

N O T I C E

NOTICE is hereby given that the following Ordinance will be considered for adoption by the Hilltown Township Board of Supervisors at a regular meeting to be held at the Hilltown Township Building, 113 State Street, Blooming Glen, Pennsylvania, on August 14, 1978, at 7:30 o'clock p.m. Copies of the Ordinance are available at the Township Building for review during regular business hours.

ORDINANCE NO. 78-5

AN ORDINANCE GOVERNING THE SAFE INSTALLTION AND MAINTENANCE OF MECHANICAL EQUIPMENT, ADOPTING THE BOCA BASIC MECHANICAL CODE OF 1978, 3rd EDITION, WITH ALL SUPPLEMENTS TO DATE, AND TO BE ISSUED IN THE FUTURE, AS PROMULGATED BY THE BUILDING OFFICIALS AND CODE ADMINISTRATORS INTERNATIONAL, INC.

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 of the same:

Section I. The BOCA Basic Mechanical Code of 1978, as promulgated by the Building Officials and Code Administrators International, Inc., 3rd 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 Mechanical Code.

Section II. Supplements, Deletions, and Modifications.

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

Sections M-102.0 through M-102.3 are deleted, and Section M-102.4 is hereby added as follows:

Section M-102.4. 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 decision shall not affect the validity of any of the remaining provisions of this ordinance. It is hereby declared as a legislative intent that this ordinance would have been adopted had such unconstitutional, illegal, or invalid provision not been included herein.

Section M-102.5 is added to read as follows:

Section M-102.5. 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 a greater restriction than this ordinance, the provisions of such other ordinances, laws, or regulations, shall be controlling.

Section M-109.2 is deleted and amended to read as follows:

Section M-109.2. Appointment: The mechanical official shall be appointed by the Board of Supervisors of Hilltown Township, and shall serve at the pleasure and behest of the Board of Supervisors.

Section M-114.2 shall be amended to read as follows:

Periodic Inspections: All fees for periodic inspections shall be as indicated in the following schedule:

As the Board of Supervisors shall set by resolution.

Section M-114.3 is amended to read as follows:

Fee Schedule: The fee for all mechanical work shall be as indicated in the following schedule:

As the Board of Supervisors shall set by resolution.

Section M-117.4. Penalties, is hereby deleted as written and amended to read as follows:

Penalties: Any person, co-partnership, or corporation violating any of the provisions of this ordinance or of the Mechanical 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) 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 M-118.2 shall be amended by adding the following:  
The words       \$100       -       \$300                               are added to this section.

Sections M-122.0 through M-122.6 are hereby deleted.

Section M-201.0 shall be amended by adding the words "Township of Hilltown" and "Pennsylvania" in the appropriate places in Section M-201.0, on page 23.

Section M-201.0 is hereby amended by adding the words "Township of Hilltown" and "Pennsylvania" in the appropriate places in Section M-201.0 on page 25.

Section M-201.0 shall be amended by adding the words "Township of Hilltown" and "Pennsylvania" in the appropriate places on page 27.

Section M-201.0 shall be amended by adding the words "Township of Hilltown" and "Pennsylvania" in the appropriate places on page 32.

Section M-502.1 shall be amended by adding the following fees to Table M-502 in the appropriate places on page 128:

As the Board of Supervisors shall set by resolution.

Section M-900.3 shall be amended by adding the amount of Thirty Dollars (\$30.00) in the appropriate place on page 217.

Section M-904.1 shall be amended by adding the word "Pennsylvania" in the appropriate place on page 236.

Section M-904.1 shall be amended by adding the words "Township of Hilltown" and "Pennsylvania" on page 236 in the appropriate place.

Section M-1117.1 is deleted as written and is amended as follows:

Penalties and Offenses: Any person, co-partnership, or corporation violating any of the provisions of these regulations or any lawful order or notice pertaining to these regulations, 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 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 as a separate offense.

Sections M-1118.0 through M-1122.1 are hereby deleted.

Section M-1123.0 is added to read as follows:

Appeals from Decision of the Mechanical Inspector. Any party in interest may appeal from the decision of the mechanical inspector 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 mechanical inspector. The decision of the Board of

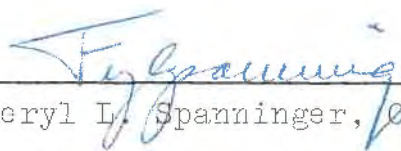
Supervisors shall be final.


Section III. 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 Mechanical Code of 1978, 3rd Edition, published by the Building Officials and Code Administrators International, Inc., be and the same is hereby made available for review by interested citizens.

Section IV. This ordinance shall take effect and be enforced five (5) days after it is adopted by the Board of Supervisors.

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

HILLTOWN TOWNSHIP SUPERVISORS

  
Feryl L. Spanninger, Chairman

  
Vincent Pischi

Edward L. Wentz

CHARLES S. WILSON & ASSOC.  
Solicitor  
2 West Butler Avenue  
New Britain, PA 18901