

# **CHAPTER 19**

# **PROPERTY MAINTENANCE CODE**

THE INTERNATIONAL PROPERTY MAINTENANCE CODE  
ORDINANCE NO. 19

An ordinance of the BOROUGH OF WYALUSING adopting the 2003 edition of the *International Property Maintenance Code*, regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standard for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use, and the demolition of such existing structures in the BOROUGH OF WYALUSING; providing for the issuance of permits and collection of fee therefor; repealing Ordinance No. 19 of the BOROUGH OF WYALUSING and all other ordinances and part of the ordinances in conflict therewith.

The BOROUGH COUNCIL of the BOROUGH OF WYALUSING does ordain as follows:

Section 1. That a certain document, three (3) copies of which are on file in the office of the BOROUGH SECRETARY of THE BOROUGH OF WYALUSING, being marked and designated as the *International Property Maintenance Code*, 2003 edition, as published by the International Code Council, be and is hereby adopted as the Property Maintenance Code of the BOROUGH OF WYALUSING in the State of PENNSYLVANIA for regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use, and the demolition of such existing structures as herein provided; providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, penalties, conditions and terms of said Property Maintenance Code on file in the office of the BOROUGH OF WYALUSING are hereby referred to, adopted, and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changed, if any, prescribed in Section 2 of this ordinance.

Section 2. The following sections are hereby revised:

Section 101.1. Insert:       BOROUGH OF WYALUSING  
Section 103.5. Insert:     THE FEES SHALL BE ADOPTED BY THE BOROUGH  
COUNCIL

Section 304.14. Insert: APRIL 1<sup>ST</sup> TO OCTOBER 1<sup>ST</sup>

Section 602.3. Insert: OCTOBER 1<sup>ST</sup> TO APRIL 1<sup>ST</sup>

Section 602.4. Insert: OCTOBER 1<sup>ST</sup> TO APRIL 1<sup>ST</sup>

Section 3. That Ordinance No. 19 of BOROUGH OF WYALUSING entitled INTERNATIONAL PROPERTY MAINTENANCE CODE and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 4. That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional; such decision shall not affect the validity of the remaining portions of this ordinance. The WYALUSING BOROUGH COUNCIL hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 5. That nothing in this ordinance or in the Property Maintenance 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.

Section 6. That the WYALUSING BOROUGH SECRETARY is hereby ordered and directed to cause this ordinance to be published. (An additional provision may be required to direct the number of times the ordinance is to be published and to specify that it is to be in a newspaper in general circulation. Posting may also be required.)

Section 7. That this ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect 30 DAYS from and after the date of its final passage and adoption.