

BOROUGH OF TURTLE CREEK

ORDINANCE NO. 1069

PROVIDING AUTHORITY FOR THE BOROUGH OF TURTLE CREEK TO PROVIDE FOR AND ESTABLISH ALL PARKING TRAFFIC AND ROAD RESTRICTIONS AND REGULATIONS IN THE BOROUGH OF TURTLE CREEK; PROVIDING FOR OCCUPANCY PERMITS; PROVIDING FOR THE AMENDMENT THEREOF; PROVIDING FOR PENALTIES; PROVIDING FOR ANNUAL REPORTS BY LANDLORDS; PROVIDING FOR ADOPTION OF ALL UPDATES AND AMENDMENTS TO SAFETY CODES; PROVIDING FOR THE REESTABLISHMENT OF ALL FEES AND CHARGES IN THE BOROUGH.

WHEREAS, the Borough of Turtle Creek pursuant to the Pennsylvania Motor Vehicle Code and the Borough Code, has the authority to provide for traffic regulations, zoning and building regulations and to set license and inspection fees; and

WHEREAS, this Ordinance is deemed to be in the best interest of the residents of Turtle Creek Borough.

AND NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

1. Pursuant to the authority set forth hereinabove, it is hereby ordained that Council of the Borough of Turtle Creek shall hereinafter have authority by simple resolution to establish all road, parking and traffic rules and regulations within the Borough of Turtle Creek. Borough Council, at any duly convened meeting, shall have the authority to set road weight limits, parking rights, moving rights, establish stop signs and traffic

lights for all Borough roads. Borough Council shall further have full authority to regulate the use of motor vehicles and all other motor vehicle travel, pedestrian travel and use of public highways and roads by any person or entity whatsoever.

2. For any violations of any of the restrictions established pursuant to Section One of this Ordinance the penalties shall be such as are provided in the Motor Vehicle Code or the Borough Code. In the absence thereof, it is deemed to be the intention of Borough Council that for each violation a penalty may be imposed up to \$300 and/or a jail sentence up to thirty days.

3. The BOCA Building Code, Safety Code and Fire Prevention Code and all present and future amendments are hereby adopted and incorporated as though ^{THEY} are set forth fully herein. It is further declared to be the intent of this Ordinance to automatically adopt each and every amendment to said Codes as enacted by the Building Officials Organization America, etc., as part of the Ordinances of the Borough of Turtle Creek.

4. It is hereby declared to be the duty of each and every owner of property in the Borough of Turtle Creek and/or his agent, to report annually to the Building Inspector and provide the Building Inspector with a list of every tenant in every property owned by each property owner. Said list is to be

certified to the Building Inspector and shall give the names and approximate ages of all persons occupying each living unit. Said report is to be made no later than January 31st of each year setting forth the occupants of said property as of January 1st of each year. Any other reasonable requirements of data as may be demanded by the Building Inspector are hereby authorized. Forms to be prepared by the Building Inspector shall be submitted to Borough Council for approval prior to their use.

5. An occupancy permit must be obtained for any change in occupancy, ownership or use of any building or part thereof situate in the Borough of Turtle Creek. Prior to any change of occupancy or use, the applicant must apply to the Building Inspector for an occupancy permit and pay the appropriate fee. All data set forth in the immediately preceding paragraph, Section No. Four, must be divulged to the Building Inspector and the proper fee must be paid prior to the issuance of an occupancy permit. No entity or person shall be permitted to occupy any premise until the issuance of an occupancy permit following submission of all data reasonably requested by the Building Inspector. The duty to obtain said occupancy permit is hereby imposed upon the occupant, tenant, owner, landlord, agent of any owner or occupier of premises, and any entity responsible for the ownership, rental or management of real estate.

6. If any landlord, property owner, or his or her agent, servant or employee, or any person responsible for renting and/or

managing real estate shall fail to fulfill his, her, its or their duties imposed under this Ordinance (Sections three through five), he, she or it shall be guilty of a summary offense punishable by a fine upto ~~\$1300~~ and/or thirty (30) days in jail.
\$300

7. Borough of Turtle Creek has heretofore established Ordinances providing for fees, licenses, and other charges for various services, fees, taxes or activities, occupations and permits in the Borough of Turtle Creek. The following are included which is not intended to be all inclusive but only set forth by way of example: inspection fees, occupancy permit fees, building permits, sewer tap-in fees, solicitor fees, license fees, no-lien letter fees, fees charged for obtaining copies of records. It is the intention of Borough Council to reestablish some of those fees effective January 1, 1983 and to provide for the future amendment of said fees. Hereinafter, the Borough Council ^{MAY} ~~made~~ by simple resolution reestablish any of the fees, charges, licenses or any other rights by simple resolution. Said resolution shall become effective upon advertisement following enactment.

8. Effective January 1, 1983 fees for occupancy permits shall be reestablished at Twenty-five (\$25.00) Dollars for each business permit and Five (\$5.00) Dollars for each and every residential unit.

9. Sewer tap in fees are hereby reestablished by this Ordinance effective January 1, 1983 to be \$ 250⁰⁰.

10. If any provision of this Ordinance shall be in conflict with any pre-existing Ordinance this Ordinance shall govern and said pre-existing Ordinances are repealed only in so far as they conflict herewith.

11. If any portion of this Ordinance is deemed to be unconstitutional or invalid, then it is deemed to be the intent of Borough Council to have enacted the balance of this Ordinance irrespective of invalid portion.

WITNESS the hands and seals of the President and Secretary of the Borough of Turtle Creek, this 29th day of December, 1982.

ATTEST:

BOROUGH OF TURTLE CREEK

Secretary

by Thomas L. Lister
President

Examined and approved this 29th day of December, 1982.

James P. D'Amico
Mayor