

CODE OF ORDINANCES
of the
BOROUGH OF EAST CONEMAUGH
Cambria County, Pennsylvania

Published by Authority of the Borough

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OFFICIALS
of the
BOROUGH OF EAST CONEMAUGH
County of Cambria
Pennsylvania

ELECTED OFFICIALS

BOROUGH COUNCIL

President	-	[Name]
	-	
	-	
	-	
	-	
	-	
Tax Collector	-	
Auditors	-	
	-	
	-	

APPOINTED OFFICIALS

Manager	-	[Name]
Secretary	-	
Treasurer	-	
Codes Officer	-	
Solicitor	-	
Engineer	-	

FOREWORD

History

This comprises the codification of the Ordinances of the Borough of East Conemaugh. The Borough of East Conemaugh was incorporated as a Borough in 1868 from parts of Taylor Township.

The Code of Ordinances of the Borough of East Conemaugh was prepared by Penns Valley Publishers, a division of Fry Communications, Inc., and adopted by the Borough Council on [Date] by Ordinance Number_____.

Organization

The Code contains four parts which are (1) the valid current ordinances of the Borough contained in Chapters 1 through 27, (2) the Appendix, which lists by abstracted title all ordinances of a temporary or "one time" nature, (3) the Key to the disposition of each ordinance ever enacted by the Borough, and (4) the Index, which is an alphabetical arrangement of subjects.

In the Code each Chapter is separated by a divider tab, and specific ordinances can be located by subject on the contents page at the beginning of each Chapter. The Index may also be used to search for a subject when one is looking for general information on a particular subject, or if it is not known in which Chapter the subject might be found. The Appendix consists of several general categories containing a chronological listing of short subject descriptions along with a reference to the original ordinance and its date of enactment, if known.

The Key to disposition indicates what action has been taken by the Borough Council with regard to every ordinance ever enacted. An ordinance has either been (1) specifically repealed, (2) superseded by another ordinance, (3) is located in a Chapter of the Code book, or (4) is located in the Appendix. Annual tax rate and budget ordinances are located only in the Key. The Key is a cross reference to the original ordinance books of the Borough, and to the location within the Code of each ordinance by number.

ORDINANCE NO. _____

AN ORDINANCE ADOPTING THE CODE OF ORDINANCES OF THE BOROUGH OF EAST CONEMAUGH, CAMBRIA COUNTY, PENNSYLVANIA; CONSOLIDATING, REVISING, AMENDING AND REPEALING CERTAIN ORDINANCES; ENACTING CERTAIN NEW PROVISIONS; PROVIDING A PROCEDURE FOR AMENDING THE CODE AND FOR THE CITATION OF THE CODE AND THE EFFECTIVE DATE THEREOF; ESTABLISHING RESPONSIBILITY FOR MAINTENANCE OF THE CODE; SAVING CERTAIN PROVISIONS FROM REPEAL; AND PRESCRIBING PENALTIES FOR VIOLATION.

The Borough Council hereby ordains:

Section 1. Adoption. The "Code of Ordinances, Borough of East Conemaugh," as prepared and published for the said Borough, is hereby adopted as a consolidation, codification and revision of the ordinances of the Borough. Chapters 1 through 27 thereof contain the text of the body of all general administrative and regulatory ordinances of the Borough organized as follows:

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APPENDIX:

A	Annexation of Territory
B	Bond Issues and Loans
C	Franchise and Services
D	Governmental and Intergovernmental Affairs
E	Plan Approval
F	Public Property
G	Sewers

H Streets and Sidewalks
 I Water
 J Zoning; Prior Ordinances

Key to the Disposition of All Ordinances

The Appendix of the volume lists, by subject matter, in chronological order, the titles (or an abstract of title) of enactments of special nature or of historical interest, for the complete text of which the official records of the Borough shall be authoritative.

Section 2. Citation and Effective Date. The codification referred to in section 1 of this ordinance shall be known and cited officially as the "Borough of East Conemaugh Code of Ordinances," and all future ordinances shall make reference thereto. This ordinance shall become effective immediately upon publication of notice of final enactment as required by law.

Section 3. Saving Clause. The provisions of the Borough of East Conemaugh Code of Ordinances, so far as they are the same as those ordinances and regulations in force immediately prior to the adoption of said Code, are intended as a continuation of such ordinances and regulations and not as a new enactment. The provisions of the Borough Code of Ordinances shall not affect any suit or prosecution pending or to be instituted to enforce any of the prior ordinances or regulations.

Section 4. Consolidation and Revision. As a necessary part of codification, the following provisions are hereby consolidated and revised as indicated:

A. Consolidations

<u>Chapter,Part,Section</u>	<u>Subject</u>	<u>Ordinance No.</u>
15, Entire Chapter	Motor Vehicles	205,210A,102-83

B. Revisions

<u>Chapter,Part,Section</u>	<u>Subject</u>	<u>Ordinance No.</u>
1, 7, 701-706	Fire Insurance Proceeds	103-92
6, 3, 301,302	Disorderly Conduct	195
6, 4, 401-404	Prohibiting Discharge of Fire-arms and Similar Devices	196
6, 5, 501,502	Throwing of Objects	197
13, 2, 201-209	Transient Retail Business	204
24, 4, 401-417	Realty Transfer Tax	233

Section 5. New Enactments, Amendments and Repeals. As a necessary part of codification, the following ordinances are hereby enacted, amended and repealed as summarized by short title:

A. New Enactments
Chapter, Part, Section

Subject

1,	5B,	511-513	Volunteer Firemen's Relief Association
15,	Entire Chapter		Motor Vehicles

B. Amendments
Chapter, Part, Section

Subject

Ordinance No.

