

**BOROUGH OF MYERSTOWN
LEBANON COUNTY, PENNSYLVANIA**

ORDINANCE NO. 855

AN ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF MYERSTOWN, LEBANON COUNTY, PENNSYLVANIA, ENACTING A CODIFICATION OF BOROUGH ORDINANCES.

WHEREAS, the Borough of Myerstown has adopted a Code of Ordinances; and

WHEREAS, new Ordinances have been enacted by the Borough of Myerstown since the last updating of the Code of Ordinances of the Borough of Myerstown; and

WHEREAS, the Borough Council of the Borough of Myerstown does hereby intend to take action to update and amend the Code of Ordinances of the Borough of Myerstown pursuant to the applicable provisions of the Borough Code, 8 Pa.C.S.A § 3301.5.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED, and it is enacted and ordained, by the Borough Council of the Borough of Myerstown, as follows:

The Code of Ordinances of the Borough of Myerstown and the Appendix to the Code of Ordinances of the Borough of Myerstown is hereby Amended and Updated in accordance with the instructions and documents attached hereto marked as Exhibit "A".

This Ordinance duly Enacted this 13th day of October, 2020.

ATTEST:

BOROUGH OF MYERSTOWN

Michael R. McKenna, Secretary

By: _____
Bryan L. Rittle, President

Examined and Approved this ____ day of _____, 2020.

By: _____
Gloria R. Ebling, Mayor

EXHIBIT "A"

**Borough of Myerstown, Pennsylvania
Instruction Sheet
2020 S-3 Supplement**

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Borough of Myerstown - Instruction Sheet

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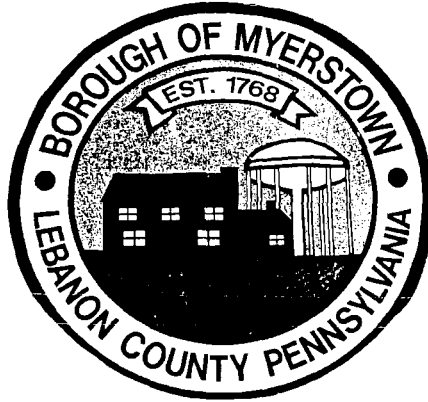
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Code of Ordinances
of the
Borough of Myerstown
Lebanon County, Pennsylvania



Published by Authority of the Borough

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Updated through 2020 S-3

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Officials
of the
Borough of Myerstown
County of
Lebanon, Pennsylvania

ELECTED OFFICIALS

Mayor - Gloria R. Ebling

Borough Council

President	- Bryan L. Rittle
Vice President	- Park W. Haverstick, II
President Pro Tem	- Eric L. Powell
Member	- Stacey A. Hackman
Member	- Ronald L. Ream
Member	- Dana Reich
Member	- Jeffrey L. Thomas

APPOINTED OFFICIALS

Manager	- Michael R. McKenna, MPA
Assistant Manager	- Barry A. Ludwig
Secretary	- Michael R. McKenna, MPA
Assistant Secretary	- Lisa A. Brubaker
Treasurer	- Gale Edwards
Assistant Treasurer	- Jennifer Blatt
Tax Collector	- Lebanon County Treasurer's Office
Solicitor	- Amy B. Leonard, Esq. Henry & Beaver, LLP
Auditor	- Maxine R. Maser, CPA Stanella, Siegel & Maser
Engineer, Borough	- Mike Knouse RETTEW
Engineer, Sewer Plant	- ARRO Consulting, Inc.
Emergency Mgmt Coordinator	- Jason M. Belleman
Asst. Emer Mgmt Coordinator	- Michael Yiengst
Building Code Official	- Light-Heigel and Associates, Inc.
Zoning Officer	- Light-Heigel and Associates, Inc.
Property Maint. Code Official	- Light-Heigel and Associates, Inc.

2020 Fee Schedule

BE AND IT IS HEREBY RESOLVED by the Borough Council of the Borough of Myerstown, Lebanon County, Pennsylvania, that, pursuant to the grant of powers set forth in the Borough Code passed by the General Assembly of the Commonwealth of Pennsylvania, the current Schedule of Fees for the Borough of Myerstown, Lebanon County, Pennsylvania, is as follows:

Subject	Fees
ADMINISTRATION & FINANCE DEPARTMENT CHARGES	
Foreclosure Property Registration Fee	\$ 100.00
Late Fee on Invoices	10% amt owed per month
Maps	
Future Land Use and Development Map	\$ 5.00 per copy
Zoning Map	\$ 15.00 per copy
Photocopies	\$ 0.25 per page
Postage	
Handling Fee	\$ 2.50 per unit
Mailing Fee	Actual Cost + Handling
Publications	
2012 Mini-Comprehensive Plan	\$ 25.00 per copy
2012 Mini-Comprehensive Plan + Future Land Use & Dev. Map	\$ 30.00 per copy
Sanitary Sewer Specifications	\$ 30.00 per copy
Subdivision and Land Development Ordinance	\$ 25.00 per copy
Zoning Ordinance	\$ 25.00 per copy
Zoning Ordinance + Zoning Map	\$ 15.00 per copy
Returned Check Charge	\$ 40.00 per check
Special Request Work	
Borough Manager	\$ 100 per hour plus out-of-pocket costs
Administrative Research	\$ 65.00 per hour plus out-of-pocket costs
CODE ENFORCEMENT & ZONING FEES	
Lawn Mowing Fees (third party)	Actual Cost plus 10%
Snow Emergency Violation	\$ 50.00
Vehicle Storage Fee	\$ 20.00 per day
Vehicle Towing Fee	\$ 125.00
Violation Delivery Service Charge for Sheriff, Constable, or Police	\$ 50.00 per attempt
Zoning Determination Letter	

Subject	Fees
Zoning Enforcement and other Administrative Actions	Actual Cost
Actual cost is determined by the hourly charges from the third-party zoning enforcement firm.	
Zoning Hearing Board Appeal Fees	\$ 500.00 + Applicable Costs
Costs may include, but are not limited to: Borough attorneys' fees, the costs of advertising, and the costs to change the Official Map of the Borough if the change is approved.	
The Borough will estimate the costs at the time of application, and the application fee and estimated costs shall be paid to the Borough prior to the Borough initiating the process. In the event that the costs exceed the initial estimate, the applicant shall pay the difference, and if the costs are less than the estimate, the excess money shall be returned to the applicant.	
Zoning Officer Hourly Rate	\$ 75.00 per hour
Zoning Officer Meeting Attendance	\$ 175.00 per meeting
Zoning Officer Travel Rate	\$ 30.00 per hour
Zoning Permit Application Fee	\$75.00 + \$3.00 per \$1,000 of total value of the project (rounded to the nearest \$1,000)
The Borough will estimate the costs at the time of application, and the application fee and estimated costs shall be paid to the Borough prior to the Borough initiating the process. In the event that the costs exceed the initial estimate, the applicant shall pay the difference.	

CONSTRUCTION CODE FEES

The Myerstown Borough Construction Code Ordinance is administered and enforced by the Borough's appointed third-party Building Code Official (BCO):

Light-Heigel and Associates, Inc.
430 East Main Street
Palmyra, PA 17078
(Agency #A00036)
(Department of Labor and Industry Certification #003271)

All related fees, including fees for permits, inspection fees, plan review fees, etc. are set by the Borough's appointed third-party Building Code Official.

FIRE PREVENTION AND FIRE PROTECTION FEES

Initial Smoke Detector Inspection	No Fee Assessed
Re-Inspection in accordance with § 7-206 of the Myerstown Borough Code of Ordinances	\$ 75.00 per inspection

Subject**Fees****FIRE INSURANCE ESCROW FEES (ACT 98)**

In accordance with § 7-504 of the Myerstown Borough Code of Ordinances, the following fee schedule applies to activities or services provided pursuant to the Pennsylvania Fire Insurance Escrow Act (Act 98 of 1992).

Certification of delinquent taxes and other charges	\$ 50.00
Filing Fee for the establishment of an escrow account	\$125.00
Service Charge for expenditures from the fund and any interest generated by the fund	12%

LICENSE FEES

Soil and Snow Excavation and Removal License	\$ 40.00
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MILEAGE REIMBURSEMENT

Reimbursement to employees	Current IRS Rate
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RIGHT-TO-KNOW LAW FEE SCHEDULE

The following fee schedule is established by the Pennsylvania Office of Open Records (OOR) according to Section 1307 of the Pennsylvania Right-to-Know Law. This fee schedule is reviewed biannually. The following fee schedule was adopted by the OOR on October 15, 2018.

Black & White Copies	\$ 0.25 per copy ¹
Color Copies	\$ 0.50 per copy ²
Specialized Documents ³	Actual Cost
Records Delivered via Email	No Fee ⁴
CD or DVD	Actual Cost up to \$ 3.00
Flash Drive	Actual Cost
Facsimile	Actual Cost ⁵
Other Media	Actual Cost
Redaction	No Fee ⁶
Conversion to Paper	\$ 0.25 per page ⁷
Photographing a Record	No Fee ⁸
Postage	Actual Cost of USPS First-Class Postage
Certification	\$ 5.00 per record ⁹

Footnotes:

1. A "copy" is either a single-sided copy, or one side of a double-sided copy, on 8.5"x11" or 8.5"x14" paper.
2. A "copy" is either a single-sided copy, or one side of a double-sided copy, on 8.5"x11" or 8.5"x14" paper. Note that a requester may ask for black and white copies even if the original is in color and color copies are available.
3. Including, but not necessarily limited to, non-standard sized documents and blueprints.
4. If a requester asks to receive records which require redactions in electronic format, an agency may print the records to provide for secure redaction, then scan them in for delivery by email. Accordingly, the agency may charge the fees noted above for either B&W or color copies, as appropriate.
5. If an agency must print records to send them by facsimile, the agency may charge the fees noted above for B&W copies.

