

ORDINANCE NO 28-3

AN ORDINANCE GOVERNING THE MINIMUM REQUIREMENTS AND CONTROLS TO SAFEGUARD LIFE, PROPERTY, OR PUBLIC WELFARE FROM HAZARDS OF FIRE AND EXPLOSION ARISING FROM THE STORAGE, HANDLING, OR USE OF SUBSTANCES, COMMON MATERIALS OR DEVICES AND FROM CONDITIONS HAZARDOUS TO LIFE, PROPERTY, OR PUBLIC WELFARE IN THE USE OR OCCUPANCY OF BUILDINGS, STRUCTURES, SHEDS, TENTS, LOTS, OR PREMISES, ADOPTING THE BOCA FIRE PREVENTION CODE OF 1978, 4th EDITION, WITH ALL SUPPLEMENTS TO DATE, AND THERE TO BE ISSUED IN THE FUTURE.

BE IT ORDAINED AND ENACTED, by the Board of Supervisors of Hilltown Township, Bucks County, Pennsylvania, and it is hereby Enacted and Ordained by authority by same:

Section I. The BOCA Basic Fire Prevention Code of 1978, as promulgated by the Building Officials and Code Administrators International, Inc., 4th Edition, 1978, with all supplements to date, and there to be issued in the future is adopted with the following additions, insertions, and changes to the Basic BOCA Fire Prevention Code.

Section II. Supplements, Deletions, and Modifications.

Section 100.1. Title: The words "Township of Hilltown" and "Pennsylvania" are inserted in the appropriate places in Section 100.1.

Section 103.7 is amended to read as follows:

Payment of Fees: A permit shall not be issued until the designated fees have been paid. Unless stated otherwise, a permit under this Code shall be Ten Dollars (\$10).

Section F-104.1 through 104.2 are deleted, and amended to read as follows:

Appeals from Decision of Fire Official: Any party in interest may appeal from the decision of the fire official

by notifying the Secretary of the Board of Township Supervisors, in writing, of his intention to appeal. Such notice of intention shall be filed with the Secretary of the Board of Supervisors within thirty (30) days of the date of the decision appealed from. The Board of Supervisors shall promptly set a hearing date at which the public may be heard. The Township Supervisors shall either affirm, reverse, or modify the decision of the building official. The decision of the Board of Supervisors shall be final.

Section F-105.5.1. Penalty for Violation is deleted as written, and amended to read as follows:

Any person, co-partnership, or corporation violating any of the provisions of this ordinance or of the Basic Fire Prevention Code hereby adopted shall, upon summary proceedings brought in the name of the Township, be fined upon conviction in an amount not exceeding Three Hundred Dollars (\$300.00) and in default of the payment of such fine and costs of prosecution shall be imprisoned for not more than thirty (30) days. Each day that a violation continues shall be deemed a separate offense.

Section F-108 is added to read as follows:

Adoption by Reference: That a certain document, at least three copies of which are on file in the Hilltown Township Building, known as the BOCA Basic Fire Prevention Code of 1978, 4th Edition, published by the Building Officials and Code Administrators International, Inc., be and the same is hereby made available by interested citizens.

Appendix "D" to the BOCA Basic Fire Prevention Code of 1978 is incorporated in this Ordinance. Appendix D, Section I is amended by adding the words, "The Hilltown Township Board of

Supervisors" in the appropriate place.

Appendix D, Section 6 is amended by adding the word, "Pennsylvania" in the appropriate place.

Section III. Severability. The provisions of this ordinance shall be severable, and if any of its provisions shall be held to be unconstitutional, illegal, or invalid, such decisions shall not affect the validity of any of the remaining provisions of this ordinance. It is hereby declared as the legislative intent that this ordinance would have been adopted had such unconstitutional, illegal, or invalid provisions not been included herein.

Section IV. Interpretation. The provisions of this ordinance shall be held to be minimum requirements for the promotion of the health, safety, and welfare of the residents of the Township. Where the provisions of this ordinance impose greater restrictions than those of any other ordinance, law, or regulation of the Township, County, or the Commonwealth, the provisions of this ordinance shall be controlling. Where the provisions of such other ordinances, laws, or regulations, impose greater restrictions than this ordinance, the provisions of such other ordinances, laws, or regulations shall be controlling.

Section V. This ordinance shall take effect and be enforced five days after it is adopted by the Board of Supervisors.

SO ENACTED AND ORDAINED this 14th day of August A.D., 1978.

HILLTOWN TOWNSHIP SUPERVISORS

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