

**PALMER TOWNSHIP
NORTHAMPTON COUNTY, PENNSYLVANIA
ORDINANCE 2023- 479**

AN ORDINANCE OF PALMER TOWNSHIP, NORTHAMPTON COUNTY, PENNSYLVANIA AMENDING THE UNIFORM CONSTRUCTION CODE AND CERTAIN CODES OF THE PALMER TOWNSHIP CODES AND IMPLEMENTING NEWLY PUBLISHED NATIONAL CODES, IN PARTICULAR, THE BUILDING CODE, THE ELECTRICAL CODE, THE FIRE CODE, THE MECHANICAL CODE, THE ONE- AND TWO-FAMILY DWELLING UNIT CODE, THE PLUMBING CODE AND THE MECHANICAL CODE.

WHEREAS, from time to time, certain national model code standards are updated and published by national code organizations; and

WHEREAS, upon such adoption and revision of national model code standards, the Township of Palmer has incorporated the same into its applicable code standards; and

WHEREAS, the Township of Palmer, through its Board of Supervisors, on December 14, 2000, by ordinance No. 2000-293 adopted various International Codes/2000 promulgated by national code agencies; and

WHEREAS, certain national model code standards have been revised, amended and promulgated by the International Code Council and it is the desire of the Township of Palmer to implement such national model code standards into its own code standards; and

NOW, THEREFORE, BE IT ORDAINED, by the Township of Palmer, by and through its Board of Supervisors that the following provisions of the Palmer Township Code are hereby amended as follows:

I. CHAPTERS REPEALED

1. Chapter 60, entitled Construction Codes, Uniform, shall be deleted in its entirety.
2. Chapter 72, entitled Electrical Code, shall be deleted in its entirety.
3. Chapter 99, entitled Mechanical Code, shall be deleted in its entirety.

4. Chapter 112, entitled One and Two-Family Dwelling Unit Code, shall be deleted in its entirety.
5. Chapter 124, entitled Plumbing Code, shall be deleted in its entirety.

II. CHAPTER 55 REPEAL AND REPLACEMENT

Chapter 55, entitled Building Code, shall be deleted in its entirety and replaced as follows:

Chapter 55. Code Enforcement

Article I. Uniform Construction Code

55-1. Election to administer and enforce.

Palmer Township hereby elects to administer and enforce the provisions of the Pennsylvania Construction Code Act, Act 45 of 1999, 35 P.S. §§ 7210.101-7210.1103, as amended from time to time, and its regulations.

55-2. Adoption of code.

The Uniform Construction Code, contained in 34 Pa. Code, Chapters 401-405, as amended from time to time, is hereby adopted and incorporated herein by reference as the municipal building code of Palmer Township.

55-3. Methods of administration and enforcement.

Administration and enforcement of the Code within Palmer Township shall be undertaken in any of the following ways, as determined by the governing body of Palmer Township from time to time by resolution:

- A. By the designation of an employee of Palmer Township to serve as the municipal code official to act on behalf of Palmer Township;
- B. By the retention of one or more construction code officials or third-party agencies to act on behalf of Palmer Township;
- C. By agreement with one or more other municipalities for the joint administration and enforcement of this Act through an intermunicipal agreement;
- D. By entering into a contact with another municipality for the administration and enforcement of this Act on behalf of Palmer Township;
- E. By entering into an agreement with the Pennsylvania Department of Labor and Industry for plan review, inspections

and enforcement of structures other than one-family or two-family dwelling units and utility and miscellaneous use structures.

55-4. Authorization to inspect electrical installations.

The certified inspectors of any inspection agency approved by the Palmer Township Board of Supervisors to do electrical inspections are hereby exclusively authorized to make inspections and reinspections of all electrical installations and work within Palmer Township on behalf of the Township. In no event, however, will the cost or expense of any such inspection or reinspection be a charge against the Township of Palmer. For purposes of liability, the aforesaid approved inspectors and agencies shall be considered independent contractors. All electrical inspection agencies shall keep all required Palmer Township licenses current in order to perform electrical inspections.

55-5. Duties of electrical inspectors.