Subject

Fees

- 6. If a requester seeks records requiring redaction, an agency may copy or print the records to provide for secure redaction. Accordingly, the agency may charge the fees noted above for either B&W or color copies, as appropriate.
- 7. If a record is only maintained electronically or in other non-paper media, duplication fees shall be limited to the lesser of the fee for duplication on paper or the fee for duplication in the original media, unless the requester specifically requests for the record to be duplicated in the more expensive medium. See §1307(d).
- 8. This assumes the requester is using his or her own camera, such as a cellphone camera, to photograph the records. See Muenz v. Township of Reserve, OOR Dkt. AP 2015-1021, 2015 PA O.O.R.D. LEXIS 1176. If redaction is required prior to the requester being granted access to photograph records, an agency may copy or print the records to provide for secure redaction. Accordingly, the agency may charge the fees noted above for either B&W or color copies, as appropriate.
- 9. Under the RTKL, an agency may impose "reasonable fees for official certification of copies if the certification is at the behest of the requester and for the purpose of legally verifying the public record." The OOR recommends no more than \$5 per record to certify a public record. Certification fees do not include notarization fees.

Additional Notes:

- All fees established herein may be waived at the discretion of the Borough.
- Medium Requested: A record being provided to a requester shall be provided in the medium requested if it exists in that medium; otherwise, it shall be provided in the medium in which it exists. See § 701.
- Inspection of Redacted Records: If a requester wishes to inspect, rather than receive copies of, records which contain both public and non-public information, the Borough may redact the non-public information. The Borough may not charge the requester for the redaction itself. However, the Borough may charge (in accordance with the OOR's Official Fee Structure) for any copies it must make in order to securely redact the material before allowing the requester to view the records. If, after inspecting the records, the requester chooses to obtain the copies, no additional fee may be charged.
- Enhanced Electronic Access: If the Borough offers enhanced electronic access to records in addition to making the records accessible for inspection and duplication by a requester, the Borough may establish user fees specifically for the provision of the enhanced electronic access. The user fees for enhanced electronic access may be a flat rate, a subscription fee for a period of time, a per-transaction fee, a fee based on the cumulative time of system access, or any other reasonable method and any combination thereof. Such fees shall not be established with the intent or effect of excluding persons from access to records or duplicates thereof or of creating profit for the Borough. NOTE: Fees for enhanced electronic access must be reasonable and must be pre-approved by the OOR.
- Fee Limitations: Except as otherwise provided by statute, the RTKL states that no other fees may be imposed unless the Borough necessarily incurs costs for complying with the request, and such fees must be reasonable. No fee may be imposed for the Borough's review of a record to determine whether the record is a public record subject to access under the RTKL. No fee may be charged for searching for or retrieval of documents. The Borough may not charge staff time or salary for complying with a RTK request. No fee may be charged for the Borough's response letter.
- Prepayment: Prior to granting a request for access in accordance with the RTKL, the Borough may require a requester to prepay an estimate of the fees authorized under this section if the fees required to fulfill the request are expected to exceed \$100. Once the request is fulfilled and prepared for release, the OOR recommends that the Borough obtain payment prior to releasing the records.

PARKS & RECREATION DEPARTMENT CHARGES

Pavilion Rental

Recreation Area - Upper Pavilion	\$ 30.00 per use
Recreation Area - Lower Pavilion - West	
Without Electricity	\$ 50.00 per use
With Electricity	\$ 75.00 per use
Electricity Box Key Deposit	\$ 10.00 (refunded upon return of key)
Recreation Area - Lower Pavilion - East	\$ 50.00 per use
Gymnasium Rental	\$ 25.00 per use

Subject	Fees
PERMIT FEES	
Curb and Sidewalk Replacement Permit	\$ 40.00
Dumpster Permit (30 days)	\$ 30.00
30-Day Renewal (multiple renewals allowed)	\$ 20.00
Driveway Permit	
Onto Borough streets	\$ 50.00
Onto State highway	Consult PennDOT
Pod Storage Container Permit (30 days)	\$ 50.00
30-Day Renewal (one time only)	\$ 70.00
Pole and Guy Anchor Installation Permit	\$ 15.00 per pole
Sidewalk Closing Permit	\$ 30.00
Sidewalk Construction Permit (new)	\$ 30.00 ea. 40' of length
Soliciting Permits - Transient Retail License (selling goods or services)	
One Day	\$ 20.00
One Week	\$ 35.00
One Month	\$ 45.00
One Year	\$ 100.00
Each Additional Person	\$ 10.00
Soliciting Permit - Handbill Distribution Permit (distribution of advertising material by hand)	
Single Distribution	\$ 5.00
Periodic Distribution	\$ 30.00
Street Opening or Excavation Permit	\$ 50.00
Vehicle Storage Permit	N/A (Req. Police Dept.)
Vehicle Repair and Restoration Permit	N/A (Req. Police Dept.)

PROPERTY MAINTENANCE DEPARTMENT INSPECTION FEES

The following fee schedule applies to activities and services performed by the Department of Property Maintenance Inspection in carrying out its responsibilities under the International Property Maintenance Code of the Borough of Myerstown.

The following fee schedule also applies to activities and services performed by the Code Official or other Borough representative in carrying out responsibilities necessary to enforce any other property maintenance ordinances of the Borough of Myerstown.

The fees in the following schedule shall be charged against the Owners of the premises and/or any Operators or Occupants of the premises who are found to be in violation of the provisions of the International Property Maintenance Code of the Borough of Myerstown, or any other property maintenance ordinances of the Borough of Myerstown.

Subject	Fees
Initial Property Inspection	No Fee Assessed
Follow-Up Inspections	
If Compliance is Gained	No Fee Assessed
If Compliance is NOT Gained	\$ 75.00 per inspection
Inspection by Third Party/Technical Consultant	Actual Cost
Code Enforcement Legal Costs	Actual Cost
Includes all legal expenses incurred by the Borough if bringing a property into compliance requires the services of the Borough Solicitor.	
Code Enforcement Court Costs	Actual Cost
Includes all court costs incurred by the Borough if bringing a property into compliance requires legal proceedings in a Court of Law.	
Code Enforcement Administrative Costs	Actual Cost
Includes all administrative costs incurred by the Borough of bringing a property into compliance. This includes, but is not limited to, mileage charges, secretarial expenses, postage, printing, inspection materials, inspection services, test kits, barrier tape, etc.	
Code Official Hourly Rate	\$ 70.00 per hour
Code Official Travel Rate	\$ 30.00 per hour

Payment of fees in the above schedule shall be due to the Borough within thirty (30) days of the date of the delivery of the invoice to the responsible party or parties, and if not paid within the thirty (30) days, the party or parties shall pay to the Borough interest from the due date to the date paid at the legal rate allowable under the law. The party or parties who are subject to the violation notice could be subject to additional charges for fines, penalties, attorneys' fees and other costs if legal action is required before the District Judge or the Court of Common Pleas of Lebanon County to correct the violation.

IPMC Board of Appeal Hearing Fees	\$ 500.00 + Applicable Costs
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Costs may include, but are not limited to: Borough attorneys' fees, the costs of advertising, and the costs to change the Official Map of the Borough if the change is approved.

The Borough will estimate the costs at the time of application, and the application fee and estimated costs shall be paid to the Borough prior to the Borough initiating the process. In the event that the costs exceed the initial estimate, the applicant shall pay the difference, and if the costs are less than the estimate, the excess money shall be returned to the applicant.

Subject	Fees
PUBLIC WORKS DEPARTMENT CHARGES	
Curb Construction Line & Grade	Actual Cost plus 10%
Equipment Use	
Air Compressor	\$ 40.00 per hour
Backhoe/Loader	\$ 60.00 per hour
Bucket Truck	\$ 70.00 per hour
Chainsaw	\$ 25.00 per hour
Core Drilling	
0 to 4	\$ 40.00 per core
5 or more	\$ 25.00 per core
Crack Sealing Machine	\$ 100.00 per hour
Dump Truck - Large	\$ 70.00 per hour
Dump Truck - Small	
With Plow	\$ 60.00 per hour
Without Plow	\$ 50.00 per hour
Generator	\$ 30.00 per hour
Lawn Mower	
Hand	\$ 35.00 per hour
Riding	\$ 50.00 per hour
Pickup Truck	\$ 50.00 per hour
Pump (3 inch)	\$ 40.00 per hour
Roller	\$ 60.00 per hour
Saw	
Cut-Off	\$ 30.00 per hour plus cost of blades
Walk-Behind	\$ 50.00 per hour plus cost of blades
Snow Blower - Manual	\$ 35.00 per hour
Tamper - Jumping	\$ 40.00 per hour
Tamper - Vibrating	\$ 35.00 per hour
Weed Wacker	\$ 25.00 per hour
Inspection Fees	
Curb and Sidewalk Replacement Inspection	\$ 35.00
Driveway Inspection	\$ 35.00
Roadway Restoration Inspection	\$ 100.00 per opening -or- \$ 100.00 ea. 100' of length
Soil Excavation Inspection	\$ 35.00

Subject	Fees
Lawn Mowing Fees	\$ 100.00
Signs	
For Purchase	Actual Cost plus 12%
For Traffic Control Use	\$ 50.00 per day
Temporary "No Parking" Sign	\$ 5.00 per sign
Special Request Work	
Department Supervisor	\$ 75.00 per hour
Maintenance Worker	\$ 40.00 per hour
Technical Service	\$ 30.00 per hour

SOLICITOR FEES

Borough Solicitor Hourly Rate	\$ 165.00 per hour
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SUBDIVISION AND LAND DEVELOPMENT CHARGES

Planning Module Review	\$ 300.00 per plan
Subdivision Fee	\$ 100.00 per plan + 10%
Excavator's Inspection	\$ 50.00
Major Subdivision	Escrow Deposit
Minor Subdivision	\$ 1000.00

If the cost of reviewing the subdivision exceeds the amount of the fee which the sub-divider remits to the Borough, the sub-divider shall, prior to the Borough approval of the Final Plan, pay the Borough the amount in excess of the fee for the costs which were expended in reviewing the subdivision. No land development plan or subdivision plan shall be approved unless all fees have been paid in full.

