

BOROUGH OF WILMERDING

ORDINANCE NO. 1027

AN ORDINANCE OF THE BOROUGH OF WILMERDING AMENDING THE CODE OF ORDINANCES; PROVIDING FOR ADDITIONAL MEANS OF ENFORCING ITS VARIOUS ORDINANCES; PROVIDING FOR THE IMPOSITION OF FINES; EFFECTIVE DATE.

WHEREAS, the Borough of Wilmerding has heretofore ordained and adopted the International Property Maintenance Code, and other Codes and Ordinances regulating activities in the Borough; and

WHEREAS, the Borough has heretofore provided for enforcement measures for violations of such Ordinances; and

WHEREAS, the Borough of Wilmerding has determined that alternate means of enforcement should be made available in order to reduce the costs of enforcement; and

WHEREAS, this Ordinance is passed pursuant to the Borough Code, and is deemed to be in the best interests of the safety of the residents of the Borough of Wilmerding.

AND NOW, THEREFORE, IT IS HEREBY ORDAINED AS FOLLOWS:

Section One. The Code Enforcement Officer [CEO] of the Borough shall have the option to enforce violations of Ordinances as set forth herein in addition to all remedies provided by law.

Section Two. The CEO shall have the authority to file and provide to the offending party a written Notice of Violation advising of the nature of the violation, date of violation and what

remedies must be taken, if any. Such notice shall further advise the offending party that he/she/it may plead guilty, pay a fine of Twenty Five [\$25.00] Dollars payable to the Borough within ten days of the notice and remedy a continuing violation within ten days. The notice must also advise that the Borough may file further action with the District Magistrate if the offender fails to pay the fine prescribed and/or fails to remedy a continuing violation. If the offending party fails to pay the fine and remedy a continuing wrong within ten days, the CEO may file a complaint with the District Magistrate.

Section Three. If any party commits the same violation a second time within one year of the first such violation, the fine shall be increased to Thirty Five [\$35.00] Dollars.

Section Four. The fines and time requirements established in Sections Two and Three may be amended and revised by Council at any time by simple Resolution.

Section Five. Any ordinance or parts of ordinances in conflict with any provision of this ordinance are hereby repealed to the extent of such conflict. If any portion of this Ordinance is held to be illegal or unconstitutional, then it is the intent of Borough Council that it would have enacted the balance of this Ordinance irrespective of such invalid portion.

Section Six. This Ordinance will take effect immediately.

ORDAINED into law this 1 day of SEPTEMBER 2015.

ATTEST:

WILMERDING BOROUGH

By:

J. J. Hartzel  
Secretary

By:

Sandra Smith  
President

Approved this 1 day of SEPTEMBER, 2015.

By:

Wayne P. Papp  
Mayor