It shall be the duty of the Palmer Township approved electrical inspectors to report violations of the Electrical Code to the Palmer Township Building Inspector, who may enforce any and all provisions of the Electrical Code. In addition, the approved electrical inspectors shall make inspections of any property or electrical project within the Township upon reasonable notice of a request for such inspection by the holder of a Palmer Township electrical permit or when deemed necessary by a Palmer Township code officer in order to protect the health, safety and/or welfare of any person or property.

55-6. Designation of additional agencies.

Notwithstanding the foregoing, the Supervisors of Palmer Township may designate by resolution an additional agency or agencies as authorized electrical inspectors of Palmer Township, and these agencies shall have the same duties, rights, responsibilities and liabilities as set forth in the Palmer Township Basic Electrical Code.

55-7. Exceptions to which ordinance does not apply.

The provisions of this ordinance shall not apply to the electrical installations in mines, ships, railway cars, automotive equipment or the installation of equipment employed by a railway nor to any work involved in the manufacture, assembly, tests or repair of electrical machinery, apparatus, materials and equipment by persons, firms, partnerships or corporations engaged in the electrical manufacturing as their principal business. They

shall not apply to any building which is owned or leased in its entirety by the government of the United States or the Commonwealth of Pennsylvania.

55-8. Board of appeals.

A board of appeals shall be established by resolution of the Board of Supervisors of Palmer Township in conformity with the requirements of the relevant provisions of the code, as amended from time to time, and for the purposes set forth therein. If at any time enforcement and administration is undertaken jointly with one or more other municipalities, said board of appeals shall be established by joint action of the participating municipalities.

55-9. Appeals.

Any person, partnership, corporation, trust or other entity aggrieved or affected by any provision of this ordinance or the code or any order issued thereunder may appeal the same to the Board of Appeals. The Board of Appeals may not act upon appeals, requests for variance or requests for extension of time relating to accessibility under Act 45 of 1999.

55-10. Effect on existing ordinances.

- A. All building code ordinances or portions of ordinances which were adopted by Palmer Township on or before July 1, 1999, and which equal or exceed the requirements of the Code shall continue in full force and effect until such time as such provisions fail to equal or exceed the minimum requirements of the Code, as amended from time to time.
- B. All building code ordinances or portions or ordinances which are in effect as of the effective date of this ordinance and whose requirements are less than the minimum requirements of the code are hereby amended to conform with the comparable provisions of the code.
- C. All relevant ordinances, regulations and policies of Palmer Township not governed by the code shall remain in full force and effect.

55-11. Fees.

Fees assessable by Palmer Township for the administration and enforcement undertaken pursuant to this ordinance and the code shall be established by the Board of Supervisors of Palmer Township by resolution from time to time.

55-12. Amendments and Supplements to the Uniform Construction Code.

A. In addition to all types of construction, placement of structures, repairs, and alterations for which the Pennsylvania Uniform Construction Code requires a permit, pursuant to the authorization of Act 92 of 2004, as amended, the Township of Palmer shall require persons to obtain permits under the Municipal Building Code of Palmer Township for all of the following:

a) Installation of electric, gas, plumbing or mechanical serving carports, detached private garages, greenhouses and sheds having a building area of less than 1,000 square feet. The applicant shall obtain a building permit only for the purpose of inspection for the utility or utilities being installed or provided to the accessory structure.

b) All alterations or repairs to residential buildings and replacement of residential equipment, which are exempt from the UCC by Act 92 of 2004; provided, however, that the following types of alterations and repairs shall continue to be exempt and no permit will be required:

- 1) Repair or replacement of any non-structural deck surface.
- 2) Replacement of an appliance switch or receptacle with a switch or receptacle, which is the same or has a like rating.
- 3) The repair or replacement of any sink, toilet, tub, shower, or similar fixture and trap without relocation of any drain or venting device.
- 4) The repair or replacement of any nonstructural member.
- 5) The repair or replacement of kitchen cabinets, flooring, trim or drywall, provided that such drywall is not part of a fire-resistance-rated assembly.
- 6) Replacement of windows when there is no change in the size of the existing opening.
- 7) Re-roofing of less than 25% of the total existing roof square footage.
- 8) Installation, alteration or repair of generation, transmission, distribution, metering or other related equipment under the ownership and control of public service agencies.