WASTEWATER DEPARTMENT CHARGES

Sewer Billing Certification Fee	\$ 10.00 per bill
Sewer Flushing Unit Use	\$ 75.00 per hour
6" Pump Set-up Fee	\$ 150.00
6" Pump Use	\$ 75.00 per hour
Pick-Up Truck and Plow with Operator	\$ 75.00 per hour
Sewer User Charges - Calculated by water consumption as measured by water meter*.	
First 5,000 gallons	\$ 34.50 per quarter
Each 1,000 gallons over 5,000	\$ 8.75 per quarter
Debt Service Fee (per equivalent dwelling unit EDU)	\$ 100.00 per quarter
Water Meter Use	\$ 25.00
Public Sewer Connection	\$ 25.00
Tapping Fees	
New connection	\$ 2,060.00 per tap
Addition to existing connection	\$ 1,000.00 per tap

* Water used to fill swimming pools can be deducted from the sewer billing calculation based upon measuring water consumption with a Borough water meter. Water meters are available at the Borough Office. In order for this to be beneficial pool should hold at least 6,000 gallons of water.

Subject

Fees

WATER AUTHORITY AND WASTEWATER DEPARTMENT IMPACT FEES

The Borough of Myerstown on behalf of itself, the Myerstown-ELCO Wastewater Treatment System, and the Myerstown Water Authority will receive impact fees from developers. The fees will be managed in the following manner.

1. The fee amount will be determined by possible impact upon the organization.
2. The monies will be co-mingled in an interest-bearing checking account with secondary insured investments made to maximize any current unused portion of the impact escrow until the funds are needed to cover invoices in hand.
3. The accountability for the funds will be the responsibility of the Myerstown Borough administrative staff. Ten percent (10%) of any expenditure's and ten percent (10%) of any interest earned throughout the project time will be charged to the account and paid to the Borough of Myerstown as an administrative fee.
4. Mandated files:
 - a. Letters from each organization involved outlining impact fee.
 - b. Bank statements with deposit slips and cancelled checks attached.
 - c. Copies of invoices marked with check numbers and dates paid.
 - d. Calculation of administrative fees.
5. Areas in which impact files are to be calculated:

<u>Borough</u>	<u>Borough Sewer</u>	<u>Water Authority</u>
Legal	Legal	Legal
Engineering	Engineering	Engineering
Advertising	Advertising	Advertising
Roadways	Resident Inspection	Resident Inspection
Street Lighting		
Storm water retention facility		
Construction and maintenance (in case of default by contractors)		

(Res. 2020-19, 3/10/2020)

Chapter 5

Code Enforcement

[See Chapter 7, Part 3, Open Fires and Burning]

Part 1

Uniform Construction Code

A. Implementation

§5-101. Title

§5-102. Intent

§5-103. Adoption of Pennsylvania Uniform Construction Code

§5-104. Scope

§5-105. Administration and Enforcement

Part 2

International Property Maintenance Code

§5-201. Adoption of the International Property Maintenance Code

§5-202. Amendments to the International Property Maintenance Code

§5-203. Appeal Board

§5-204. Fees and Charges

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§5-206. Civil Enforcement

Part 3

International Fire Code

§5-301. Adoption

§5-302. Revised Sections

§5-303. Severability

Part 1**Uniform Construction Code****A. Implementation****§5-101. Title.**

This Part shall be known and may be cited as the “Myerstown Borough Construction Code Ordinance,” and may be referred to herein as the “code.”

(*Ord. 779, 7/13/2004, §1*)

§5-102. Intent.

The purpose of this Part is to promote the general health, safety, and welfare of the residents of Myerstown Borough, to conform to the requirements of the Pennsylvania Uniform Construction Code Act, 35 P.S. §7210.101 *et seq.*, to comply with the regulations issued by the Pennsylvania Department of Labor and Industry within the Pennsylvania Uniform Construction Code (UCC), 34 Pa.Code, Chapter 401–405, including all standards, codes, and other information incorporated herein and to adopt administrative and enforcement regulations.

(*Ord. 779, 7/13/2004, §2*)

§5-103. Adoption of Pennsylvania Uniform Construction Code.

Myerstown Borough (hereinafter sometimes referred to as “Borough”) hereby adopts and incorporates by reference the Pennsylvania Uniform Construction Code, as contained in 34 Pa.Code, Chapters 401–405, and amendments thereto, and declares this to be the Myerstown Borough Construction Code Ordinance, referred to herein as the “code.”

(*Ord. 779, 7/13/2004, §3*)

§5-104. Scope.

The code and regulations shall control all matters concerning the construction, alteration, addition, repair, removal, demolition, location, occupancy, and maintenance of all buildings and structures and shall apply to existing or proposed structures, unless exempted by the Pennsylvania Uniform Construction Code (UCC), 34 Pa.Code, Chapters 401–405. All other ordinances of the Borough which are more stringent shall apply. It shall be the joint responsibility of the owner, lessee, if any, and the contractor to obtain the required code permit before performing any work.

(*Ord. 779, 7/13/2004, §4*)

§5-105. Administration and Enforcement.

In accordance with and in addition to the administrative provisions of the Pennsylvania Construction Code Act 45 of 1999, 35 P.S. §7210.101 *et seq.*, the

Pennsylvania Uniform Construction Code (UCC), 34 Pa.Code, Chapters 401–405, and the Pennsylvania Department of Labor and Industry regulations, the following administrative and enforcement requirements shall be part of the code:

A. *Administration.*

(1) The administration and enforcement of the code and Pennsylvania Department of Labor Industry regulations hereby shall be delegated to an appropriate Borough employee, construction code official, or third-party agency in accordance with the Pennsylvania Construction Code Act, 35 P.S. § 7210.101 *et seq.* The Building Code Official shall be appointed by Resolution. The Borough shall execute a separate contract with any construction code official or third-party agency, authorizing such code official or third-party agency to act as the Building Code Official and to administer and enforce the code on behalf of the Borough.

(2) The Building Code Official shall have all the powers and duties set forth in the Pennsylvania Uniform Construction Code (UCC), 34 Pa.Code, Chapters 401–405, this Part, the Pennsylvania Department of Labor and Industry Regulations, and any other powers and duties as may be specifically set forth in the contract with the contractor or third-party agent providing services as the Building Code Official. Specifically, in addition to such other powers and duties provided, the Building Code Official shall be authorized to receive code permit applications; issue or deny code permits; collect fees for permits, plan reviews, and inspections; make inspections and require such work to be performed as may be necessary to carry out the provisions of the code; issue certificates of occupancy; and enter buildings and premises within normal business hours or at other times with permission of the owner or contractor. Additionally, the Building Code Official may perform code enforcement activities including, but not limited to, issuance of notices of violation, stop work orders, vacate orders, or other legal action necessary to enforce, restrain, abate, or correct violations of the code.

(3) The application for a code permit shall be on forms provided by the Building Code Official. At the time of code permit application and prior to issuance of a code permit, the applicant shall submit to the Building Code Official two sets of construction documents with plans and specifications, all required fees, and a copy of any required zoning permit. No code permit application shall be deemed complete without the required construction plans, fees, zoning permit copy, and other required approvals. Additionally, the applicant shall pay all outstanding permit and inspection fees required during the course of construction prior to the issuance of a certificate of use and occupancy.

(4) The application, plan review, permit, and inspection fees shall be paid by each applicant in accordance with the fee schedule established by resolution of this Borough.

(5) A Board of Appeals shall be established by resolution of this Borough in conformity with the requirements of the code.

B. *Violations and Penalties.*

(1) It shall be unlawful for any person, firm, or corporation to erect, construct, alter, extend, repair, remove, demolish, use, or occupy any building, structure, or equipment regulated by this code, or to permit or cause same to be done, in conflict with or in violation of this code, and in violation of the regulations adopted hereunder.

(2) The Building Code Official may serve and enforce a notice of violation, stop work order, vacate order, or other lawful enforcement notice on any person responsible for the erection, construction, alteration, extension, repair, removal, demolition, use, or occupy a building, structure, or equipment in violation of the provisions of this code or any permit issued under the provisions of this code.

(3) If the Building Code Official has served a notice of violation and the notice of violation is not complied with by the deadline prescribed, summary enforcement proceedings may be initiated by the Building Code Official against the violator. Additionally, appropriate proceedings at law or in equity may be instituted by this Borough and/or the Building Code Official to restrain, correct, or abate a violation, to prevent unlawful construction or to prevent illegal occupancy of a building, structure, or premises.

(4) Any person who shall violate a provision of this code or the regulations adopted hereunder or who shall fail to comply with any of the requirements thereof or who shall erect, construct, alter, extend, repair, remove, demolish, use or occupy, or permit the use or occupancy of, any building, structure, or equipment regulated by this code in violation of the provisions of this code or of an approved plan or of a directive of the Building Code Official or of a permit or certificate issued under the provision of this code or who shall permit the use, occupancy, erection, construction, alteration, extension, removal, demolition, or repair of the building, structure, or equipment in violation thereof; shall, upon conviction thereof in an enforcement proceeding commenced by this Borough or its appointed Building Code Official, shall be sentenced to pay a fine not less than \$400 nor more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 90 days. Each day that a violation continues shall be deemed a separate offense, and each Section of the code which is violated shall be deemed a separate offense. The Building Code Official may request any Police Department providing law enforcement services to the Borough of Myerstown to make arrests for any offense against the code or orders of the Building Code Official affecting the immediate safety of the public. [*Ord. 818*]

(*Ord. 779*, 7/13/2004, §5; as amended by *Ord. 818*, 12/10/2013; and by *Ord. 852*, 12/10/2019, §§1-2)

Part 2

International Property Maintenance Code

§5-201. Adoption of the International Property Maintenance Code.

The Borough of Myerstown, Lebanon County, Pennsylvania, does hereby adopt the Code known as the "International Property Maintenance Code," 2018 version, as amended herein. Copies of the 2018 International Property Maintenance Code are presently on file in the office of the Borough of Myerstown, 101 South Railroad Street, Myerstown, PA 17067, and hereby are adopted as though fully set forth at length herein.

