

**CHAPTER 5**

**CODE ENFORCEMENT**

**PART 1**

**PENNSYLVANIA UNIFORM CONSTRUCTION CODE**

**§5-101. Adoption of Pennsylvania Uniform Construction Code**



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**§5-101. Adoption of Pennsylvania Uniform Construction Code.**

1. Towanda Township hereby elects to administer and enforce the provisions of the Pennsylvania Uniform Construction Code, Act 45 of 1999, as amended from time to time, and its regulations through an intermunicipal agreement with the Eastern and Western Bradford County Councils of Government and their appointed, certified third party agency.
2. 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 Towanda Township.
3. Any person, firm or corporation that violates any provision of the Code, shall, upon conviction thereof, be sentenced to pay a fine not exceeding \$1,000 and costs of prosecution, which may include any attorney's fees incurred by Towanda Township in such prosecution, or in default of payment, to imprisonment for a term not to exceed 30 days. Each day a violation of this Code continues shall constitute a separate offense. Enforcement shall be by action brought forth before a district justice in the same manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure and/or through an action in equity brought in the Court of Common Pleas of Bradford County.
4. Administration and enforcement of the Code within Towanda Township shall be undertaken in any of the following ways as determined by the Board of Supervisors of Towanda Township from time to time by resolution:
  - A. By the designation of an employee of the Township of Towanda to serve as the Municipal Code Official to act on behalf of Towanda Township.
  - B. By the retention of one or more Construction Code Officials or certified third party agencies to act on behalf of Towanda Township.
  - 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 Towanda Township.
  - 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.

## CODE ENFORCEMENT

5. A joint board of appeal shall be established by resolution of Eastern and Western Bradford County Councils of Government 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.
6. All building code ordinances or portions of ordinances which were adopted by Towanda Township 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.
  - A. 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.
  - B. All relevant ordinances and regulations of Towanda Township not governed by the Code shall remain in full force and effect.
7. Fees assessable by Towanda Township and Eastern and Western Bradford County Councils of Government for the administration and enforcement undertaken pursuant to this Part and collected by the Eastern and Western Bradford County Councils of Government shall be for its use as allowed by law and established under agreement with their appointed certified third party agency.

(Ord. 57, 6/7/2004)