

AN ORDINANCE OF THE BOROUGH OF SOUTHMONT, COUNTY OF CAMBRIA AND STATE OF PENNSYLVANIA ADOPTING THE BOCA BASIC FIRE PREVENTION CODE, ESTABLISHING SAFEGUARDS FOR THE PROTECTION OF LIFE AND PROPERTY: ESTABLISHING STANDARDS FOR THE STORAGE, HANDLING, AND USE OF HAZARDOUS MATERIALS AND DEVICES: AND CONTROLLING CERTAIN USES AND OCCUPANCIES OF BUILDING AND PREMISES.

BE IT ORDAINED AND ENACTED BY THE Council of Southmont Borough, and it is hereby ordained and enacted as follows:

SECTION 1. ADOPTION OF FIRE PREVENTION CODE

1.1 BOCA Basic Fire Prevention Code - There is hereby adopted in its entirety by the Borough of Southmont that certain document known as the "BOCA Basic Fire Prevention Code, 1978 Fourth edition."

1.2 Effective date of Enactment - The provisions set forth in this Ordinance shall take effect five days from the date of enactment of this Ordinance.

SECTION 2. MODIFICATIONS MADE IN THE BOCA BASIC FIRE PREVENTION CODE.

2.1 Deletions - There shall be no deletions from the 1978 BOCA Basic Fire Prevention Code.

2.2 Revisions - The following sections of the Fire Prevention Code are revised to read as follows:

F-102.1 - Enforcement Office - The Office of Southmont Borough Fire Official shall be filled by appointment of the Southmont Borough Council by resolution. It shall be the duty and responsibility of the Fire Official, or his duly authorized prevention Code as herein set forth. Whenever the Fire Official shall find any violation or hazardous or dangerous condition, he shall serve notice to the responsible owner, operator or occupant of the building or premises, in accordance with the provisions of this Ordinance and the BOCA Basic Fire Prevention adopted herein.

F-103.7 - Payment of Fees - At the time of application for a permit, the applicant shall pay a fee of \$5.00 before said permit is issued.

F-104.1 - Appeals - Appeals to the Council may be taken by any person aggrieved by any decision or interpretation by the Fire Official made under the provisions of this code. The Board of Appeals shall consist of three members who are knowledgeable in Fire protection activities. The Board of Appeals shall be appointed by the Southmont Borough Council and the members shall hold office in accordance with the terms of their appointment. The Board shall adopt reasonable rules and regulations for conducting its hearings and shall be made a public record.

F-105.5 - Penalty for Violations - Any person or member of a partnership or corporation who shall violate the provisions of this code or who shall fail to comply with any of the requirements thereof shall be guilty of a misdemeanor and upon conviction thereof shall pay a fine of not more than three hundred (\$300.00) dollars or less than ten (\$10.00) dollars or by imprisonment of not more than 30 days or both such fine and imprisonment. Each day that a violation continues shall be deemed a separate offense.

2.3 The following sections are adopted only to the extent that their provisions do not conflict with the provisions of this Ordinance and of the representative, to enforce the provisions of the Fire Building Code Ordinance of the Borough of Southmont.

Section F-102.2.2 - Right of Entry

Section F-102.5 - Administrative Liability

Section F-105.3 - Unsafe Buildings

Section F-105.4 - Notice of Violations

Section F-105.5 - Failure to Correct Violations

SECTION 3. GENERAL PROVISIONS

3.1 Savings Clause - Nothing in this Ordinance or in the BOCA Basic Fire Prevention Code hereby adopted shall be construed to affect any suit or proceeding now pending in any court, or any rights acquired, or liability insured, or any cause or causes of action accrued under any act or ordinance repealed hereby. No right or remedy of any characters shall be lost, impaired, or affected by this Ordinance.

3.2 Validity - The invalidity of any section or provision of this Ordinance or of the BOCA Basic Fire Prevention Code hereby adopted shall not invalidate other sections or provisions thereof.

3.3 Conflict of Ordinances - Any Ordinances or parts of Ordinances conflicting with the provisions of this Ordinance shall be, and the same are hereby repealed insofar as the same affect this Ordinance.

3.4 Short Title - This Ordinance, together with the BOCA Fire Prevention Code, adopted herein, shall be know and may be cited as the "Fire Prevention Code of Southmont Borough".

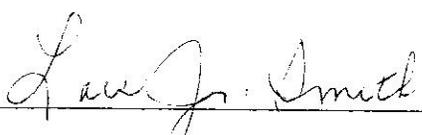
ORDAINED AND ENACTED INTO LAW this 21st day of June 1982.

BOROUGH OF SOUTHMONT

BY: 


MAYOR

ATTEST:



Secretary

Borough Seal