(*Ord. 802, -/-/2010*, §1; as amended by *Ord. 847, 6/12/2018*, §1)

§5-202. Amendments to the International Property Maintenance Code.

The following Sections are hereby revised.

A. Section 101.1. Insert "Borough of Myerstown" as Name of Jurisdiction.

B. Section 103.5. Insert "The fee schedule for the activities and services undertaken by the Borough of Myerstown in conjunction with its responsibilities under this code shall be as set forth in the Borough of Myerstown's current Fee Schedule, incorporated herein by reference as though fully set forth."

C. Section 112.4. Insert \$25.00 and \$1,000.00 as Amounts.

D. Section 302–Exterior Property Areas.

(1) Section 302.4–Weeds is hereby deleted.

E. Section 304–Exterior Structure.

(1) Section 304.2–Protective treatment. Line 7 shall be amended to read "Significant peeling, flaking and chipped paint . . ." The sentence on lines 14 and 15 shall be deleted: "Oxidation stains shall be removed from exterior surfaces."

(2) Section 304.14–Insect screens shall be amended to read as follows: "During the period from June 1 to September 1, every door, window and other outside opening required for ventilation of commercial food preparation areas. . . ."

(3) Section 304.17–Guards for basement windows is hereby deleted.

F. Section 404–Occupancy Limitations.

(1) Section 404.4.1–Room area is hereby deleted.

(2) Section 404.4.2–Access from bedrooms is hereby deleted.

(3) Section 404.4.3–Water closet accessibility shall be amended to read as follows: "Every bedroom shall have access to at least one water closet and one lavatory."

G. Section 602–Heating Facilities.

(1) Section 602.3–Heat Supply shall be amended to read as follows: “. . . shall supply heat during the period from October 1 to May 1 to maintain. . . ”

(2) Section 602.4–Occupiable work spaces shall be amended to read as follows: “work spaces shall be supplied with heat during the period from October 1 to May 1 to maintain. . . .”

(*Ord. 802, --/2010*; as added by *Ord. 803, --/2010*; as amended by *Ord. 847, 6/12/2018, §2*)

§5-203. Appeal Board.

In all cases involving the International Property Maintenance Code, any person directly affected by the decision of the enforcement officer may appeal the decision to the Board of Appeals under the procedures set forth in the International Property Maintenance Code. The Board of Appeals shall be established from time to time by resolution of the Borough Council of the Borough of Myerstown, Lebanon County, Pennsylvania, and the appellant shall pay to the Borough of Myerstown such fees and costs as are determined by the Borough Council.

(*Ord. 802, --/2010, §2*)

§5-204. Fees and Charges.

All applicable fees and charges under the provisions of this Part and the International Property Maintenance Code shall be established by resolution of the Borough Council of the Borough of Myerstown, Lebanon County, Pennsylvania.

(*Ord. 802, --/2010, §3*)

§5-205. Penalty.

Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof in an action brought before a magisterial district judge in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall be sentenced to pay a fine of not less than \$25 nor more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 90 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

(*Ord. 802, --/2010, §4*; as amended by *Ord. 818, 12/10/2013*)

§5-206. Civil Enforcement.

The Borough may file an equity action in the Court of Common Pleas of Lebanon County, Pennsylvania to enforce the provisions of this Part and the International Property Maintenance Code. In such proceedings, the Court may enter an order to require the property owner to comply, to pay the court costs, to pay the Borough's attorney's fees, to order the payment of fines for the violation and to enter such other orders that the court deems necessary.

(*Ord. 802, --/2010, §1*)

Part 3**International Fire Code****§5-301. Adoption.**

That a certain document, a copy of which is on file in the office of the Borough Manager of the Borough of Myerstown, being marked and designated as the International Fire Code, 2009 edition, including Appendix Chapters E, F, G, H and I (see International Fire Code §101.2.1, 2006 edition), as published by the International Code Council, be and is hereby adopted as the Fire Code of the Borough of Myerstown, in the State of Pennsylvania regulating and governing the safeguarding of life and property from fire and explosion hazards arising from the storage, handling and use of hazardous substances, materials, and devices, and from conditions hazardous to life or property in the occupancy of buildings and premises as herein provided; providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, penalties, conditions and terms of said Fire Code on file in the office of the Borough of Myerstown are hereby referred to, adopted, and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any, prescribed in §5-402 of this Part.

(*Ord. 818, 12/10/2013*)

§5-302. Revised Sections.

The following Sections are hereby revised:

A. Section 101.1 Amend to read: Borough of Myerstown.

B. Section 109.3. Insert: Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof in an action brought before a magisterial district judge in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 90 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

C. Section 111.4. Amend to read: Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, upon conviction thereof in an action brought before a magisterial district judge in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall be sentenced to pay a fine of not less than \$200 nor more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 90 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

(*Ord. 818, 12/10/2013*)

§5-303. Severability.

That nothing in this Part or in the Fire Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in §5-402 of this Part; nor shall any just or legal right or remedy of any character be lost, impaired, or affected by this Part.

(Ord. 818, 12/10/2013)

Street	Side	Between	Parking Time Limit	Days	Time
Main Avenue, West	north	A point 55 feet west of College Street and a point 178 feet 10 inches farther west	30 minutes	Monday through Friday	8 a.m. to 5 p.m.
Main Avenue, East	north	A point 113 feet 7 inches east of North Railroad Street and a point 51 feet 3 inches farther east	2 hours	Monday through Saturday	8 a.m. to 5 p.m.
Main Avenue, East	north	A point 210 feet 4 inches east of North Railroad Street and a point 26 feet farther east	1 hour	Monday through Saturday	8 a.m. to 5 p.m.
Park Avenue, West	north	South Railroad Street and South College Street	8 hours	every day	at all times
Railroad Street, North	west	Main Avenue and Monroe Alley	30 minutes	every day	at all times
Railroad Street, South	west	a point 23 feet south of Madison Alley and a point 40 feet farther south	5 minutes	every day	at all times
Carpenter Avenue, West	south	parking spaces (3) between South College Street and South Railroad Street	15 minutes	every day except Sundays and holidays	7 a.m. to 5 p.m.

(Ord. 808, 9/13/2011, Art. III, §5; as amended by Ord. 846, 6/12/2018; and by Ord. 848, 11/13/2018)

§15-306. Reserved Spaces for Handicapped Persons or Disabled Veterans Established: Parking by Others Prohibited.

The following are established as reserved spaces for handicapped persons or disabled veterans, and parking in those spaces by persons other than a handicapped person or disabled veteran, as the case may be, is prohibited.

Street	Side	Location	Authorized Parking for
Park Avenue, West	south	between a point 130 feet west of South Railroad Street and Peach Alley	handicapped person
Locust, South	east	between a point 44 feet 8 inches south of the southeast curb line of South Locust Street and a point 20 feet south thereof	handicapped person
Washington Avenue, East	north	between a point 55 feet east of the east curb line of North Cherry Street and a point 22 feet east thereof	handicapped person

(Ord. 808, 9/13/2011, Art. III, §6)

§15-307. Special Purpose Parking Zones Established: Parking Otherwise Prohibited.

The following are established as special purpose parking zones, and it shall be unlawful for any person to park a vehicle or to allow it to remain parked, in any such zone, except as specifically permitted for that zone:

Street	Side	Location	Authorized Purpose or Vehicle
Main Avenue, East	(a) north	(1) starting at a point 175 feet east of Cherry Street 66 feet east thereof	loading and unloading
		(2) between a point 164 feet east of the east curb line of North Railroad Street and a point 71 feet east thereof	commercial buses
	(b) south	(1) from a point 98.6 feet east of the east curb line of South Railroad Street extending 42 feet east	commercial buses loading and unloading
		(2) 25 feet east and 25 feet west of the center line of the main entrance of the Zion United Methodist Church, 22 East Main Avenue	loading and unloading
		(3) 25 feet east and 25 feet west of the center line of the main entrance of the Myerstown United Church of Christ, 304 West Main Avenue	loading and unloading

Street	Side	Location	Authorized Purpose or Vehicle
Railroad, South	east	from the southeast curb line 43 feet 10 inches south 59 feet 4 inches	loading and unloading
Carpenter Avenue, West	south	from New Alley east of three parking spaces to School driveway west entrance	school bus only
Washington Avenue, East	north	between a point 77 feet east of the east curb line of N. Cherry Street to a point 20 feet east thereof	municipal parking only
Washington, East	south	between the southeast corner of N. Cherry Street to a point 153 feet east thereof	municipal parking only
Washington Avenue, West [Ord. 812]	south	from the southeast curb at W. Washington Avenue and North Goodwill Street 141 feet 6 inches shall begin the bus stop and proceed east 44 feet and end at that point	loading and unloading

(Ord. 808, 9/13/2011, Art. III, §7; as amended by Ord. 812, 4/10/2012, §I)

§15-308. Restrictions in Vicinity of Traffic Signal Detector.

In order to prevent interference with the operation of traffic signals, it shall be unlawful for any person to load or unload a vehicle, or to stop, stand, or park a vehicle on the side of any street where a traffic signal detector is located, at any location between the intersection where the traffic signal is located and the location where the detector is installed, regardless of whether the detector is installed farther from the intersection than the limit established by law for "No Parking Here To Corner."

(Ord. 808, 9/13/2011, Art. III, §8)

§15-309. Penalty for Violation.

1. Any person who violates any provision of §15-306 of this Part shall, upon conviction, be sentenced to pay a fine of \$15 and costs.

2. Any person who violates any provision of this Section, except for §15-306 of this Part, to which subsection .1 of this Section applies, shall, for every such violation, upon conviction, be sentenced to pay a fine of not less than \$5 or nor more than \$15 and costs of prosecution. Provided; if any such person shall have paid the sum of \$15 in person at the Borough Office within 48 hours of notice, as provided in this Section, that \$15 payment shall be in lieu of the penalties prescribed by this Section.