- 9) The installation of aluminum or vinyl siding onto an existing residential or an existing commercial building.
- 10) Replacement of doors.

c) Pursuant to Section 403.62(c), zoning permits are required for the following:

- 1) Utility and miscellaneous use structures under 1,000.
- 2) Fences of any height.
- 3) Retaining walls of any height.
- 4) Sidewalks and driveways.
- 5) The installation of an uncovered deck where the floor of the deck is no more than 30 inches above grade.
- 6) Prefabricated swimming pools that are less than 24-inches deep.

Article II. Building Code

55-13. Short title.

The short title of this ordinance shall be the "Palmer Township Basic Building Code."

55-14. Code adopted.

The publication entitled the "International Building Code/2018," (hereafter "IBC"), and its amendments and errata sheets, published by International Code Council, hereinafter called the "code," is hereby accepted, adopted and incorporated in its entirety, except as may be hereinafter otherwise indicated, as the Building Code of the Township of Palmer.

55-15. Insertions in code.

The following insertions of words and numbers shall be considered made in the indicated places in the below-referred-to sections of the code:

Section 101.1. Insert: **[Palmer Township]**

Section 1612.3. Insert: **[Palmer Township]**

Section 1612.3. Insert: **[07/16/2014]**

§ 55-16. Amended sections.

The following sections of the code, denoting work not requiring permits, shall require a zoning permit: Section 105.2 IBC, work exempt from permits, Building: numbers 1, 2, 4, 5, 6, 8, 9 and 10.

Article III. Mechanical Code

55-17. Short title.

This ordinance shall be known and may be cited as the "Palmer Township Basic Mechanical Code."

55-18. Code adopted.

The publication entitled the "International Mechanical Code/2018" and its errata sheets, published by the International Code Council, hereinafter called the "code," is hereby accepted, adopted and incorporated in its entirety, except as may be hereinafter otherwise indicated, as the Mechanical Code of the Township of Palmer.

55-19. Insertions in code.

The following insertions of words and numbers shall be considered made in the indicated places in the below-referred-to sections of the code:

Section 101.1. Insert: **[Palmer Township]**

Section 106.5.2. Insert: **[Set by Resolution]**

Section 106.5.3. Insert: **[Fifty percent, Fifty percent]**

Section 108.4. Insert: **[Summary Offense, \$1,000.00, 30 days]**

Section 108.5. Insert: **[\$100.00, \$1,000.00]**

55-20. Repealer.

Whenever a provision of this ordinance conflicts with a provision of another township ordinance or law, the most restrictive of the two provisions shall prevail. All ordinances or parts of ordinances or any other township law inconsistent herewith are hereby repealed by virtue hereof.

55-21. Severability.

The provisions of this code and ordinance are severable. If any provision of the code or this ordinance is for any reason invalid, it is hereby declared to be the intent of the Board of Supervisors to have enacted this ordinance and code without such invalid provision.

Article IV. Residential One and Two-Family Dwelling Code

55-22. Adoption of code.

The publication entitled the "International Residential Code for One- and Two-Family Dwellings/2018" and its errata sheets, published by the International Code Council, hereinafter referred to as the "code," is hereby

accepted, adopted and incorporated, in its entirety, except as may be hereinafter otherwise indicated, as the Residential One- and Two-Family Dwelling Code of the Township of Palmer.

55-23. Insertions in code.

The following insertions of words and numbers shall be considered made in the indicated places in the below-referred-to sections of the code:

Section R101.1. Insert: **[Palmer Township]**

Table R301.2(1) Insert: **[Ground Snow Load: 30 pounds per square foot]**

[Wind Design Speed (mph): 90]

[Wind Design Topographic Effects: NO]

[Wind Design Special Wind Region: NO]

[Wind Design Wind-borne Debris Zone: NO]

[Seismic Design Category: C]

[Subject to Damage from Weathering: Severe]

[Subject to Damage from Frost Line Depth: 36-inches]

[Subject to Damage from Termite: Moderate to heavy]