3,	1,	101	Bicycle Regulations; Registration	210B, Art. I
4,	1,	104	Building Permits; Permit Required to Obstruct a Street	217, §4
6,	3,	301	Disorderly Conduct	195, §1
8,	2,	202	Floodplains; Issuance of Building Permit	108-88, §2.01
8,	2,	203	Floodplains; Application Procedures and Requirements	108-88, §2.02; 101-89
8,	2,	210	Floodplains; Fees	108-88, §2.09
8,	4,	401	Floodplains; General	108-88, §4.00; 101-89
13,	1,	102	Amusement Devices; License Fee	203, §2
13,	3,	304	Transportation of Household Goods; Permit Fee	105-94, §IV
18,	1,	104	Industrial Waste Pretreatment Standards; Administration	102-93, §4
20,	1,	102	Solid Waste Regulations; Definitions	104-93, §II
21,	1,	102	Street Openings and Excavations; Permit Required	206, §2
26,	1B,	122	Stormwater Management; Definitions	110-94, §202
26,	1C,	131	Stormwater Management; General Requirements	110-94, §301
26,	1C,	132	Stormwater Management; Technical Requirements	110-94, §302

C. Repeals
Ordinance No.

Subject

134	Activities of Fire Department
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Section 6. Adoption of Standard Codes by Reference. As a necessary part of codification, the following ordinances are hereby enacted by reference as standard codes summarized by short title:

<u>Chapter,Part,Section</u>	<u>Short Title</u>
5, 1, 101-104	BOCA National Building Code, 1993 edition
5, 2, 201-204	BOCA National Plumbing Code, 1993 edition
5, 3, 301-304	BOCA National Fire Prevention Code, 1993 edition
5, 4, 401-415	National Electrical Code, 1993 edition
5, 5, 501-504	BOCA National Property Maintenance Code, 1993 edition
5, 6, 601-604	BOCA National Mechanical Code, 1993 edition

Section 7. Land Use Amendments. The Borough of East Conemaugh Code of Ordinances is hereby amended as is more fully shown in the complete text of Chapter 27 thereof which is attached hereto and made part hereof by reference hereto as if fully set out at length herein, with deletions shown by ~~strike-through~~ and additions shown by underline, all of which is briefly summarized hereinafter.

A. New Provisions. The following provisions are new provisions which are being added to the Code, are underlined throughout the text, and are summarized as follows:

<u>Chapter,Part,Section</u>	<u>Subject</u>
None	

B. Revised Provisions. The following provisions of the Code are revised, the text of which indicates deletions by strike-through and additions by underline, and are summarized as follows:

<u>Chapter,Part,Section</u>	<u>Subject</u>	<u>Orinance No.</u>
27, 10, 1001	Provisions Governing Flood-plain Districts	1/3/1994, §1001
27, 11, 1104	Schedule of Fees	1/3/1994, §1104
27, 11, 1107	Amendments and Changes	1/3/1994, §1107
27, 12, 1202	Functions	1/3/1994, §1202
27, 12, 1203	Mediation Option	1/3/1994, §1203
27, 13, 1302	Special Exception Conditions	1/3/1994, §1302

Section 7. Procedural Changes. The following minor procedural changes have been made to existing Borough ordinances:

- A. Grammatical and spelling errors have been corrected where necessary;
- B. Minor changes have been made to correct obsolete terms and usages;
- C. The penalty provisions have been revised where necessary to comply with the Pennsylvania Borough Code, Vehicle Code, Municipalities Planning Code and the Local Tax Enabling Act.

Section 8. Amending the Code of Ordinances. The procedure for amending the Code of Ordinances shall include the citation of the Chapter, Part, Section and Subsection to be amended, revised, repealed or added as follows:

- A. Amendment or Revision - "Chapter __, Part __, Section __, Subsection __ is hereby amended [revised] to read as follows..."
- B. Additions - "Chapter __, Part __, Section __, Subsection __ is hereby amended by the addition of the following..."
- C. Repeal - "Chapter __, Part __, Section __, Subsection __ is hereby repealed in its entirety."

Section 9. Responsibility for Code of Ordinances. It shall be the responsibility of the Borough Secretary to maintain an up-to-date certified copy of the code of ordinances. This copy shall be the official copy of the Borough Code of Ordinances and shall be available for public inspection.

Section 10. Penalties. It shall be unlawful for anyone to change, alter, or tamper with the code of ordinances in any manner which will intentionally misrepresent the laws of the Borough. Whosoever shall violate this Section shall, upon conviction thereof, be sentenced to pay a fine of not more than \$600 plus costs, or in default of payment thereof, shall be subject to imprisonment for a term not to exceed 30 days.

Section 11. Severability of Parts of Codification. It is hereby declared to be the intention of the Borough Council that the chapters, parts, sections, paragraphs, sentences, clauses and phrases of this codification are severable. If any section, paragraph, sentence, clause or phrase of this code is declared unconstitutional, illegal or otherwise invalid by the judgment or decree of a court of competent jurisdiction, that invalidity shall not affect any of the remaining chapters, parts, sections, paragraphs, sentences, clauses or phrases of this codification.

ENACTED AND ORDAINED this ____ day of
_____, 19__

BOROUGH OF EAST CONEMAUGH

By _____
President, Borough Council

ATTEST:

Secretary