(Ord. 808, 9/13/2011, Art. III, §9)

§15-310. Enforcement of Certain Provisions; Effect of Payment of \$15 Within 48 Hours.

1. It shall be the duty of the police officers of the Borough, or of any other officer or employee of the Borough designated as parking enforcement personnel, acting under the direction of the Mayor or designee, to report all violations of any provision of this Part with the exception of §15-306, which relates to parking spaces for handicapped persons and disabled veterans, and/or any section or subsection of the Vehicle Code relating to parking upon or along streets, except for §3354(d-2) of the Vehicle Code, 75 Pa.C.S.A. §3354(d-2), which relates to parking spaces for handicapped persons and disabled veterans. Every such report of a violation under this Section shall contain the following information:

A. The identifying numbers and/or letters on the registration plate of the vehicle parked in violation of any parking provisions of the Vehicle Code or of this Part, and the name of the state or province that issued the plate.

B. The nature of the violation, stating specifically the section and subsection number of the law and/or the section of this Part that was violated.

C. The date and hour that the violation was observed and reported.

D. Any other facts, the knowledge of which is necessary or helpful for arriving at a full understanding of the circumstances attending the violation.

2. The police officer or other parking enforcement person making the report shall also place upon the vehicle a notice to the owner or driver of the vehicle that the vehicle was parked in violation of the law and/or this Part and informing the owner or driver, as the case may be, that if, within 48 hours of the issuance of the notice, that owner or driver will either: (a) voluntarily appear at the Borough Office and pay the sum of \$15; or (b) forward to the Borough Office with the notice, the sum of \$15 (in each case the money to be in legal tender of the United States of America), which shall be for the use of the Borough, that action will save that violator from prosecution and from payment of the fine and costs prescribed in §15-308 of this Part.

(Ord. 808, 9/13/2011, Art. III, §10)

Part 4**Municipal Off-Street Parking Facilities****§15-401. Establishment and Designation of Municipal Parking Lots.**

The following are established as the municipal parking lots of the Borough, and this Part shall apply to and govern the operation and use of those lots:

- A. Lot Number 1: located at 6 to 8 East Main Avenue.
- B. Lot Number 2: located at 57 West Main Avenue.
- C. Library Parking Lot: located at the Whitmoyer Community Library on West Jefferson Avenue at North College Street.
- D. West side of South Locust Street from Main Avenue to Madison Alley.
- E. Isaac Meier Homestead Parking Lot: located between the tennis courts and the Isaac Meier Homestead off of South College Street.
- F. Fish Dam Parking Lot.
- G. Old Tennis Court at Peach Alley at Recreation Area.
- H. Swimming Pool Parking Lot.

(*Ord. 808, 9/13/2011, Art. IV, §1*)

§15-402. Restrictions on Use of Certain Lots.

All lots are open to the public except:

- A. Library Parking Lot. Only library employees and persons visiting the library are permitted to use this parking lot. "No Parking Loading Zone" north side of building at space directly in front of the entrance off of parking lot.
- B. Isaac Meier Homestead Parking Lot. Only Homestead volunteers and persons visiting the Homestead are permitted to use this parking lot.

(*Ord. 808, 9/13/2011, Art. IV, §2*)

§15-403. Days and Hours Lots Open for Parking.

All of the municipal parking lots are open for parking 24 hours a day, 7 days a week (subject to the parking time limitations set out in §15-406 of this Part), with the following exception:

A. During a time when there is a declared snow emergency in the Borough of Myerstown, Lebanon County, Pennsylvania, there shall be no parking until after snow has been cleared in the following municipal parking lots:

1. Lot Number 1: located at 6 - 8 East Main Avenue;
2. Lot Number 2: located at 57 West Main Avenue;
3. West side of South Locust Street from Main Avenue to Madison Alley.

B. There shall be no parking between the hours of 12:00 a.m. and 5:00 a.m. in Lot Number 1, located at 6 to 8 East Main Avenue, and in Lot Number 2, located at 57 West Main Avenue.

(*Ord. 808, 9/13/2011, Art. IV, §3; as amended by Ord. 835, 6/14/2016; and by Ord. 851, 7/9/2019, §1*)

§15-404. Direction of Travel on Certain Lots.

In Lot Number 1, at 6 to 8 East Main Avenue, all vehicles shall enter from Main Avenue, proceed southwardly, and exit onto Madison Alley, and it shall be a violation of this Part for any driver of a vehicle to fail to comply with any requirement of this Section.

(*Ord. 808, 9/13/2011, Art. IV, §4*)

§15-405. Manner of Parking in Lots.

1. In Lot Number 1, at 6 to 8 East Main Avenue, vehicles shall be parked with the front pointed toward the boundary of that lot closest to the vehicle.

2. In Lot Number 2, at 57 West Main Avenue, vehicles shall be parked parallel to the curb with the front of the vehicle pointed toward the north.

3. In all municipal parking lots, every vehicle shall be parked wholly between the lines and/or markings bounding the individual parking space occupied by that vehicle and shall not be parked across any line or marking delineating an individual parking space, if parking lots marked.

4. In all municipal parking lots it shall be unlawful to park a vehicle elsewhere than in an individual parking space or in any way that occupies or blocks a driveway, or a turning or maneuvering area. It shall be unlawful and a violation of this Part for any person to park a vehicle in any municipal parking lot in violation of any applicable provision of this Section.

5. In Lot Number 7, the signs posted shall say, "Licenses and Registered Cars and Pickup Trucks ONLY." [Ord. 812]

(*Ord. 808, 9/13/2011, Art. IV, §5; as amended by Ord. 812, 4/10/2012, §III*)

§15-406. Time Limit for Parking in Certain Lots.

Parking time limits are established as follows for certain of the municipal parking lots, and it shall be unlawful for any person to park a vehicle for longer than the established time limit for any lot:

A. In Lot Number 1 at 6 to 8 East Main Avenue: 3-hour parking time limit from 8 a.m. to 5 p.m., except on Sundays and legal holidays.

B. In Lot Number 2 at 57 West Main Avenue: 2-hour parking time limit from 8 a.m. to 6 p.m., except Sundays and legal holidays.

C. In Lot Number 7 there shall be No Parking from 9 p.m. until 7 a.m.

[*Ord. 812*]

(*Ord. 808, 9/13/2011, Art. IV, §6; as amended by Ord. 812, 4/10/2012, §II*)

§15-407. Reserved Spaces for Handicapped in Certain Lots.

The following spaces for handicapped shall be reserved in certain areas of the municipal parking lots and the recreation area swimming pool parking lot, and it shall be unlawful for any person to park a vehicle, other than one bearing a handicapped plate or a disabled veteran plate or displaying a handicapped placard or a disabled veteran placard in any such reserved parking space:

A. Lot Number 1 at 6 to 8 East Main Avenue: the first two spaces on the northeast corner of the lot, and the last two spaces on the southwest corner of the lot.

B. Library Parking Lot: the first space at the southeast corner of the lot.

C. Swimming Pool Parking Lot: the first, second, third, and fourth spaces at the southwest corner of the lot.

D. Lot Number 2 at 57 West Main Avenue: the first space south of Monroe Alley on the east side of North College Street.

(Ord. 808, 9/13/2011, Art. IV, §7)

§15-408. Penalty for Violation.

1. Any person who violates any provision of §15-407 of this Part shall, upon conviction, be sentenced to pay a fine of \$50 and costs of prosecution.

2. Any person who violates any provision of this Part except for §15-407 of this Part, to which subsection .1 of this Section applies, shall, for every such violation, upon conviction, be sentenced to pay a fine of not less than \$5 or more than \$15 and costs of prosecution. Provided; if any such person shall have paid the sum of \$15 in person at the Borough Office within 48 hours of notice or shall have forwarded the sum of \$15 to the Borough Office within 48 hours of notice, as provided in §15-409 of this Part, that \$15 payment shall be in lieu of the penalties prescribed by this Section.

(Ord. 808, 9/13/2011, Art. IV, §8)

§15-409. Enforcement of Certain Provisions; Effect of Payment of \$15 Within 48 Hours.

1. It shall be the duty of the police officers of the Borough, or of any other officer or employee of the Borough designated as parking enforcement personnel, acting under the direction of the Mayor or designee, to report all violations of any provision of this Part with the exception of §15-407 which relates to parking spaces for handicapped persons and disabled veterans. Every such report of a violation under this Section shall contain the following information:

A. The location of the parking space, or other place within a municipal parking lot, where a vehicle is, or has been, parked in violation of any provision of this Part.

B. The date and hour that the violation was observed and reported.

C. The identifying numbers and/or letters on the registration plate and the name of the state or province that issued the plate.

D. Any other facts, the knowledge of which is necessary or helpful for arriving at a thorough understanding of the circumstances attending the violation.

2. The police officer or other parking enforcement person making the report shall also place upon the vehicle a notice to the owner or driver of the vehicle that the vehicle was parked in violation of this Part and informing the owner or driver, as the case may be, that if, within 48 hours of the issuance of the notice, that owner or driver will either: (A) voluntarily appear at the Borough Office and pay the sum of \$15; or (B) forward to the Borough Office with the notice, the sum of \$15 (in each case the money to be in legal tender of the United States of America), which shall be for the use of the Borough, that action will save that violator from prosecution and from payment of the fine and costs prescribed in §15-408 of this Part.

(Ord. 808, 9/13/2011, Art. IV, §9)

Chapter 23

Stormwater Management

Part 1

Storm Sewer Regulations

- §23-101. Purpose and Legislative Findings
- §23-102. Prohibition Against Non-stormwater Discharges
- §23-103. Suspension of Discharge
- §23-104. Maintaining Watercourse
- §23-105. Action for Illegal Discharge or Pollutants
- §23-106. Applicability of Ordinance
- §23-107. Administration of Ordinance
- §23-108. Administrative Appeals
- §23-109. Violations and Penalties

Part 2

Stormwater Management Facilities

- §23-125. Ownership and Maintenance
- §23-126. Definitions
- §23-127. Assessment
- §23-128. Capital Reserve Fund
- §23-129. Contact Information
- §23-130. Assessment Fee
- §23-131. Credits
- §23-132. Appeals
- §23-133. Flood Disclaimer

Part 2

Stormwater Management Facilities

§23-125. Ownership and Maintenance.

