

ORDINANCE NO. 1073

AN ORDINANCE OF THE BOROUGH OF DONORA, PROVIDING MINIMUM STANDARDS, PROVISIONS AND REQUIREMENTS TO INSURE SAFE AND STABLE DESIGN, METHODS OF CONSTRUCTION AND USES OF MATERIALS IN BUILDINGS OR STRUCTURES HEREAFTER ERECTED, CONSTRUCTED, ENLARGED, ALTERED, REPAIRED, MOVED OR DEMOLISHED IN THE SAID BOROUGH AND TO REGULATE THE CONSTRUCTION, EQUIPMENT, MAINTENANCE, ALTERATION AND INSPECTION OF SUCH BUILDINGS IN THE SAID BOROUGH; AND PROVIDING FOR THE SECURING OF BUILDING PERMITS, FOR PENALTIES FOR THE VIOLATION OF THE TERMS OF THIS ORDINANCE, AND APPEAL PROCEDURE.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Council of the Borough of Donora, and it is hereby ordained and enacted by and with the authority of the same that the following rules and regulations are hereby established relating to the construction, maintenance, alteration, removal, and inspection of buildings in the Borough of Donora, which rules and regulations are for the general welfare, health and security of the borough and shall be construed accordingly.

SECTION 1. Pursuant to the provisions of the Act of Assembly No. 581, approved February 1, 1966, Section 1202 (24), the BOCA Abridged Building Code, Fourth Edition, 1965, issued by the Building Officials Conference of America, Inc., is hereby adopted by reference, as the Building Code of the Borough of Donora with the additions, deletions, insertions and changes outlined in Section 3 of this Ordinance.

SECTION 2. The Building Official shall perform the duties enumerated herein and shall have charge of all matters pertaining to the strength and safety of buildings and building materials.

SECTION 3. (a) Delete from BOCA Abridged Code Section 104.31

Fees Table 1, which follows:

Table 1. Schedule of Permit Fees

Valuation of work	Fee	Suggested Fee
Under \$50	--	\$2.
\$50 to \$500	--	\$3
\$501 to \$1000	--	\$4
\$1001 to \$10,000	--	\$4 plus \$2 for each additional thousand or part thereof
\$10,001 and over	--	\$22 plus \$1 for each additional thousand or part thereof

Add new Section 104.31 Fees as follows:

<u>Floor Area</u>	<u>Fee</u>
less than 10 square feet	No Fee
10 to and including 50 square feet	\$3.00
51 to and including 100 square feet	\$5.00
101 to and including 900 square feet	\$10.00
901 to and including 2,000 square feet	\$15.00
2,001 to and including 10,000 square feet	\$20.00
more than 10,000 square feet	\$25.00

(b) Section 104.5 Violations is deleted and the following is substituted therefor:

SECTION 104.5 VIOLATIONS

Any person who shall violate any provision or provisions of the BOCA

Abridged Building Code, Fourth Edition, or shall fail to comply with any of the requirements thereof, or who shall erect, construct, alter, repair, use, occupy, or maintain any building or structure in violation of any provision of this code, or shall erect, construct, alter or repair a building or structure in violation of an approved plan or directive of the building official, or of a permit or a certificate issued under the provisions of this code, or who fails or refuses to comply with any notice, order or directive of any official or employee of the Borough of Donora, given pursuant to the authority herein conferred shall be guilty of a summary offense, and upon conviction thereof by the Mayor or any Justice of the Peace of the Borough of Donora, for each and any such violations or non-compliance, be fined not less than Ten Dollars (\$10.00) nor more than One Hundred Dollars (\$100.00) and costs, and in default of payment thereof, be imprisoned for a term of not more than thirty (30) days. The imposition of a penalty for any violation shall not excuse the violation or permit it to continue; all such persons shall be required to correct or remedy such violations or defects within a reasonable time, and when not otherwise specified, each ten (10) days that prohibited conditions or violations are maintained or permitted to continue shall constitute a separate offense.

(c) Section 107.1 Fire District Subdivision is amended to read as follows:

SECTION 107.1 FIRE DISTRICT SUBDIVISION

To control types of construction based on the inherent fire hazard of use groups of buildings, the municipal authority shall establish fire district limits to include all areas in which congested business, commercial and public assembly uses are housed. Such areas shall be designated as "within the fire limits" and shall be bounded and described as beginning at Thompson Avenue and Second Street, said point being the intersection of the centerline

of the above mentioned streets; thence proceeding in a northerly direction following the centerline of Thompson Avenue to its intersection with the centerline of Ninth Street; thence proceeding east following the centerline of Ninth Street to its intersection with the centerline of McKean Avenue; thence proceeding in a northerly direction following the centerline of McKean Avenue to its intersection with the centerline of Eleventh Street; thence proceeding in an easterly direction following the centerline of Eleventh Street to its intersection with the centerline of Meldon Avenue; thence proceeding in a northwesterly direction following the centerline of Meldon Avenue to its intersection with the centerline of Scott Street; thence proceeding in an easterly direction following the centerline of Scott Street to the western property line of the Pennsylvania Railroad Corporation; thence following the above mentioned property line in a southerly direction to its intersection with the centerline of First Street; thence proceeding in a westerly direction following the centerline of First Street to its intersection with the centerline of Meldon Avenue; thence proceeding in a northerly direction following the centerline of Meldon Avenue to its intersection with the centerline of Second Street; thence proceeding in a westerly direction following the centerline of Second Street to the point of beginning. (See section 301, Basic Building Code.)

SECTION 4. Any person whose application has been refused may appeal to Board of Appeals of the Borough of Donora from the decision of the Building Official, provided that no appeal shall be allowed unless taken within ten (10) days from the date of refusal.

SECTION 5. Any ordinance or part of any ordinance conflicting

with the provisions of this ordinance be and the same is hereby repealed to the extent of such conflict.

ORDAINED AND ENACTED this 5th day of October, 1967.

Anthony Acciasepe
President of Council

ATTEST:

Thomas E. Petro
Borough Secretary

EXAMINED AND APPROVED by me this 5th day of October, 1967.

Albert P. Nebanick
Mayor

ATTEST:

Thomas E. Petro
Borough Secretary