[Winter Design Temp: 9]

[Ice Barrier Underlayment Required: Yes]

[Flood Hazards: (a) Flood ordinance adoption January 15, 1973 (b) Flood Insurance Study July 16, 2014 (c) Flood Insurance Rate Map, dated July 16, 2014, panel numbers: 0144E, 0256E, 0257E, 0276E, 0258E, 0259E, 0278E, 0286E, 0269E]

[Air Freezing Index: Greater than 0 to 1,000]

[Mean Annual Temp: 51 degrees Fahrenheit]

[Elevation: 384 feet]

[Latitude: 41°]

[Winter Heating: 9° F]

[Summer Cooling: 88° F]

[Altitude Correction Factor: 1]

[Indoor Design Temperature: 70° F]

[Design Temperature Cooling: 75° F]

[Heating Temperature Difference: 61° F]

[Cooling Temperature Difference: 13° F]

[Wind Velocity Heating: 15 mph]

[Window Velocity Cooling: 7.5 mph]

[Coincidental Wet Bulb: 73° F]

[Daily Range: M]

[Winter Humidity: 50% RH]

[Summer Humidity: 50% RH]

Section P2603.5.1 Insert: **[36-inches, 36-inches]**

55-24. Repealer.

Whenever a provision of this ordinance conflicts with a provision of another township ordinance or law, the most restrictive of the two provisions shall prevail. All ordinances or parts of ordinances or any other township law inconsistent herewith are hereby repealed by virtue hereof.

55-25. Severability.

The provisions of this ordinance and the aforesaid code are severable. If any provision of this ordinance or of the aforesaid code is for any reason held invalid, such invalidity shall not affect the remaining provisions of this ordinance or of the aforesaid code.

55-26. Amended sections.

The following section of the code, denoting work not requiring permits, shall require a zoning permit with such fees based upon the adopted construction valuation and fee schedule and subject to Zoning Ordinance requirements: IRC Section 105.2, Work exempt from permit, Building: numbers 1, 2, 3, 4, 5, 7 and 10.

55-27. Residential basements.

- A. A building permit shall be required where a proposed construction, renovation or conversion of any new or old basement of a residential structure involves constructing, renovating or converting such residential basement into a habitable space regardless of whether such construction, renovation or conversion is structural or nonstructural in nature.
- B. The applicant seeking to construct a residential basement shall be required to comply with Section R310 of the 2018 International Residential Code, as amended, entitled Emergency Escape and Rescue Openings.
- C. This section shall not apply to any residential basement made habitable prior to July 6, 2004.

Article V. Plumbing Code

55-28. Adoption of code.

The publication entitled the "International Plumbing Code/2018" and its errata sheets, published by the International Code Council, hereinafter referred to as the "code," is hereby accepted, adopted and incorporated, in

its entirety, except as may be hereinafter otherwise indicated, as the Plumbing Code of the Township of Palmer.

55-29. Insertions in code.

The following insertions of words and numbers shall be considered made in the indicated places in the below-referred-to sections of the code:

Section 101.1. Insert: [**Palmer Township**]

Section 106.6.2. Insert: [**Set by Resolution**]

Section 106.6.3. Insert: [**Fifty percent, Fifty percent**]

Section 108.4. Insert: [**Summary offense, \$1,000.00, 30 days**]

Section 108.5. Insert: [**\$100.00, \$1,000.00**]

Section 305.4.1. Insert: [**36-inches, 36-inches**]

Section 903.1. Insert: [**12**]

55-30. Floor drains.

Notwithstanding the foregoing, floor drains are prohibited in all uses and structures unless they are proven necessary to the safe and sanitary operation of the use to which they service and meet the requirements of the Plumbing Code. In addition, special separators, traps and filters must be installed if deemed necessary by the Plumbing Inspector or code official having jurisdiction.

55-31. Repealer.

Whenever a provision of this ordinance conflicts with a provision of another township ordinance or law, the most restrictive of the two provisions shall prevail. All ordinances or parts of ordinances or any other township law inconsistent herewith are hereby repealed by virtue hereof.

55-32. Severability.

