. General.**

This Part is to govern the placing of house numbers in a conspicuous place upon the various properties within the Borough of Fountain Hill. The number of any given property is available to the occupant or property owner of any house or property upon any street in the Borough of Fountain Hill upon request made to the Borough Secretary. (Ordinance 423, March 7, 1988)

**§502. Posting of Numbers.**

All house numbers must be posted in a conspicuous place upon such property in a permanent and durable manner, viewable from the street at any time of year. (Ordinance 423, March 7, 1988)

**§503. Enforcement.**

The Chief of Police or his assigns is hereby charged with the enforcement of the provision of this Part. (Ordinance 423, March 7, 1988)

**§504. Fines and Penalties.**

Any person violating any provision of this Part or any regulation or requirement promulgated pursuant hereto and authorized hereby, shall, in addition to other penalties provided by law, upon summary conviction before a District Magistrate, be sentenced to pay a fine not exceeding \$300 and costs of prosecution for each offense. (Ordinance 423, March 7, 1988)

