

## ORDINANCE NO. 818-2020

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE TOWNSHIP OF EAST PENNSBORO, CUMBERLAND COUNTY, PENNSYLVANIA NO. 757-2009 TO ESTABLISH THE "EAST PENNSBORO TOWNSHIP PREMISES IDENTIFICATION ORDINANCE" AT CHAPTER 4 OF THE CODIFIED ORDINANCE OF THE TOWNSHIP FOR THE PURPOSE TO REGULATE PREMISES IDENTIFICATION WITHIN THE TOWNSHIP OF EAST PENNSBORO, TO PROVIDE UNIFORM IDENTIFICATION FOR RESIDENTIAL, MULTI-DWELLING UNIT RESIDENTIAL, AND NON-RESIDENTIAL PREMISES VISIBLE FROM ALL FIRE APPARATUS ROADS AND PRIVATE ROADS, TO REQUIRE PREMISES OWNERS TO ATTACH PREMISES IDENTIFICATIONS, TO PROVIDE DEFINITIONS AND TO PROVIDE ENFORCEMENT AND PENALTIES FOR VIOLATIONS THEREOF; AND REPEALING INCONSISTENT ORDINANCES.

**SECTION 1. TITLE.** This Ordinance shall be known as the East Pennsboro Township Premises Identification Ordinance and hereby referred to as the "Ordinance".

**SECTION 2. AUTHORITY.** This Ordinance is enacted pursuant to the powers granted per the First Class Township Code at Section 1501, et seq.

**SECTION 3. PURPOSE.** The purpose of this Ordinance is to establish the minimum requirements consistent with nationally recognized good practice for providing a reasonable level of life safety for personnel and the general public and to provide property protection for new and existing premises from hazardous incidents. The intent of this Ordinance is to ensure the public's health, safety and welfare shall not be abridged due to the adverse display, the improper maintenance or the lack of *premises identification* within East Pennsboro Township. The residents of East Pennsboro Township recognize the need for *premises identification* and that *premises* that lack proper *premises identification* represent a danger to the health, safety and welfare of the people of the Township.

**SECTION 4:** Chapter 4 [Premises Identification] of the Code of Ordinances of the Township of East Pennsboro is hereby established as follows:

**SECTION 4-100: Purpose.**

The purpose of this Ordinance is to establish the minimum requirements consistent with nationally recognized good practice for providing a reasonable level of life safety for personnel and the general public and to provide property protection for new and existing premises from hazardous incidents. The intent of this Ordinance is to ensure the public's

health, safety and welfare shall not be abridged due to the adverse display, the improper maintenance or the lack of *premises identification* within East Pennsboro Township. The residents of East Pennsboro Township recognize the need for *premises identification* and that *premises* that lack proper *premises identification* represent a danger to the health, safety and welfare of the people of the Township.

**Section 4-102. DEFINITIONS.**

*APPROVED*- Acceptable to the *Township Official*.

*DOOR, EXTERIOR*- A movable barrier secured in an opening through a structures exterior wall(s) for the purpose of providing access to the interior of a structure.

*DOOR, INTERIOR*- A movable barrier secured in an opening through a structures interior wall(s) for the purpose of providing access to a room or space within the structure.

*FIRE APPARATUS ACCESS ROAD*- Both public or private ways that provide fire apparatus access from a fire station to a *premises* and all portions thereof.

*FIXED*- Fastened securely in position.

*IDENTIFICATION, ADDRESS* - An *approved* primary address number assigned to the *premises*, typically made up of the street address.

*IDENTIFICATION, NON-RESIDENTIAL UNIT* - An *approved* individual unit number(s) or designation(s) when more than one (1) unit exists on a *premises*.

*IDENTIFICATION, PREMISES* - General term inclusive of *address identification, non-residential unit identification, dwelling unit identification and structure identification*.

*IDENTIFICATION, STRUCTURE* - An *approved* individual *structure* number(s) or designation(s) assigned to a *structure*.

*TOWNSHIP OFFICIAL*- An East Pennsboro Township Building Code Official, Fire Code Official or their designated deputies.

*PERSON*- Any natural person, partnership, association, firm, corporation or other legal entity.

*POINT OF APPROACH-* The path from the nearest *fire apparatus access road* to a *structures façade main exterior door*.

*PREMISES-* A lot, plot or parcel of land or easement including any structures thereof.

*PREMISES ENTRY POINT-* The location(s) that allow entrance upon a *premises*.

*PREMISES, MULTI-DWELLING UNIT RESIDENTIAL-* A lot, plot or parcel of land or easement including any structures thereof that contain more than two (2) *dwelling units*.

*PREMISES, NON-RESIDENTIAL-* A lot, plot or parcel of land or easement including any structures thereof in which there are more than two (2) *dwelling units*.

