

## Chapter 5

### CODE ENFORCEMENT

#### Part 1

#### PENNSYLVANIA CONSTRUCTION CODE ACT

**§ 5-101. Electing to Administer.** [Ord. 2004-2, 5/3/2004, § 1]

The Township of Sandy hereby elects to administer and enforce the provisions of the Pennsylvania Construction Act, Act 45 of 1999, 35 P.S. §§ 7210.101-7210.1103, as amended from time to time, and its regulations.

**§ 5-102. Adoption and Incorporation.** [Ord. 2004-2, 5/3/2004, § 2]

The Uniform Construction Code, contained in 34 Pa. Code, Chapter 401-405, as amended from time to time, is hereby adopted and incorporated herein by reference as the municipal building code of the Township of Sandy.

**§ 5-103. Administration and Enforcement.** [Ord. 2004-2, 5/3/2004, § 3]

1. Administration and enforcement of the Code within the Township of Sandy shall be undertaken in any of the following ways as determined by the Board of Supervisors of the Township of Sandy, from time to time, by resolution:
  - A. By the designation of an employee of the Township of Sandy to serve as the Municipal Code Official to act on behalf of the Township of Sandy.
  - B. By the retention of one or more construction code officials or third-party agencies to act on behalf of the Township of Sandy.
  - 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 the Township of Sandy.
  - 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.

**§ 5-104. Board of Appeals.** [Ord. 2004-2, 5/3/2004, § 4]

A Board of Appeals shall be established by resolution of the Board of Supervisors of the Township of Sandy 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. If at any time enforcement and administration is undertaken jointly with one or more other municipalities, said Board of Appeals shall be established by joint action of the participating municipalities.

**§ 5-105. Prior and Existing Ordinances.** [Ord. 2004-2, 5/3/2003, § 5]

1. All building code ordinances or portions of ordinances which were adopted by the Township of Sandy 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.
2. 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.
3. All relevant ordinances, regulations and policies of the Township of Sandy not governed by the Code shall remain in full force and effect.

**§ 5-106. Fees.** [Ord. 2004-2, 5/3/2004, § 6]

Fees assessable by the Township of Sandy for the administration and enforcement undertaken pursuant to this Part and the Code shall be established by the Board of Supervisors by resolution, from time to time.

**§ 5-107. Effective Date.** [Ord. 2004-2, 5/3/2004, § 7]

This Part shall be effective on the 1st day of July 2004.

**§ 5-108. Severability.** [Ord. 2004-2, 5/3/2004, § 8]

If any Section, subsection, sentences or clause of this Part is held, for any reason, to be invalid, such decision or decisions shall not affect the validity of the remaining portions of this Part.