

CHAPTER 4

BUILDINGS

Part 1

Dangerous Structures

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Part 1

Dangerous Structures

§101. Notice to Remove or Repair Dangerous Structure. If in the opinion of the Building Inspector or Zoning Officer of the Borough any dangerous building, structure or other condition exists on public or private property, he shall immediately give written notice of the existence of same to the owner, tenant or occupant of the property. Such notice shall contain a description of the said dangerous building, structure or other condition and shall describe the steps to be taken by the persons receiving notice to make the said building, structure or other condition safe, if the officer is of the opinion that same can be made safe; or, the notice shall state that the said building, structure or condition shall be removed. The notice shall contain a copy of this Part with the direction that the work to be undertaken must be taken in compliance with the terms of this Part. (Ord. 257, 7/6/1976, §1)

§102. Time Limits for Removal or Repair of Dangerous Conditions. If the notice states steps to be taken to make the building, structure or condition safe, and thus eliminate the dangerous condition, said work must be commenced within five (5) days of the date of the notice, shall be continuously prosecuted to the satisfaction of the Building Inspector and completed within two (2) weeks of the date of commencement thereof. If the notice directs the removal of the building, structure or dangerous condition, said work shall be commenced within five (5) days of the date of the notice, shall be continuously prosecuted to the satisfaction of the Building Inspector or Zoning Officer and shall be completely removed within fifteen (15) days of the date of the commencement thereof. (Ord. 257, 7/6/1976, §2)

§103. Borough May Remove or Repair Dangerous Structure upon Default of Property Owner. Upon the refusal or neglect of the person or persons receiving notice in this Part to commence the required work to repair and make safe or remove within the specified five (5)-day period, or upon failure of said persons to prosecute the work to completion as required in this Part, the Building Inspector or Zoning Officer shall proceed with the required work. After having done so, he shall report to Borough Council in detail the cost and expenses incurred by the Borough in the prosecution of the said work and the Borough Solicitor shall then file a municipal lien and claim against the said property owner, tenant or occupier of the property with a penalty of ten (10%) percent of such cost. Further, the Borough shall have the right to institute such other legal action including, but not limited to, a bill in equity, as it deems necessary, against the persons responsible under this Part to enforce the terms of this Part and to obtain damages for the amount of the expenses incurred, together with the specified ten (10%) percent penalty. (Ord. 257, 7/6/1976, §3)

§104. Permit Required Prior to Commencement of Work. Prior to the commencement of any work required in this Part, the owner, tenant or occupier of any property must obtain a permit from the Building Inspector

or Zoning Officer, and the fee for same shall be in an amount, as established from time to time by resolution of Borough Council. (Ord. 257, 7/6/1976, §4; as amended by Ord. 357, 10/16/1991)

§105. Penalties. Any person who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine not exceeding one thousand (\$1,000.00) dollars and costs and, in default of payment thereof, shall be subject to imprisonment for a term not to exceed thirty (30) days. Each day that a violation of this Part continues shall constitute a separate offense. (Ord. 257, 7/6/1976, §4; as amended by Ord. 357, 10/16/1991)