*PREMISES OWNER-* Any person, agent, operator, firm, corporation, other legal entity having a legal or equitable interest in the premises; or recorded in the township Official records of the Commonwealth, a county or municipality as holding title to the property; or otherwise having control of the property, including, but not limited to, the guardian of the estate of any such owner, and the executor or administrator of the estate of such owner if ordered to take possession of real property by a court.

*PREMISES, RESIDENTIAL-* A lot, plot or parcel of land or easement, including any structures thereof, which does not contain more than two (2) *dwelling units*.

*PRIVATE DRIVE-* A privately owned way that provides access to a *premises*.

*PUBLIC WAY-* A publically owned way that provides access to a *premises*.

*RIGHT OF WAY-* An area granting the right of passage.

*STANDARD FONT-* *Approved* legible fonts and Arabic numbers, and may not include cursive fonts or roman numerals.

*STRUCTURE-* Anything that is built or constructed.

*VISIBLE-* Visual line of sight.

*UNIT-* A space that is generally occupied and/or is utilized for a specific purpose.

*UNIT, DWELLING-* An individual residential unit providing complete, independent living facilities for one or more persons, including legal and certified permanent provisions for living, sleeping, eating, cooking and sanitation.

**SECTION 4-103. PROVISIONS.**

**A. GENERAL.**

1. All *premises identifications* shall be *approved* by the *Township Official*.
2. The types of *premises* requiring *premises identification(s)* under the provisions of this Ordinance include, but are not limited to:
  - a. All new and existing *premises*,
  - b. Residential and non-residential *premises*,
  - c. *Accessory structures* on any *premises* where such *premises identification* is deemed necessary by the *Township Official*.
3. *Premises identification(s)* shall be *approved* by the *Township Official* prior to being *fixed* upon any *premises*.
4. *Premises identification(s)* shall be *fixed* to a stable portion of a *structure*.
5. *Premises identification(s)* shall contrast the color of the *structure* that it is *fixed* upon.
6. *Premises identification* characters shall be of an *approved standard font*.
7. The size of the *address identification* shall be based upon the following table:

<b>TABLE 5-A-7</b>					
<b>Distance From Street Edge/Curb to Building Front Façade (measured in feet)</b>		<b>Minimum Character Dimensions (measured in inches)</b>			<b>Building Placement Height (measured in feet)</b>
<b>Minimum</b>	<b>Maximum</b>	<b>Height</b>	<b>Width</b>	<b>Stroke Width</b>	<b>Bottom of Character to Grade</b>
0'	25'	6"	2"	½"	5' - 6'
26'	35'	7"	2 ½"	½"	7' - 9'
36'	45'	10"	3"	5/8"	9'- 14'
46'	55'	10"	3 ½"	¾"	16'
56'	65'	10"	4"	¾"	18'
66'	75'	10"	4 ½"	7/8"	20'
76'	85'	12"	5"	1"	22'
86'	95'	12"	5 ½"	1 1/8"	24'
96'	200'	12"	6"	1 ¼"	26'



## B. NON-RESIDENTIAL PREMISES.

### 1. *Address identification*

- a. Shall be *fixed* as to be *visible* from all *fire apparatus access roads* serving the *premises* and shall be placed on all sides of a *structure* which are *visible* from any *fire apparatus access road* which serves the *premises*.
- b. When access to a *premises structure(s)* is solely achieved by *private drive* the *address identification* shall also be fixed to an *approved* monument, pole or other *approved structure* located at an *approved* location immediately adjacent to each vehicular and/or pedestrian *premises entry point(s)*.

### 2. *Structure Identification*

- a. When access to a *premises structure(s)* is solely achieved by *private drive* the *Township Official* may *approve a structure identification(s)* for the *structure(s)* in place of *address identification(s)*.
- b. *Structure identifications* shall be *fixed* as to be *visible* from all *private drives* serving the *premises* and shall be placed on all sides of a *structure* which are *visible* from the *private drive(s)* which serves the *premises*.

### 3. *Non-Residential Unit Identification*

- a. An *approved non-residential unit identification* shall be *fixed* on, or *fixed* immediately adjacent to, all *approved* public and non-public *doors* serving each individual *non-residential unit* located on a *premises*.

## C. MULTI-DWELLING UNIT RESIDENTIAL PREMISES.

### 1. *Address Identification*

- a. Shall be *fixed* as to be *visible* from all *fire apparatus access roads* serving the *premises* and shall be placed on all sides of a *structure* which are *visible* from any *fire apparatus access road* which serves the *premises*.
- b. When access to a *premises structure(s)* is solely achieved by *private drive* the *address identification* shall also be fixed to an *approved* monument, pole or other *approved structure* located at an *approved* location immediately adjacent to each vehicular and/or pedestrian *premises entry point*.