The provisions of this ordinance and the aforesaid code are severable. If any provision of this ordinance or of the aforesaid code is for any reason held invalid, such invalidity shall not affect the remaining provisions of this ordinance or of the aforesaid code.

Article VI. Existing Building Code

55-33. Adoption of code.

The publication entitled the "International Existing Building Code/2018" and its errata sheets, published by the International Code Council, hereinafter referred to as the "code," is hereby accepted, adopted and

incorporated, in its entirety, except as may be hereinafter otherwise indicated, as the Existing Building Code of the Township of Palmer.

55-34. Insertions in code.

The following insertions of words and numbers shall be considered made in the indicated places in the below-referred-to sections of the code:

Section 101.1. Insert: **[Palmer Township]**

55-35. Repealer.

Whenever a provision of this ordinance conflicts with a provision of another township ordinance or law, the most restrictive of the two provisions shall prevail. All ordinances or parts of ordinances or any other township law inconsistent herewith are hereby repealed by virtue hereof.

55-36. Severability.

The provisions of this ordinance and the aforesaid code are severable. If any provision of this ordinance or of the aforesaid code is for any reason held invalid, such invalidity shall not affect the remaining provisions of this ordinance or of the aforesaid code.

Article VII. Swimming Pool Code

55-37. Adoption of code.

The publication entitled the "International Swimming Pool & Spa Code/2018" and its errata sheets, published by the International Code Council, hereinafter referred to as the "code," is hereby accepted, adopted and incorporated, in its entirety, except as may be hereinafter otherwise indicated, as the Swimming Pool Code of the Township of Palmer.

55-38. Insertions in code.

The following insertions of words and numbers shall be considered made in the indicated places in the below-referred-to sections of the code:

Section 101.1. Insert: **[Palmer Township]**

Section 105.6.2 Insert: **[Set by Resolution]**

Section 105.6.3. Insert: **[Fifty percent, Fifty percent]**

Section 107.4. Insert: **[Summary offense, \$1,000.00, 30 days]**

Section 107.5. Insert: **[\$100.00, \$1,000.00]**

55-39. Repealer.

Whenever a provision of this ordinance conflicts with a provision of another township ordinance or law, the most restrictive of the two provisions shall prevail. All ordinances or parts of ordinances or any other township law inconsistent herewith are hereby repealed by virtue hereof.

55-40. Severability.

The provisions of this ordinance and the aforesaid code are severable. If any provision of this ordinance or of the aforesaid code is for any reason held invalid, such invalidity shall not affect the remaining provisions of this ordinance or of the aforesaid code.

Article VIII. Fuel Gas Code

55-41. Adoption of code.

The publication entitled the "International Fuel Gas Code/2018" and its errata sheets, published by the International Code Council, hereinafter referred to as the "code," is hereby accepted, adopted and incorporated, in its entirety, except as may be hereinafter otherwise indicated, as the Fuel Gas Code of the Township of Palmer.

55-42. Insertions in code.

The following insertions of words and numbers shall be considered made in the indicated places in the below-referred-to sections of the code:

Section 101.1. Insert: **[Palmer Township]**

Section 106.6.2 Insert: **[Set by Resolution]**

Section 106.6.3. Insert: **[Fifty percent, Fifty percent]**

Section 108.4. Insert: **[Summary offense, \$1,000.00, 30 days]**

Section 108.5. Insert: **[\$100.00, \$1,000.00]**

55-43. Repealer.

Whenever a provision of this ordinance conflicts with a provision of another township ordinance or law, the most restrictive of the two provisions shall prevail. All ordinances or parts of ordinances or any other township law inconsistent herewith are hereby repealed by virtue hereof.

55-44. Severability.

The provisions of this ordinance and the aforesaid code are severable. If any provision of this ordinance or of the aforesaid code is for any reason held invalid, such invalidity shall not affect the remaining provisions of this ordinance or of the aforesaid code.

Article IX. Energy Conservation Code

55-45. Adoption of code.

The publication entitled the "International Energy Conservation Code/2018" and its errata sheets, published by the International Code Council, hereinafter referred to as the "code," is hereby accepted, adopted and incorporated, in its entirety, except as may be hereinafter otherwise indicated, as the Energy Conservation Code of the Township of Palmer.

