

ORDINANCE NO. 2017-04

**BOROUGH OF KULPMONT
NORTHUMBERLAND COUNTY, PENNSYLVANIA**

AN ORDINANCE OF THE BOROUGH OF KULPMONT, NORTHUMBERLAND COUNTY, PENNSYLVANIA, AMENDING AND REPEALING SECTIONS OF INCONSISTENT ORDINANCES; AND PROVIDING FOR A FINE OF \$250.00 TO BE LEVIED AGAINST ALL INDIVIDUALS WHO FAIL TO OBTAIN ANY PERMIT FOR ANY PURPOSE WITHIN THE PROPER AUTHORITY OF THE BOROUGH OF KULPMONT, OF ANY INDIVIDUAL WHO DOES NOT CORRECT ANY PROPER HEALTH BOARD OR CODE ENFORCEMENT VIOLATION WITHIN 3 DAYS OF NOTICE OF SAME, IMPOSING PENALTIES AND REPEALING INCONSISTENT ORDINANCES.

BE IT ORDAINED by the Council of the Borough of Kulpmont, Northumberland County, Pennsylvania, and it is hereby ORDAINED and ENACTED by and with the authority of the same as follows:

SECTION I SHORT TITLE

This Ordinance No. 2017-04 shall be known and may be cited as the "Fine Ordinance."

SECTION II ACTIVITIES WHEREIN FINE ORDINANCE IS EFFECTIVE

This Ordinance shall affect all issuance of building permits within the Borough of Kulpmont and ANY other permit for ANY purpose within the Borough of Kulpmont. Additionally, this Ordinance shall affect ANY proper Health Board or Code Enforcement violation within the Borough of Kulpmont.

SECTION III TWENTY-FIVE DOLLARS (\$250.00) FEE FOR VIOLATION

The Borough of Kulpmont shall levy a fine of Two Hundred Fifty Dollars (\$250.00) plus costs and expenses to be levied against all individuals who fail to obtain ANY permit for ANY purpose within the Borough of Kulpmont, within 24 hours of notice of same by proper authority of the Borough of Kulpmont, or ANY individual who does not correct ANY proper Health Board or Code Enforcement violation within 3 days of notice of same.

SECTION IV PENALTIES

The Borough of Kulpmont shall impose a fee against all persons violating Section III of this Ordinance that will amount to a Two Hundred Fifty (\$250.00) Dollars plus cost and expenses, fee to be paid to the Borough for failure to comply with the requirements of Section III. Each day of said violation shall constitute a separate offense and separate violation,

each separate offense subject to a penalty of Two Hundred Fifty (\$250.00) Dollars. This Two Hundred Fifty (\$250.00) Dollars per day fee shall be in addition to ANY fees, fines or costs levied by a Magisterial District Judge or ANY other issuing authority.

SECTION V **SEVERABILITY**

If ANY provision of this Ordinance, or ANY subsection thereof is found to be illegal or invalid, such a legality or invalidity shall not affect or impair ANY of the remaining provisions of this Ordinance, or ANY subsections there under. It is hereby declared as the intent of the Borough that this Ordinance 2017-04 would not have been enacted if ANY per se illegal or invalid provisions were included herein. If ANY provision would be found to exist, such invalid provisions would be stricken.

SECTION VI **EFFECTIVE DATE**

This Ordinance No. 2017-04 is hereby declared to be urgent for the preservation for the peace, health, safety and comfort of the residents of the Borough of Kulpmont, and shall take effect and be in full force immediately after its passage.

SECTION VII **REPEALER**

All Ordinances or parts of Ordinances in conflict or inconsistent herewith shall be and the same are hereby repealed absolutely.

DULY ORDAINED AND ENACTED THIS 12th DAY OF September, 2107

ATTEST:

BOROUGH OF KULPMONT

RHONDA WILK
BOROUGH SECRETARY

BRUNO R. VARANO
PRESIDENT

BERNARD P. NOVAKOSKI
MAYOR