

WEST WYOMING ORDINANCE NUMBER 3 of 2004
CONSTRUCTION CODE ORDINANCE

AN ORDINANCE OF THE BOROUGH OF WEST WYOMING 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 sometimes collectively referred to as the "Code"); and

The West Wyoming Borough Council hereby ordains and enacts the following:

Section I. The West Wyoming Borough Council hereby elects to administer and enforce the provisions of the Pennsylvania Construction Code Act, Act 45 of 1999, 35P.S. Sections 77210.101-7210.1103, as amended from time to time,

Section II: The Uniform Construction Code, contained in 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.

Section III. 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 West Wyoming from time to time by resolution:

- a. By the designation of an employee of West Wyoming Borough to serve as the code official to act on behalf of West Wyoming Borough;
- 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 West Wyoming Borough;
- 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.

Section IV: A Board of Appeals shall be established by resolution of West Wyoming Borough Council 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.

Section V:

a. All building code ordinances or portions of ordinances which were adopted by West Wyoming Borough 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 ordinance 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 West Wyoming Borough not governed by the Code shall remain in full force and effect.

Section VI: Fees

Fees are established by the West Wyoming Borough and shall be revised from time to time by resolution..


Section VII: Severability

The provisions of this Ordinance are severable. If any part of this Ordinance is declared to be unconstitutional, illegal or invalid, the validity of the remaining provisions shall be unaffected thereby.

Section VIII: Repealer

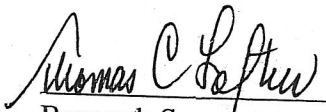
All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

Duly and enacted and ordained by West Wyoming Borough Council on 10th day of May, 2004 and signed by the Mayor of the 12th day of May, 2004




President of Council

ATTEST:



Borough Secretary



Mayor