The public storm water management facilities, sewers, and drains that shall be constructed within the Borough shall be owned and/or managed by the Borough, and the same shall be periodically maintained by the Borough, by or under the supervision and coordination of the Borough Engineer and the Borough Manager.

(*Ord. 850, 5/14/2019, §2*)

§23-126. Definitions.

The following terms as used in this Part shall have the following meanings:

A. **BEST MANAGEMENT PRACTICES (BMPs)** - Activities, facilities, measures, planning or procedures used to manage stormwater impacts from regulated activities, to meet state water quality requirements, to promote groundwater recharge and to otherwise meet the purposes of this Part. Stormwater BMPs are commonly grouped into one of two broad categories or measures: "non-structural" or "structural". "Non-structural" BMPs are measures referred to as operational and/or behavior-related practices that attempt to minimize the contact of pollutants with stormwater runoff whereas "structural" BMPs are measures that consist of a physical device or practice that is installed to capture and treat stormwater runoff. "Structural" BMPs include, but are not limited to, a wide variety of practices and devices, from large-scale wet ponds and constructed wetlands, to small-scale underground treatment systems, infiltration facilities, filter strips, low impact design, bioretention, wet ponds, permeable paving, grassed swales, riparian or forested buffers, sand filters, detention basins, and manufactured devices. "Structural" stormwater BMPs are permanent appurtenances to the project site.

B. **DEVELOPED PARCEL** - A parcel altered from a natural state that contains impervious surface equal to or greater than 300 square feet. Excludes Myerstown Borough-owned properties, public roads, common area parcels (*i.e.*, parcels without dwelling units) owned by homeowner associations, and land under initial development prior to issuance of a certificate of occupancy; however, a parcel undergoing initial development that does not receive a certificate of occupancy within three years from start of construction will be considered a developed parcel.

C. **EQUIVALENT RESIDENTIAL UNIT (ERU)** - The measure of impervious ground cover for a typical single-family detached residential property used in assessing the fees for each parcel of developed property, and which has been determined to be 3,382 square feet.

D. **IMPERVIOUS SURFACE (IMPERVIOUS AREA)** - A surface that prevents the infiltration of water into the ground. Impervious surfaces (or areas) shall include, but are not limited to: roofs, additional indoor living spaces, patios,

garages, storage sheds and similar structures, streets, sidewalks and vehicle and pedestrian areas that are gravel and crushed stone. Any surface area proposed to initially be gravel, crushed stone or paving shall be assumed to be impervious. Pervious paving shall be considered as an impervious surface for runoff management and storage calculations. In addition, other areas determined by the Lebanon County Engineer to be impervious within the meaning of this definition shall also be considered as contributing to total impervious cover.

E. NON-RESIDENTIAL PROPERTIES - All developed parcels other than single family residential properties, as described below, including multi-family properties such as apartments, mobile home parks, commercial, institutional, governmental and industrial parcels.

F. OWNER - Any person, firm, corporation, individual, partnership, company, association, organization, society or group owning real property in Myerstown Borough.

G. PARCEL IDENTIFICATION NUMBER (PIN) - A discrete identification number for each lot, parcel, building or other structure within Myerstown Borough.

H. SINGLE FAMILY RESIDENTIAL (SFR) PROPERTIES - Developed parcels containing single family residential homes, attached homes, townhouses, condominiums, duplexes and row homes. Developed parcels may be classified as "SFR" despite the presence of incidental structures associated with residential uses such as garages, carports or small storage buildings. Properties classified as land use code 101 by the Lebanon County Assessment Office are considered SFR. "SFR" shall not include developed parcels containing: (a) structures used primarily for nonresidential purposes, (b) mobile homes located within mobile home parks, (c) apartment buildings or agricultural properties (Land Use Code 112). A developed parcel which does not contain a dwelling unit (*e.g.*, it contains a garage, shed, driveway, parking area or other impervious area) will be classified as SFR if the parcel is zoned as a residential parcel.

I. STORMWATER - Runoff water from precipitation, snowmelt, surface runoff and drainage.

J. STORMWATER MANAGEMENT SYSTEM - The system of runoff avoidance, infiltration, collection and conveyance, including storm sewers, pipes, conduits, mains, inlets, culverts, catch basins, gutters, manholes, ditches, channels, basins and detention ponds, streets, curbs, drains and all devices, appliances and stormwater BMPs, such as infiltration and filtration facilities, used for collecting, conducting, pumping, conveying, detaining, infiltrating, reducing, managing, avoiding the generation of, and treating stormwater, which is owned by the Borough of Myerstown.

(*Ord. 850, 5/14/2019, §3*)

§23-127. Assessment.

A stormwater assessment for and regarding the construction, maintenance, and operation of the stormwater management facilities is hereby imposed upon all owners of developed parcels of real estate located within the Borough for each dwelling, business, educational, industrial, and commercial unit situated upon said real estate of such property owner. Such assessment shall be imposed as follows:

A. The stormwater assessment fee for one ERU shall initially be set at a rate of \$93 per year.

B. Each SFR parcel shall initially be charged a stormwater assessment fee of one ERU.

C. All non-residential properties shall be billed based upon the number of square feet of measured impervious surface, as determined through aerial photography and surface feature evaluation processes, with one ERU equaling 3,382 square feet of impervious area. The charge for said properties shall be computed by multiplying the number of ERUs for a given parcel by the unit rate as set forth in Subsection A above. All partial ERUs will be rounded to the nearest whole number for billing purposes. In no event shall any such developed parcel be charged less than one ERU.

D. All stormwater assessment fees shall be invoiced by the Borough or its designated billing agent no less frequently than annually, with billing frequency to be determined by the Borough.

The rates and billing frequency for said stormwater assessment fee may hereafter be changed and set by resolution duly adopted by the Myerstown Borough Council. The stormwater assessment fee imposed by this Part shall be payable in accordance with the due date set forth on the invoice, which shall be no less than 30 days from the invoice date. In the event the due date falls on a weekend or a federally-recognized holiday, said payment shall be due on the first business day following such weekend or legal holiday.

(*Ord. 850, 5/14/2019, §4*)

§23-128. Capital Reserve Fund.

A separate capital reserve fund is hereby created under and pursuant to the terms and provisions of Section 1202(22) of the Borough Code. All stormwater assessment fees received by the Borough shall be deposited into this capital reserve fund. The Borough Council is hereby authorized to budget and appropriate money for this capital reserve fund if it deems the same appropriate. Any money so appropriated shall be deposited in this capital reserve fund. All money deposited into this capital reserve fund shall be invested and administered, and shall be used, only for the construction, maintenance, and operation of the stormwater management facilities, and for the purposes of acquiring or replacing equipment, machinery, and the like for the same purposes. Expenditures from this capital reserve fund for the aforementioned purposes may be made only upon action duly authorized at a public meeting of the Borough Council.

(*Ord. 850, 5/14/2019, §5*)

§23-129. Contact Information.

Every owner of real estate situate within the Borough shall provide the Borough with, and thereafter shall keep the Borough advised of, his/her/its correct mailing address. Failure of any person to receive bills for the stormwater assessment fee imposed by this Part shall not be considered an excuse or basis of nonpayment of the

stormwater assessment fee, nor shall such failure result in an extension of the period of time during which said bills shall be payable at the face amount thereof.

(*Ord. 850, 5/14/2019, §6*)

§23-130. Assessment Fee.

The stormwater assessment fee imposed by this Part shall be a lien, as of and from January 1 of the year for which it is imposed, against and upon the real estate upon which is situate the dwelling, business, educational, industrial, or commercial unit for which the stormwater assessment fee is imposed. Each owner of a dwelling unit or a business, educational, industrial, or commercial unit upon which the stormwater assessment fee is imposed shall pay the stormwater assessment within 30 days of the date of the bill for such stormwater assessment fee. If the stormwater assessment fee is not paid within the aforementioned 30 days, then on the thirty-first day after the billing date, a penalty of 10% of such stormwater assessment fee shall be imposed and added thereto, and shall be paid by the owner or reputed owner of the property for which the stormwater assessment fee was billed. The Borough may also file a municipal claim pursuant to Pennsylvania's Municipal Claims and Tax Liens Law, 53 P.S. §7101, *et seq.* upon the real estate for which the stormwater assessment fee is imposed, together with all attorney's fees incurred in the collection or enforcement thereof as permitted by law.

(*Ord. 850, 5/14/2019, §7*)

§23-131. Credits.

Credits for onsite structural and non-structural activities which reduce and manage stormwater runoff and improve water quality including detention, retention, or infiltration of water and recharge of the aquifer and thereby avoid or minimize public construction, operation, repair and maintenance of facilities and services shall be in accordance with a written policy to be adopted by resolution by the Borough Council of Myerstown.

(*Ord. 850, 5/14/2019, §8*)

§23-132. Appeals.

Appeals from the stormwater assessment must be expressed in writing and addressed to the Borough Council for consideration. Appeals shall be submitted on the approved appeal form. Detailed reasons for the appeal must be included with the appeal form. Appeals must be filed at the Borough office within 30 days of the stormwater assessment fee invoice being mailed to the property owner. The Borough may extend the appeal period by 30 days at its discretion. Following receipt of the appeal form, Borough Council will consider the appeal, perform a site visit if necessary, consult with the Borough Engineer and Solicitor if necessary, and issue an acceptance or rejection of the appeal. The appeal shall be accepted or rejected by the Borough Council within 60 days of receipt by the Borough. All decisions by the Borough Council regarding such appeals shall be delivered by personal service or by certified mail sent to the billing address of the property owner.

(*Ord. 850, 5/14/2019, §9*)

§23-133. Flood Disclaimer.