55-46. Insertions in code.

The following insertions of words and numbers shall be considered made in the indicated places in the below-referred-to sections of the code:

Sections C101.1 and R101.1. Insert: **[Palmer Township]**

55-47. Repealer.

Whenever a provision of this ordinance conflicts with a provision of another township ordinance or law, the most restrictive of the two provisions shall prevail. All ordinances or parts of ordinances or any other township law inconsistent herewith are hereby repealed by virtue hereof.

55-48. Severability.

The provisions of this ordinance and the aforesaid code are severable. If any provision of this ordinance or of the aforesaid code is for any reason held invalid, such invalidity shall not affect the remaining provisions of this ordinance or of the aforesaid code.

Article X. Miscellaneous Code Provisions

55-49. Construction of code.

Whenever a provision of this ordinance or the code conflicts with a provision of another township ordinance or law, the most restrictive of the two provisions shall prevail. Building height, setback and use regulations of the Township Zoning Ordinance[1] shall prevail over provisions pertaining to similar topics in this ordinance or the code. The standards contained in amended Township Ordinance No. 36 for street, sidewalk and curb construction[2] shall prevail over any standards in the code for construction of the same. Provisions of this ordinance shall prevail in any conflict with provisions of the code incorporated herein.

[1] Editor's Note: See Ch. 190, Zoning.

[2] Editor's Note: See Ch. 160, Street and Sidewalk Construction.

55-50. Frost line.

The frost line in Palmer Township shall always be taken to be three (3) feet below finished grade line.

55-51. Sewage and utilities.

Whenever possible buildings accessible to public sewers, water and utilities shall be connected to the same as provided by amended Ordinance No. 107.[1] Unused private sewage systems and tanks shall be filled or secured. Depths given by the township for lateral connections cannot be guaranteed as more than approximate.

[1] Editor's Note: See Ch. 147, Sewer Use, Art. II, Regulations.

55-52. Curbing.

It is the intent of this ordinance that all roads in Palmer Township shall be curbed. The Board of Supervisors may implement this provision from time to time and place to place by ordinance and charge expenses to abutting property owners. In addition, all new Township roads shall be curbed and all lots upon which new buildings of 1,000 square feet or more are constructed shall be fully curbed on all sides. Curbing shall be constructed according to the specifications of Township Ordinance No. 36 as amended.[1] The Township Engineer shall supply grades for curbing when curbing is going to be installed.

[1] Editor's Note: See Ch. 160, Street and Sidewalk Construction.

55-53. Sidewalks.

Sidewalks shall be provided when a new building of 1,000 square feet or more is built upon a lot fronting a public road as designated on the Township Zoning Map or when the street is already equipped with a sidewalk or when the same is necessary to assure safety or when the same is required by the Township Supervisors by ordinance. Sidewalks shall be constructed according to the specifications of Township Ordinance No. 36 as amended.[1] The Township Engineer shall supply grades for sidewalks when sidewalks are going to be installed.

[1] Editor's Note: See Ch. 160, Street and Sidewalk Construction.

55-54. Streets and driveways.

Dedicated public streets shall adjoin lots containing buildings of 1,000 square feet or more unless special permission is given by the Board of Supervisors for a private road. If the lot upon which a building of 1,000

square feet or more adjoins an unaccepted or unopened street, an appropriate bond or unaccepted street agreement authorizing opening of the street and providing for payment of the costs of the same and utilities by the lot owner shall be filed. Specifications for street and driveway construction shall be as set by Township Ordinance No. 36 as amended.[1] A permit shall be required to construct or reconstruct any driveway.

[1] Editor's Note: See Ch. 160, Street and Sidewalk Construction.

55-55. Enforcement.

The Zoning Officer shall have authority to enforce the provisions of this code in addition to the code enforcement personnel appointed by virtue of this ordinance.

55-56. Building grades.

The grade and elevation for the foundation and surrounding grounds of all buildings shall be supplied or approved by the township. Grounds, utility splice boxes and the top of the foundation shall not be below street level without special permission, and lots built up or filled shall have easements at least 20 feet wide with pipes and catch basins if natural watercourses are encroached. Wood and wood scraps shall not be buried underground as fill, and grading shall not cause water puddles.

