

Ordinance #86

1990 BOCA NATIONAL BUILDING CODE

An Ordinance Establishing Minimum Regulations Governing Design, Construction, Alteration, Enlargement, Repair, Demolition Removal, Maintenance And Use Of All Buildings And Structures; Providing For Issuance Of Permits, Collection Of Fees, Making Of Inspections: Providing Penalties For Violation Thereof; Known As The Building Code; And Repealing Existing Ordinance Number 57 Of Milford Township, Bucks County, Pennsylvania.

Section 1. Adoption of Building Code

That a certain document, three (3) copies of which are on file in the office of the Milford Township Secretary – Treasurer being marked and designated as “The BOCA National Building Code, Eleventh Edition, 1990” as published by The Building Officials and Code Administrators International, Inc. be and is hereby adopted as the Building Code of Milford Township, Bucks County, Pennsylvania; for the control of buildings and structures as herein provided; each and all of the regulations, provisions, penalties, conditions and terms of said BOCA National Building Code, are hereby referred to, adopted and made a part hereof as if fully set out in this ordinance, with the additions, insertions deletions and changes, if any, prescribed in Section 3 of this ordinance.

Section 2 Inconsistent Ordinances Repealed

That Ordinance Number 57 of Milford Township entitled “The Building Code of Milford Township” and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3 Additions, Insertions and Changes

That the following sections are hereby revised as follows.

Section 100.1 Title: Amended to read:

These regulations shall be known as the Building Code of Milford Township herein-after referred to as “The Code”

Section 103.4 Rehabilitation:

Buildings existing prior to 1986 in which there is work involving repairs, alterations, additions or changes of use, shall be made to conform to The Code by applying the requirements of Article 32 or the provisions of Articles 2 through 31

Section 109.5 Restrictions of employees: Amended to read:

No official or employee connected with Milford Township building inspection, except one whose only connection is that of a member of the Board of Survey or of the Board of Appeals shall be engaged in or connected with the furnishing of labor,

material, equipment or appliances for construction, alteration or maintenance of any building in The Township unless he is an owner of the building; nor shall such officer or employee engage in any conduct which is in conflict with his official duties or with the interests of Milford Township.

Section 109.8 Qualifications of Code Official: Shall be inserted:

To be eligible for appointment, the Code Official shall have at least **five (5)** years experience in building or related fields and shall be generally informed on good engineering practice with respect to the design and construction of buildings, basic principles of fire prevention, accepted requirements for means of egress and installation of service equipment necessary for health, safety and general welfare of occupants.

Section 111.5 Plans and Specifications: Shall be inserted:

For buildings or structures requiring approval of the Pennsylvania Department of Labor and Industry or any other state or federal agency, plans and specifications submitted to The Township with the application for a building permit shall bear evidence of approval of such departments or agencies.

Section 112.4 Signature to permit: Amended to read:

The Code Official shall attach his signature to every permit.

Section 114.3 New Construction and Alternations: Amended to read:

The Board of Supervisors shall from time to time by resolution, establish a schedule of fees and charges for permits, inspections and approvals. No Certificate of Occupancy shall be issued unless and until all fees and costs of review, inspection and approval have been paid to The Township.

Section 114.1 Fee Schedule: Amended to read:

A fee for each plan, examination, building permit and inspection shall be paid in accordance with the schedule of fees as established by resolution.

Section 115.6 Special Inspections: Shall be inserted:

Inspections performed in the detection of violations of The Code, prior to issuance of approved zoning and building permits, shall charge a fee, for such inspection as established in Section 114.3.1 of The Code.

Section 117.4 Violation Penalties: Amended to read:

Any person who violates a provision of The Code or fails to comply with any of the requirements hereof, or who shall erect, construct, alter or repair a building or structure in violation of an approved plan or directive of the Code Official or a permit or certificate issued under the provisions of The Code, shall be guilty of a summary offense punishable by a fine of not more than Five Hundred (\$500.00) Dollars or by

imprisonment not exceeding one year, or both such fine and imprisonment. Each day that a violation continues shall be deemed to be a separate offense.

Section 118.2 Unlawful Continuance: Amended to read:

Any person who shall continue any work in or about a building after having been served with a stop work order, except such work as he is directed to perform for the removal of a violation or unsafe condition, shall be guilty of a summary offense punishable by a fine of not less than One Hundred (\$100.00) Dollars, or more than Five Hundred (\$500.00) Dollars.