### 2. *Dwelling Unit Identification*

- a. An *approved dwelling unit identification* shall be *fixed* on, or *fixed* immediately adjacent to, all *approved doors* serving each individual *dwelling unit* located on a *premises*.

- b. Each *dwelling unit* shall have an *approved unit identification*, this designation shall be *fixed* on, or *fixed* immediately adjacent to, each *door* serving each individual *dwelling unit*.
- c. On *premises* directional signage which includes *unit identification(s)* shall be fixed on, or immediately adjacent to, the *point of approach*, from the nearest *fire apparatus access road* serving the *structure*, so as to direct individuals from the front of the structure to all *exterior doors* and/or *interior door(s)* serving each *dwelling unit* of the *structure*.

D. RESIDENTIAL PREMISES.

1. *Address identification*

- a. Shall be *visible* from *fire apparatus access roads* serving the *premises*.
- b. Shall be placed on or immediately adjacent to the *door* which is nearest the *fire apparatus access road*.
- c. When a *premises* access to its *structure(s)* is solely achieved by *private drive* the *address identification* shall also be fixed to an *approved* monument, pole or other *approved structure* located at an *approved* location immediately adjacent to each vehicular *premises entry point*.

E. APPROVAL AND ISSUANCE OF PREMISES IDENTIFICATION.

- 1. The *Township Official* shall have the authority to review, approve, and/or deny all *premises identifications*.

F. RESPONSIBILITY OF THE PREMISES OWNER.

- 1. The *premises owner* of proposed *structures* shall, as part of the land development and/or building permit application submission, submit proposed locations and sizes of *premise identification* for *approval*.
  - a. After a building permit has been issued for a structure all *approved premises identifications* shall be *fixed* to *structures* before the final building inspection is conducted and a certificate of occupancy is issued.
- 2. The *premises owner* shall be responsible for the proper maintenance of all *premises identification(s)* on their *premises*, maintenance shall include, but not be limited to the following:
  - a. Repair, or replacement, of lost, defaced, destroyed, illegible or otherwise deficient *premises identification(s)*.
  - b. Keeping the *premises identification(s)* free of obstructions that impair the *visibility* of the *premises identification(s)*.

3. The *premises owner* shall be responsible for the removal of all erroneous *premises identification(s)* and for the replacement of *approved premises identification(s)*.
4. The *premises owner* shall place all *premises identification(s)* only at location(s) which have been *approved*.
5. The *premises owner* shall be responsible for the placement, or replacement, of *approved premises identifications* on their *premises* within fifteen (15) days of notice of violation.

#### **SECTION 4-104. ENFORCEMENT OFFICERS.**

The *Township Official* is hereby authorized to enforce the provisions of this Ordinance and shall have the authority to render interpretations of this Ordinance, and to adopt rules, policies and procedures in order to clarify the application of its provisions. Such interpretations, written policies, procedures and rules shall be based upon the intent and purpose of this Ordinance and shall not have the effect of waiving requirements specifically provided for in this Ordinance.

#### **SECTION 4-105. PENALTIES.**

Any person, firm or corporation who shall violate any provision of this Ordinance shall, upon conviction before a Magisterial District Judge, be sentenced to pay a fine of not more than One Thousand (\$1,000.00) Dollars; and in default of payment, to imprisonment for a term not to exceed thirty (30) days. Every day that a violation of this Ordinance continues shall constitute a separate offense.

#### **SECTION 4-106. RELATIONSHIP WITH OTHER LAW AND REGULATION**

The provisions of this Ordinance are not intended to interfere with, abrogate, or annul other law, rules, regulations or ordinances. If more stringent requirements concerning premise identification are contained in other statues, rules, regulations, or ordinances, the more stringent shall apply.

#### **SECTION 5. SEVERABILITY**

If any sentence, clause, section or part of this Ordinance is for any reason found to be unconstitutional, illegal, or invalid, such unconstitutionally, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this Ordinance. It is hereby declared as the intent of the Board of Commissioners that this Ordinance would have been adopted had the unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included therein.

**SECTION 6. REPEALER.**


All Ordinances or parts of Ordinances which are inconsistent or less stringent herewith are hereby repealed.

**SECTION 7. EFFECTIVE DATE.**

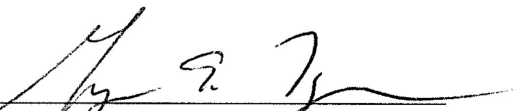
This Ordinance shall become effective upon the date of enactment below.

ENACTED AND ORDAINED this 16<sup>th</sup> day of September, 2020.

**ATTEST:**

  
\_\_\_\_\_  
A. John Pietropaoli, Secretary

**EAST PENNSBORO TOWNSHIP  
BOARD OF COMMISSIONERS**

By:   
\_\_\_\_\_  
George A. Tyson, President