

**PERKASIE BOROUGH
ORDINANCE NO. 1054**

AN ORDINANCE OF THE BOROUGH OF PERKASIE, BUCKS COUNTY, PENNSYLVANIA, AMENDING CHAPTER 135, PROPERTY MAINTENANCE, OF THE CODE OF ORDINANCES OF THE BOROUGH OF PERKASIE WHICH SAID AMENDMENT INCORPORATES THE 2018 INTERNATIONAL PROPERTY MAINTENANCE CODE AS THE PROPERTY MAINTENANCE CODE OF THE BOROUGH SUBJECT TO THE PROVISIONS OF THIS ORDINANCE.

WHEREAS, the Pennsylvania Borough Code at 8 Pa.C.S.A. § 101 *et seq.*, authorizes the Borough Council of the Borough of Perkasio (“Borough Council”) to make and adopt ordinances that are consistent with the Constitution and laws of the Commonwealth when necessary for the proper management, care and control of the Borough and the maintenance of peace, good government, health and welfare of the Borough and its citizens; and

WHEREAS, the Borough of Perkasio, in furtherance of the authority noted previously in this ordinance, has determined to amend the provisions of its Code of Ordinances so as to adopt the International Property Maintenance Code, with adjustments, as the Property Maintenance Code for the Borough of Perkasio; and

WHEREAS, after public hearing, the Borough Council deems it to be in the best interest and general welfare of the citizens and residents of the Borough to adopt the International Property Maintenance Code, with adjustments, as the Property Maintenance Code for the Borough of Perkasio; and

WHEREAS, Borough Council, after due consideration of the proposed ordinance at a duly advertised public meeting, has determined that the health, safety, and general welfare of the

residents of Perkasio Borough will be served by this amendment to the Perkasio Code of Ordinances.

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

SECTION 1. The provisions of §135-1 of the Perkasio Borough Code of Ordinances related to property maintenance are herein rescinded and in lieu thereof §135-1 shall read as follows:

§135-1. Adoption of standards by reference.

The “ICC International Property Maintenance Code, First Edition, 2018”, as published by the International Code Council, Inc., be and is hereby adopted as the Existing Structures Code of the Borough of Perkasio in the Commonwealth of Pennsylvania; for the control of buildings and structures as herein provided; and each and all of the regulations, penalties, conditions and terms of said “ICC International Property Maintenance Code, First Edition, 2018” are hereby adopted and made a part hereof, as if fully set out in this chapter with the additional, insertions, deletions and changes, if any, as set forth in Section 2 of this ordinance.

SECTION 2. The provisions of §135-3 of the Code of Ordinances of the Borough of Perkasio, Property Maintenance Code, are herein rescinded and in lieu thereof the following is adopted:

§135-3. Modification of standards.

- A. Section PM 101.1(page1-1, fourth line): Insert “the Borough of Perkasio”.
- B. Section PM 103.5 (page1-4, fourth line): Insert Appropriate Fee Schedule as determined, from time to time by Resolution of the Borough Council of the Borough of Perkasio.
- C. Section PM 111.5 “Postponed hearing” shall be amended to read as follows:

Section PM 111.5 Postponed hearing: when a quorum of Borough Council is not present to hear an appeal, either the appellant or the appellant's representative shall have the right to request a postponement of the hearing.

D. Section PM 112.4(page1-16, fifth line): Insert "one hundred dollars (\$100.00)" and "one thousand dollars (\$1,000.00)".

E. Section PM 302.4 (page3-2 second line): Insert "twelve (12) inches".

F. Section PM 304.14 (page 3-8 first line): Insert "May 1st and October 1st".

G. Section PM 602.3 (page 6-2 fifth line): Insert "September 1st and May 1st".

H. Section PM 602.4 (page6-3 third line): Insert "September 1st and May 1st".

SECTION 3. The provisions of §135-4 of the Code of Ordinances of the Borough of Perkaspie, Property Maintenance Code, are herein rescinded and in lieu thereof the following is adopted:

§135-4. Construal of provisions.

Nothing in this chapter or in the Property Maintenance Code hereby adopted shall be construed to affect any litigation, claims, or disputes pending in any court of competent jurisdiction, 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 §135 of this chapter, nor shall any just or legal right or remedy of any character be lost, impaired or affected by the adoption of this ordinance.

SECTION 4. Any existing ordinance is hereby repealed to the extent that it is inconsistent with the terms of this amendment.

SECTION 5. The ICC International Property Maintenance Code, if amended, shall be incorporated by reference into the Code of Ordinances of the Borough of Perkaspie, as it is the intent of this ordinance that such amendment shall automatically become a part of the Code of Ordinances of the Borough of Perkaspie without further action by the Borough Council of Perkaspie Borough.

SECTION 6. If any provision of this ordinance is determined by a court of competent jurisdiction to be illegal, invalid, unenforceable, unconstitutional, or void, for any reason, only that provision shall be illegal, invalid, unenforceable, unconstitutional, or void, and the remainder of this ordinance shall be in full force and effect.

SECTION 7. This Ordinance shall become effective five (5) days after enactment.

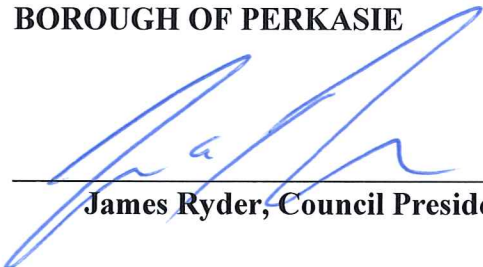
Approved by the Borough Council of the Borough of Perkasio, this 7th day of August, 2023.

ATTEST:

BOROUGH OF PERKASIE

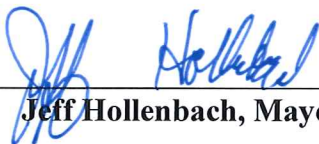


Andrea L. Coaxum, Secretary



James Ryder, Council President

Examined and approved this 7th day of August, 2023.



Jeff Hollenbach, Mayor

**THIS ORDINANCE SHALL BECOME EFFECTIVE
FIVE (5) DAYS AFTER ENACTMENT AND SIGNATURE**