Section 123.2 Composition of Board of Survey: Amended to read:

The Board of Survey shall consist of three persons, one of whom shall be the Code Official or an assistant designated by the Code Official. Another one shall be the owner or legal representative, or a licensed professional engineer or architect, or a qualified builder designated by the owner, and the third shall be a licensed professional engineer or architect chosen jointly by the other two members, or designated by the Board of Supervisors in case of failure of agreement.

Section 123.3 Compensation of Board of Survey: Amended to read:

The third member of the Board of Survey shall be paid for his services in accordance with the fee schedule as promulgated from time to time by resolution of the Board of Supervisors. The required fee shall be paid to The Township by the owners at the time that the demand for the appointment of a Board of Survey is made. No Board of Survey will be appointed until the fee has been paid to The Township.

Section 124.0 Appeals:

Delete: Sections 124.1 through 124.7

Insert: Section 124.0 to read:

The owner of a building or structure or any other person may appeal to the Board of Appeals which shall be composed of the members of the Zoning Hearing Board, from a decision of the Code Official refusing to grant a modification to the provisions of The Code covering the manner of construction or materials to be used in the erection, alteration or repair of a building or structure. Application for appeal may be made when it is claimed that the true intent of The Code or the rules legally adopted thereunder have been incorrectly interpreted, that the provisions of The Code do not fully apply, or that an equally good or better form of construction can be used. The rules and procedures governing the Board of Appeals shall be the same as those set forth in the Zoning Ordinance governing the Zoning Hearing board which are in effect at the time of such appeal. The application shall be filed on a form obtained from the Code Official within thirty (30) days after the notice was served.

Section 511.1 General: Amended to read:

The Code Official may issue permits for temporary construction which will be valid for no more than one (1) year, provided, however, that the Code Official may ex-

tend such temporary permits for no more than three (3) additional periods of three (3) months each. No further extension may be granted except by the Board of Appeals referred to in Section 124.0.

Section 609.3 Fuel – dispensing areas: Amended to read:

Dispensing of gasoline or any motor fuel is not permitted in any parking structure.

Section 618.9.2.1 Spray booths: Amended to read:

All spray booths shall be constructed of noncombustible materials and equipped with mechanical ventilating systems in accordance with the Mechanical Code listed in Appendix A. At least one hand portable fire extinguisher of not less than 60 B.C. (U.L. rating) shall be placed in the immediate area of the booth.

Section 623.10 Diving Boards: Amended to read:

All dimensions in pool design where there is a diving, or jump board shall meet the minimum, standard of the current (NSPI) National Spa and Pool Institute regulations for pool construction.

Section 2203.2 Specific hazardous locations: Amended to read:

The following shall be considered specific hazardous locations for the purposes of glazing.

5. Glazing in doors and enclosures for hot tubes, whirlpools, saunas, steam rooms, bathtubs and showers. Glazing in any portion of a building wall enclosing these compartments where the bottom exposed edge of the glazing is less than 60 inches (1525 mm) above the walking surface.

Section 2906.1 Filing: Amended to read:

A person shall not erect, install, remove, rehang or maintain over public property any sign for which a permit is required under the provisions of The Code until an approved bond has been filed in the sum of \$1,000,000 as herein required or until an insurance policy has been filed for public liability in the amount of \$1,000,000 per accident and for property damage in the amount of \$1,000,000 as herein required.

Section 4 Labor and Industry:

Whenever any provision or requirements of the regulations of the Department of Labor and Industry of the Commonwealth of Pennsylvania is more stringent or stricter than a provision or requirements of this ordinance, the applicable provision or requirement of the regulations of said Department of Labor and Industry shall supersede any such provision or requirement of this ordinance.

Section 5 Saving Clause:

That nothing in this ordinance or in The Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 2 of this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

ORDAINED AND ENACTED into an Ordinance at a regular meeting of the Board of Supervisors of the Township of Milford, Bucks County, Pennsylvania, this 7th day of July, 1992.

Attest:

Milford Township Board of Supervisors

Janya Awckland
Secretary/Treasurer

Charles Strunk
Brenda M Hoelman – absent
John A Moyer