Floods from stormwater may occur occasionally that exceed the capacity of the stormwater management system maintained and financed with the stormwater assessment fee. Nothing in this Part shall be deemed to imply that properties subject to charges shall always be free from flooding or flood damage, or that all flood control projects to control stormwater can provide complete protection from all flood and storm events. Nothing whatsoever in this Part shall deem the Borough of Myerstown liable for any damages incurred from stormwater or from adverse water quality. Nothing in this Part purports to reduce the need or necessity for flood insurance and Myerstown Borough expressly reserves the right to assert all available immunities and defenses in any action seeking to impose monetary damages upon Myerstown Borough, their officers, employees and agents arising out of any alleged failure or breach of duty with respect to the stormwater management system.

(Ord. 850, 5/14/2019, §10)

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Part 12 Signs

- §27-1201. Purposes and Applicability
- §27-1202. Sign Definitions
- §27-1203. Miscellaneous Signs Not Requiring Permits
- §27-1204. Freestanding, Wall and Window Signs (On-Premises Signs)
- §27-1205. Prohibited Signs and Digital Sign Limits
- §27-1206. Off-Premise Signs (Including Billboards)
- §27-1207. General Design, Location and Construction of Signs
- §27-1208. Vehicles Functioning As Signs
- §27-1209. Abandoned or Outdated Signs
- §27-1210. Measurement of Sign Area
- §27-1211. Illumination of Signs
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Part 13 General Regulations

- §27-1301. Frontage Onto Improved Streets, Number of Uses or Buildings, Minimum Size of Dwellings
- §27-1302. Height Exceptions
- §27-1303. Special Lot and Yard Requirements, Sight Distance and Buffer Yards
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- §27-1305. Non-conformities
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- §27-1307. Portable Storage Containers
- §27-1308. Green Incentives
- §27-1309. Connection to Municipal Water System

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- §27-1401. Applicability of This Ordinance
- §27-1402. Purposes and Community Development Objectives
- §27-1403. Permits and Certificates
- §27-1404. General Procedure for Permits
- §27-1405. Interpretation and Uses Not Regulated
- §27-1406. Enforcement, Violations and Penalties
- §27-1407. Fees
- §27-1408. Amendments to This Ordinance
- §27-1409. Curative Amendments
- §27-1410. Zoning Officer
- §27-1411. Zoning Hearing Board Actions and Variances
- §27-1412. Zoning Hearing Board Hearings and Decisions
- §27-1413. Appeals to Court
- §27-1414. Limited Public Utility Exemptions

- §27-1415. Borough and Municipal Authority Exemption
- §27-1416. Special Exception Use Process
- §27-1417. Conditional Use Process
- §27-1418. Liability

**Part 15
Definitions**

- §27-1501. General Interpretation
- §27-1502. Terms Defined

**Part 16
AP - Airport Overlay District Regulations**

- §27-1601. Findings and Purposes
- §27-1602. Airport Approach Definitions
- §27-1603. Overlay District
- §27-1604. Airport Surface Zones
- §27-1605. Airport Surface Zone Height Limitations
- §27-1606. Airport Zoning Requirements
- §27-1607. Airport Approach Permits and Variances
- §27-1608. Airport Variances and Appeals

Zoning Map

Airport Approach Overlay Map and Table

§27-1307. Portable Storage Containers.

1. This section shall apply to a portable storage container that is kept outside of a building and which has a length greater than 10 feet and which is not currently attached to a motor vehicle or railroad and which is not part of a permitted industrial use on the same lot.

2. The following regulations shall apply on a principally residential lot:

A. A portable storage container shall not be kept on a principally residential lot for a total of more than 2 months in any 2 year period, unless it is being used as part of an active construction permit for the lot. A temporary zoning permit shall be required if the portable storage container is kept on the lot for more than 30 days.

B. A maximum of one portable storage container shall be allowed per lot.

3. On a lot that is not a principally residential lot, any portable storage container that is kept on a lot for more than 30 days shall meet the setbacks that apply to a principal building, unless the container is necessary to temporarily hold materials for active on-site construction.

4. The following shall apply to any portable storage container:

A. The container shall not obstruct safe sight distances at intersections.

B. The container shall not obstruct travel lanes of a street or a public sidewalk, unless specifically authorized by a Borough permit where there is no alternative.

C. The container shall only be allowed to be placed within a street right-of-way if a permit for such placement is issued by the Borough. Such permit shall specify a maximum number of days during which the container may be placed within the right-of-way.

D. The container shall not be used to store hazardous, explosive or toxic substances or putrescent garbage.

E. A facility that stores portable storage containers that have been leased by others or are available for lease shall be considered a warehouse.

(Ord. 841, 5/22/2017)

§27-1308. Green Incentives.

1. See Section 27-505 regarding solar dimensional provisions. That section allows some flexibility in dimensional requirements.

2. See Section 27-502, which allows solar energy collection devices to exceed the maximum height.

3. If a building or parking structure includes an approved "Green Roof", the area covered by the Green Roof may exceed allowed maximum building coverage, up to a maximum increase of 20 percent. For example, if a District includes a maximum 30 percent building coverage, and a building footprint equal to 20 percent of the lot is covered by a green building roof, then the maximum total allowed building coverage shall be 50 percent. In such example, an area equal to a minimum of 20 percent of the lot area would need to be covered by a green roof, but not the entire building roof.

A. In order to be considered a "Green Roof," such area shall be exposed to direct sunlight at noon-time and shall be covered with vegetation that is designed to absorb stormwater runoff. Vegetation shall be planted in soil or other growing material with a minimum of 4 inches of depth. Up to 10 percent of an area of a Green Roof may include walkways or skylights. If such vegetation dies, it shall be required to be replaced within 150 days.

4. Pervious pavement used for vehicle parking and vehicle movement shall be considered impervious for the purposes of the zoning ordinance impervious coverage requirement, except as follows. The maximum impervious coverage of a lot or a tract may be increased by up to 10 percent of the lot area if a corresponding land area is covered by Borough-approved pervious pavement.

A. For example, if a lot includes 10,000 square feet, and has a 50 percent maximum impervious surface requirement, and the lot will include 1,000 square feet of pervious pavement, then a maximum of 6,000 square feet of the lot may be covered by impervious surfaces instead of 5,000 square feet. In such example, 5,000 square feet of the lot could be covered with building roofs and paving surfaces that are impervious.

5. This subsection "5." applies if the applicant proves that a new building will be "Certified" or meets a higher standard under the published standards of the Leadership in Energy and Environmental Design (LEED) Certified building, following the latest published standards of the U.S. Green Building Council or its successor entity for New Construction or Building Rehabilitation. In such case, the Certified building may exceed maximum building coverage and/or the maximum impervious coverage by 10 percent for the lot. This incentive may not be added on top of the other building and impervious incentives in this Section.

A. The applicant is required to have a LEED-certified professional provide a statement in writing to the Borough at each of the following times: a) the land development application, b) at the time of the building permit application and c) at a point half-way through construction. Such statement shall provide a professional opinion that the project will be able to meet the LEED Certification, and specifying the point system that will be used.

B. If a building fails to meet the requirements for LEED Certification after occupancy, the Zoning Officer shall have the authority to require that the current building owner make sufficient changes to the building and submittals to obtain the intended certification.

6. Applicants are encouraged to provide an electric recharging station for electric motor vehicles, particularly if the use involves a total of 100 or more vehicle parking spaces. Such electric recharging stations shall be permitted by right in all Zoning Districts and may take the place of required parking spaces.

(Ord. 841, 5/22/2017)

§27-1309. Connection to Municipal Water System.

1. The owner of any improved property abutting within 150 feet to the Myerstown Municipal Water System owned and operated by the Myerstown Water Authority shall connect to and shall use the Municipal Water System upon receiving written notice to connect within 45 days of the receipt of the written notice.

2. The Notice to Connect may be served upon the owner by the Borough of Myerstown or by the Myerstown Water Authority.

3. The connection to the water system and the use of the water system shall be subject to the owner complying with all applicable ordinances, resolutions, rules and regulations of the Borough of Myerstown and the resolutions, rules and regulations of the Myerstown Water Authority.

4. The form of the Notice to Connect shall be on such form as approved by the Borough of Myerstown or the Borough of Myerstown Authority.

5. Any owner who shall violate this section shall, upon conviction, be subject to a fine of not less than \$50 and not more than \$500, and in default thereof to imprisonment to a term of not more than 90 days. Each day of a violation of this section shall constitute a separate offense.

(Ord. 845, 6/12/2018)

Ord./Res.	Date	Description
Ord. 817	1/9/2013	Authorizing and approving a project to be undertaken by Myerstown Water Authority (the "Authority"); authorizing and directing the incurrence of lease rental debt in a maximum principal amount not to Exceed \$9,045,000, pursuant to the Local Government Unit Debt Act, 53 Pa.C.S. §8001 et seq., as amended and supplemented (the "Debt Act"); determining that such debt shall be incurred as lease rental debt to be evidenced by a guaranty agreement of the Borough securing the Authority's Guaranteed Water Revenue Note, Series of 2013 (the "Note"), to be issued by the Authority to finance a project.
Ord. 824	9/9/2014	Authorizing and directing issuance of general obligation debt, as permitted by and pursuant to the Local Government Unit Debt Act, 53 PA.C.S. §8001 et seq. as amended, in the aggregate principal amount not to exceed \$10,000,000.
Ord. 843	11/14/2017	Authorizing and directing the issuance of a general obligation note, Series of 2017, in the principal amount not to exceed \$1,050,000, for the purpose of providing funds to be applied for and toward (i) financing the costs of certain capital projects of the Borough; and (ii) paying the costs of the issuance of the note.