55-57. Labor and industry approval.

No building or other permit shall be issued for any structure requiring labor and industry or other similar approval until such approval has been given.

55-58. Safety during construction.

The Occupational Health and Safety Act and other safety requirements shall be fully complied with during construction of structures. Buildings under construction shall be locked, when unattended, as soon as feasible. Lumber and building materials shall be stacked in a safe manner and location. Cellar excavations shall be fenced when unattended if required by the Building Inspector and shall be kept free of water. Temporary services shall be raintight and sealed or locked so that there is no access to electrically charged conductors, plug fuses, lugs, bus bars or knife switches. Ladders shall be taken down when unattended. Portable space heaters shall not be left unattended or used unless there is adequate ventilation to the outside. Power tools shall not be left unattended in operable condition.

55-59. Hours of work.

Unless special permission is given, construction which is noise producing shall not commence until 7:00 a.m. and shall be discontinued by 11:00 p.m.

55-60. Official placards and stickers.

Unless authorized, no person shall remove, deface or alter any official township placard, sign, poster, zoning hearing notice or sticker.

55-61. Applicability of Zoning Ordinance.

Section 190-154 of the Zoning Ordinance which pertains to floodplains is expressly incorporated herein by reference. No construction, substantial improvement reconstruction or alterations shall be made hereunder until the requirements of these sections of the Zoning Ordinance have also been complied with.[1]

[1] Editor's Note: See Ch. 190, Zoning.

55-62. Severability.

The provisions of this ordinance and the code are severable. If any provision of this ordinance or the code is for any reason invalid, such invalidity shall not affect the remaining provisions of this ordinance or the code. It is hereby declared to be the intent of the Board of Supervisors that this ordinance or the code would have been enacted without such invalid provision.

Article XI. Violations and penalties.

- A. Any person, partnership, corporation, trust or other entity who or which is any way violates any of the provisions of this ordinance or the code or who or which refuses to obey any lawful order issued thereunder shall be liable, upon conviction in a summary proceeding before any Magisterial District Justice, to pay a fine or penalty to the Township of Palmer and for the use of said township in an amount not less than \$10 nor more than \$1,000 or be sentenced to imprisonment in the county prison for a period not exceeding 30 days, as provided by law.
- B. Each day of violation of the particular code or ordinance applicable shall be considered a separate offense, for which the fines and penalties stated herein may be imposed on a daily basis.
- C. For collection of fines and penalties, see § 1-16E of Chapter 1, General Provisions.

SECTION III: SEVERABILITY

The provisions of this Ordinance are declared to be severable. If any article, section, subsection, paragraph, clause, phrase or provision of this Ordinance shall be held to be invalid or

held unconstitutional, the same shall not affect the validity of this Ordinance as a whole or any part or provisions hereof, other than the part determined to be invalid or unconstitutional.

SECTION IV: **CONFLICTS**

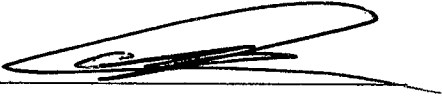
Any ordinance, resolution and/or other regulation of the Township, or any parts of ordinances, resolutions and/or other regulations of the Township, in conflict herewith are hereby repealed. All other provisions of the ordinances, resolutions and/or other regulations of Palmer Township, Northampton County, Pennsylvania shall remain in full force and effect.

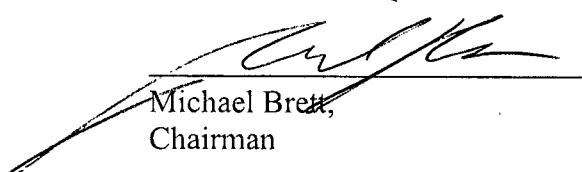
SECTION V: **EFFECTIVE DATE**

This Ordinance shall become effective Thirty-Five (35) days after enactment.

ATTEST:

PALMER TOWNSHIP BOARD
OF SUPERVISORS


Robert A. Williams,
Secretary


Michael Brett,
Chairman