

**FOLCROFT BOROUGH
DELAWARE COUNTY, PENNSYLVANIA**

ORDINANCE NO. 2022-06

AN ORDINANCE OF FOLCROFT BOROUGH, DELAWARE COUNTY, PENNSYLVANIA, AMENDING PART II: GENERAL LEGISLATION; CHAPTER 319: FIRE PREVENTION; ARTICLE I: FIRE HAZARDS; FIRE MARSHAL; SECTION 319-9: FEES OF THE FOLCROFT BOROUGH CODE OF ORDINANCES TO SET FORTH FEES FOR FIRE SAFETY INSPECTIONS OF NON-RESIDENTIAL PROPERTIES; REPEALING PRIOR INCONSISTENT ORDINANCES, RESOLUTIONS AND PARTS THEREOF; AND PROVIDING A SEVERABILITY CLAUSE AND EFFECTIVE DATE.

WHEREAS, the Borough Code (the “Code”) vests the Folcroft Borough Council with the authority to adopt ordinances necessary for the proper management, care, control and welfare of Folcroft Borough (the “Borough”); and

WHEREAS, to facilitate the protection of persons and property, the Fire Marshal or his authorized representative is authorized to conduct fire safety inspections of certain non-residential buildings and structures within the Borough; and

WHEREAS, the Folcroft Borough Council finds that a certain increased expenditure of time and money by the Borough is necessitated in carrying out fire safety inspections; and

WHEREAS, the Folcroft Borough Council desires to recover such costs by charging inspection fees to property owners subject to fire safety inspections; and

WHEREAS, the purpose of such inspection fees shall be to recover administrative and inspection expenses only, and not to raise revenue; and,

WHEREAS, the Folcroft Borough Council desires to amend Part II, Chapter 319, Article I, Section 319-9 of the Folcroft Borough Code of Ordinances to set forth fees for fire safety inspections; and

WHEREAS, the Folcroft Borough Council has determined that the welfare of the Borough will be served by enacting provisions related thereto.

NOW THEREFORE, IT IS HEREBY ORDAINED AND ENACTED by the Folcroft Borough Council, that the following ordinance shall be amended as follows (text to be deleted shown as ~~strikethrough~~, text to be added shown as underline):

§ 319-9 Fees.

- A.** All permits and licenses required herein and by the provisions hereof shall be obtained upon written application on a form to be obtained from the Fire Marshal to be accompanied by a permit or license fee in an amount as established from time to time by

resolution of Borough Council. A record of all applications and permits issued shall be kept by the Fire Marshal and filed with the Borough Secretary immediately upon completion of the inspection.

B. Fees for Fire Safety Inspections in accordance with this Chapter 319 are established as follows

- i. **The fee for inspection of a property measuring 1,000 square feet or less shall be \$200.00;**
- ii. **The fee for inspection of a property measuring 1,001 square feet or more, but less than 2,001 square feet shall be \$300.00;**
- iii. **The fee for inspection of a property measuring 2,001 square feet or more shall be \$300.00 for the first 2,000 square feet and \$ 25.00 for each additional 1,000 square feet;**
- iv. **The fee for a property operating exclusively as a self-service storage facility, as defined in the Self-Service Storage Facility Act (73 P.S. § 1901, et. seq.) shall be \$50.00 per self-storage unit.**

II. REPEALER

Any and all terms, conditions and provisions of any Ordinance or Resolution of Folcroft Borough in conflict with the terms, conditions and provisions of this Ordinance, are hereby repealed to the extent of such conflict.

III. SEVERABILITY

It is hereby declared to be the legislative intent, that if a court of competent jurisdiction declares any provision of this Ordinance to be invalid or ineffective in whole or part, the effect of such decision shall be limited to those provisions which are expressly stated in the decision to be invalid or ineffective, and all such other provisions of this Ordinance shall continue to be separately and fully effective.

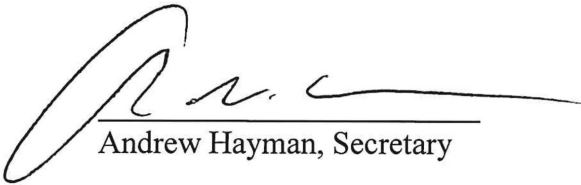
IV. EFFECTIVE DATE

This Ordinance shall be effective immediately upon adoption of the Folcroft Borough Council.


ORDAINED AND ENACTED by the Folcroft Borough Council on this 20th day of December, 2022.

Attest:

FOLCROFT BOROUGH COUNCIL



Andrew Hayman, Secretary



Joseph Papaleo, President

APPROVED:



Francis DiCicco, Mayor