Ordinance	Date	Disposition	Subject
679	5/13/1986	§27-1002, Zoning Map Amendments	Zoning
680	6/10/1986	Appendix B	Bond Issues and Loans
681	7/8/1986	Superseded by 779	Plumbing
682	8/12/1986	Appendix B	Bond Issues and Loans
683	9/9/1986	§§10-203-10-204	Health and Safety
684	12/16/1986	Budget 1987	
685	12/16/1986	Tax Levy 1987	
686	4/14/1987	§10-201	Health and Safety
687	6/9/1987	§1-201	Administration and Government
688	6/9/1987	Superseded by 789	Taxation; Special
689	6/9/1987	Repealed	
690	8/11/1987	Superseded by 792	Motor Vehicles and Traffic
691	9/8/1987	Repealed	
692	12/15/1987	Budget 1988	
693	12/15/1987	Tax Levy 1988	
694	12/8/1987	Repealed by 749	Governmental and Intergovernmental Affairs
695	2/9/1988	Repealed by 749	Governmental and Intergovernmental Affairs
696	6/13/1988	Superseded by 779	Plumbing
697	8/9/1988	Repealed by 828	Zoning
698	12/13/1988	Budget 1989	
699	12/13/1988	Tax Levy 1989	
700	2/14/1989	Appendix H	Streets and Sidewalks
701	3/14/1989	Appendix D	Governmental and Intergovernmental Affairs
702	3/14/1989	Zoning Map Amendments	Zoning
703	3/14/1989	Appendix H	Streets and Sidewalks
704	3/14/1989	Zoning Map Amendments	Zoning
705	3/14/1989	Appendix H	Streets and Sidewalks
706	5/9/1989	Repealed by 711	Sewers and Sewage Disposal
707	5/9/1989	Repealed by 748	Governmental and Intergovernmental Affairs

Ordinance	Date	Disposition	Subject
708	8/8/1989	Repealed 424, §4, §§1-311-1-316	Administration and Government
709	12/12/1989	Budget 1990	
710	12/12/1989	Tax Levy 1990	
711	6/12/1990	Superseded by 734	Sewers and Sewage Disposal
712	8/14/1990	Appendix H	Streets and Sidewalks
713	12/11/1990	Budget 1991	
714	12/11/1990	Tax Levy 1991	
715	10/12/1990	Superseded by 792	Motor Vehicles and Traffic
716	2/12/1991	Repealed by 727	Solid Waste
717	2/12/1991	Repealed by 749	Governmental and Intergovernmental Affairs
718	2/12/1991	Appendix F	Public Property
719	6/11/1991	§2-301 §4-104 §§6-301, 6-406, 6-503, 6-604, 6-705 §7-208 §10-104, 10-204, 10-304 §§13-305, 13-404, 13-508 §§16-204, 16-212 Superseded by 779 §18-207 §§21-104, 21-207, 21-213	Animals Buildings Conduct Fire Prevention and Fire Protection Health and Safety Licenses, Permits and General Business Regulations Parks and Recreation Plumbing Sewers and Sewage Disposal Streets and Sidewalks
720	6/11/1991	Superseded by 792	Motor Vehicles and Traffic
721	9/10/1991	Superseded by 779	Plumbing
722	8/13/1991	Repealed by 746	Licenses, Permits and General Business Regulations
723	11/10/1991	Budget 1992	
724	12/10/1991	Tax Levy 1992	
725	12/10/1991	§10-203 §§13-202, 13-203, 13-402, 13-502 Superseded by 779 §21-111	Health and Safety Licenses, Permits and General Business Regulations Plumbing Streets and Sidewalks
726	3/10/1992	Repealer	
727	7/14/1992	§§20-101-20-107	Solid Waste
728	8/11/1992	§16-211	Parks and Recreation

Ordinance	Date	Disposition	Subject
729	8/11/1992	Repealed by 792	Motor Vehicles and Traffic
730A	12/8/1992	Budget 1993	
730B	9/8/1992	Appendix H	Streets and Sidewalks
731	12/8/1992	Tax Levy 1993	
732	12/8/1992	Budget 1993	
733	2/9/1993	Budget 1993	
734	4/13/1993	Superseded by 757	Sewers and Sewage Disposal
735	7/13/1993	Superseded by 792	Motor Vehicles and Traffic
736	8/9/1993	§§7-501-7-505	Fire Prevention and Fire Protection
737	11/9/1993	Superseded by 818	
738	11/9/1993	Appendix B	Bond Issues and Loans
739	12/14/1993	Budget 1994	
740	12/14/1993	Tax Levy 1994	
741	12/14/1993	Superseded by 757	Sewers and Sewage Disposal
742	6/8/1994	Superseded by 792	Motor Vehicles and Traffic
743	3/8/1994	Appendix C	Franchises and Services
744	5/10/1994	§§6-101-6-104	Conduct
745	9/13/1994	§1-202	Administration and Government
746	9/13/1994	§§13-101-13-109	Licenses, Permits and General Business Regulations
747	9/14/1994	Repealed by 792	Motor Vehicles and Traffic
748	9/13/1994	Appendix D	Governmental and Intergovernmental Affairs
749	9/13/1994	Appendix D	Governmental and Intergovernmental Affairs
750	12/13/1994	Budget 1995	
751	12/13/1994	Tax Levy 1995	
752	12/13/1994	Repealer	Subdivision and Land Development
753	8/8/1995	Appendix D	Governmental and Intergovernmental Affairs
754	8/8/1995	Repealed by 761	Motor Vehicles and Traffic
755	8/8/1995	Appendix B	Bond Issues and Loans
756	12/12/1995	Tax Levy 1996	
757	4/9/1996	Superseded by 799	Sewers and Sewage Disposal

Ordinance	Date	Disposition	Subject
758	5/14/1996	§§13-601-13-613	Licenses, Permits and General Business Regulations
759	6/11/1996	Superseded by Res. 2008-13	Streets and Sidewalks
760	5/14/1996	Appendix B	Bond Issues and Loans
761	9/10/1996	Repealed by 792	Motor Vehicles and Traffic
762	6/13/1995	Repealed by 761	Motor Vehicles and Traffic
763	12/10/1996	Tax Levy 1997	
764	3/11/1997	Repealed by 792	Motor Vehicles and Traffic
765	12/9/1997	Tax Levy 1998	
766	5/19/1998	Appendix B	Bond Issues and Loans
767	8/11/1998	§§27-1003, 27-1402	Zoning
768	12/8/1998	Tax Levy 1999	
769	3/9/1999	Repealed by 792	Motor Vehicles and Traffic
770	4/29/1999	Appendix D	Governmental and Intergovernmental Affairs
771	8/10/1999	Repealed by 792	Motor Vehicles and Traffic
772	12/14/1999	Tax Levy 2000	
773	4/11/2000	§§27-1501-27-1516	Zoning
774	4/11/2000	Superseded by 802	Code Enforcement
775	12/12/2000	Tax Levy 2001	
776	12/11/2001	Tax Levy 2002	
777	5/13/2003	§§20-201-20-212	Solid Waste
778	12/9/2003	Tax Levy 2003	
779	7/13/2004	§§5-101-5-105	Code Enforcement
780	9/14/2004	Repealed by 852	Code Enforcement
781	1/11/2005	Tax Levy 2005	
782	10/12/2004	§§1-321-1-324	Administration and Government
783	1/11/2005	Repealed by 792	Motor Vehicles and Traffic
784	2/8/2005	Superseded by 794	Taxation; Special
785	2/8/2005	§1-201	Administration and Government
786	2/18/2005	Superseded by 818	Code Enforcement
787	5/10/2005	Appendix D	Governmental and Intergovernmental Affairs
788	7/12/2005	§§23-101-22-109	Stormwater Management

Ordinance	Date	Disposition	Subject
841	5/22/2017	ch. 27, part 1; §§27-201-27-206, 27-301, 27-302, 27-401-27-406, 27-501-27-505, 27-601-27-603, 27-701-27-704, 27-801-27-806, 27-901-27-908, 27-1001-27-1007, 27-1101-27-1105, 27-1201-27-1212, 27-1301-27-1308, 27-1401-27-1418, 27-1501, 27-1502, 27-1601-27-1608	Zoning
843	11/14/2017	Appendix B	Bond Issues and Loans
844	12/12/2017	Tax Levy 2018	
845	6/12/2018	§27-1309	Zoning
846	6/12/2018	§15-305	Motor Vehicles and Traffic
847	6/12/2018	§§5-201, 5-202	Code Enforcement
848	11/13/2018	§15-305	Motor Vehicles and Traffic
849	12/11/2018	Tax Levy 2019	
850	5/14/2019	§§23-125-23-133	Stormwater Management
851	7/9/2019	§15-403	Motor Vehicles and Traffic
852	12/10/2019	§5-105	Motor Vehicles and Traffic

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12/28/1918	12/28/1918	Appendix D	Governmental and Intergovernmental Affairs
7/3/1945	7/3/1945	Appendix I	Water
12/3/1946	12/3/1946	Appendix H	Streets and Sidewalks
11/17/1948	11/17/1948	Repealed by <i>Ord. 533</i>	Administration and Government
1/14/1964	1/14/1964	§§18-211-18-218	Sewers and Sewage Disposal
7/10/1973	7/10/1973	Appendix D	Governmental and Intergovernmental Affairs
91-16	-/-/1991	Superseded by 92-34	Fee Schedule
92-34	-/-/1992	Superseded by 94-24	Fee Schedule
94-24	12/13/1994	Superseded by 2006-29	Fee Schedule
95-01	-/-/1995	Appendix D	Governmental and Intergovernmental Affairs
2004-21	10/12/2004	Appendix D	Governmental and Intergovernmental Affairs
2005-15	5/10/2005	Superseded by 2006-29	Fee Schedule
2006-29	11/14/2006	Superseded by 2013-11	Fee Schedule
2008-13	6/10/2008	Superseded by 2012-16	Streets and Sidewalks
2010-15	7/13/2010	Superseded by 2013-11	
2012-16	7/10/2012	§§21-301-21-306	Streets and Sidewalks
2013-11	4/9/2013	Superseded by 2020-19	
2020-19	3/10/2020	Fee Schedule	

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C-3, NEIGHBORHOOD COMMERCIAL DISTRICTS, see ZONING	
CATV FRANCHISE, see LICENSES, PERMITS AND GENERAL BUSINESS REGULATIONS	
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