

BOROUGH OF BELLEVUE
COUNTY OF ALLEGHENY
COMMONWEALTH OF PENNSYLVANIA

ORDINANCE NO. 24 - 13

AN ORDINANCE OF THE BOROUGH OF BELLEVUE, A HOME RULE MUNICIPALITY IN THE COUNTY OF ALLEGHENY, IN THE COMMONWEALTH OF PENNSYLVANIA; AMENDING CERTAIN SECTIONS OF THE 2015 INTERNATIONAL PROPERTY MAINTENANCE CODE AS THE PROPERTY MAINTENANCE CODE FOR THE BOROUGH OF BELLEVUE; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; AND REPEALING EXISTING INCONSISTENT ORDINANCES

THE TOWN COUNCIL OF THE BOROUGH OF BELLEVUE HEREBY ORDAINS:

WHEREAS, in order to promote and protect the health, safety and welfare of the residents of the Bellevue Borough, Allegheny County, Pennsylvania, the Town Council has previously determined it necessary to adopt the 2015 International Property Maintenance Code with certain amendments.

WHEREAS, the Town Council finds it necessary to amend certain other sections of the 2015 International Property Maintenance Code relating to violation and penalties.

NOW, THEREFORE, be it ordained and enacted by the Town Council of the Borough of Bellevue as follows:

Section 1. The following sections of the 2015 International Property Maintenance Code are hereby amended from the text of said Code [*section numbers refer to the corresponding sections of the 2015 International Property Maintenance Code*]

Section 101.1. – Title – The name “**BELLEVUE BOROUGH**” is hereby inserted.

Section 103.5. – Fees/Tickets – Upon finding a violation of this Code, any public officer of the Borough of Bellevue, appointed by Borough Council of the Borough of Bellevue, may issue violation tickets and/or citations to the owner and/or occupant of the property at issue or to the individual known to have violated this Code.

Section 106.4 – Violation Penalties – Any person who violates a provision of this Code shall pay a fine as set forth herein for each offense plus all direct and indirect costs incurred by the Borough for the cleanup and abatement of the violation.

- A. Violation ticket fines. For a violation of this chapter, violation tickets shall be issued in the amount of \$25.

- B. Violation ticket penalties. If the person in receipt of a twenty-five-dollar violation ticket does not pay the fine or request a hearing within 15 days, the person will be subject to a ten-dollar penalty for days 16 through 30.
- C. Failure to respond. If a person fails to make payment or request a hearing within 30 days of a violation ticket, they shall be subject to a citation for failure to pay.
- D. Repeated violations. Upon issuance of four tickets for the same violation, right is reserved for a Public Officer to issue a citation for fifth and subsequent offenses.
- E. Continuous or egregious violations. If violations are continuous or egregious, a public officer has the right to issue a citation without first issuing a ticket, provided notice has been given. Any previously issued violation tickets will be considered as notice given.
- F. Citation fines. Any person, firm or corporation who shall fail, neglect or refuse to comply with any of the terms or provisions of this chapter, or of any regulation or requirement pursuant hereto and authorized hereby shall, upon conviction, be ordered to pay a fine of not less than \$300, not more than \$1,000 on each offense or imprisoned no more than 90 days, or both.

1. A person in receipt of a violation ticket may appeal to the Borough Manager's office by filing his appeal request in writing on a form to be provided within 15 calendar days of the date of the violation ticket, stating his reasons for appeal, and accompanied by the appropriate fine amount.

2. If abatement or other costs were associated with the violation, these may be required to be posted, at the Borough Manager's sole discretion, along with the appeal.

3. The violator may request an opportunity to meet in person with the Borough Manager concerning their appeal, and the request may be granted at the sole discretion of the Borough Manager, who may also deem it appropriate to consult with the public officer(s) involved in the matter or any other concerned parties.

4. Within 30 days of the appeal date, the Borough Manager may decide to uphold the appeal, deny the appeal, or may modify the violation ticket and/or any associated costs, fines or penalty amounts as he/she deems appropriate, and will issue written notice of the decision, along with any refunds applicable.

The penalty and collection provisions of this section shall be independent, non-mutually exclusive separate remedies, all of which shall be available to the Borough of Bellevue as may be deemed appropriate for carrying out the purposes of this Code. The remedies and procedures provided in this ordinance for violation hereof are not intended to supplant or replace to any degree the remedies and procedures available to the Borough in the case of a violation of any other Borough of Bellevue Code or Ordinance, whether or not such other code or ordinance is referenced in this chapter and whether or not an ongoing violation of such other code or ordinance is cited as the underlying ground for a finding of a violation of this ordinance.

Section 2. Inconsistent Ordinances.

Any ordinance, or part of any ordinance, conflicting with the provisions of this ordinance is hereby repealed, insofar as the same affects this ordinance.

ORDAINED and **ENACTED** by the Borough Council of the Borough of Bellevue in lawful session duly assembled this 23rd Day of July, 2024.

ATTEST:

BOROUGH OF BELLEVUE



Jim Kelly, Borough DAS

By: 

**Jodi Cerminara President
Bellevue Town Council**

Examined and approved this 23rd day of July, 2024.



Mayor

