

Chapter 61
Property Maintenance
Articles I-VII
Requirements and Regulations

ORDINANCE NUMBER 2015-11

CALLERY BOROUGH, BUTLER COUNTY, PENNSYLVANIA

AN ORDINANCE ADOPTING A PROPERTY MAINTENANCE CODE REGULATING AND GOVERNING THE CONDITIONS AND MAINTENANCE OF ALL PROPERTY AND STRUCTURES IN THE BOROUGH AND PROVIDING FOR ENFORCEMENT, REMEDIES, AND FINES AND PENALTIES FOR VIOLATIONS.

WHEREAS, Callery Borough Council, by virtue of the laws and Constitution of the Commonwealth of Pennsylvania, including Section 32A04 of the Borough Code, 8 Pa.C.S.A. Section 32A04, as amended, is empowered to adopt a property maintenance ordinance; and

WHEREAS, Callery Borough council hereby determines, declares, and finds it necessary and in the Borough's best interests to adopt a property maintenance ordinance in order to ensure public health, safety, and welfare insofar as they are affected by the continued occupancy, use, and maintenance of structures and premises.

NOW, THEREFORE, it is hereby enacted and ordained pursuant to the authority vested by the Borough Code as follows:

1. **TITLE.** The Code of the Borough of Callery, Chapter 61, Property Maintenance, is hereby revised by adding Chapter 61, Property Maintenance Code, a copy of which is attached hereto as Exhibit A and incorporated herein. This Ordinance shall be known and may be cited as the "Callery Borough Property Maintenance Code."
2. **SCOPE.** The provisions of this Ordinance, so far as they are common to those regulations in force immediately prior to the enactment of this Ordinance, are intended as a continuation of such prior regulations and not as new enactments.
3. **CONFLICTING REGULATIONS.** Where a conflict exists between any of the regulations or limitations prescribed in this Ordinance and any other regulation applicable to the same area, the more stringent limitation or requirement shall govern and prevail.
4. **SEVERABILITY.** If any of the provisions of this Ordinance or the application thereof to any person or circumstance are held invalid, such invalidity shall not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this Ordinance are declared to be severable.
5. **REPEALER.** Ordinance Number 89, adopted on December 3, 1992, as amended, is hereby repealed. All other ordinances or regulations, or parts of such ordinances or regulations, in conflict with this Ordinance or inconsistent with its provisions, are hereby repealed to the extent necessary to give this Ordinance full force and effect.
6. **EFFECTIVE DATE.** This Ordinance shall become effective five (5) days after adoption.

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DULY ENACTED AND ORDAINED, this the 5th day of October 2015, by Callery Borough Council in public session duly assembled.

CALLERY BOROUGH

ATTEST:

Linda Mol Hearing
Borough Secretary

By: *Edward Conway*
Edward Conway
Council President

(SEAL)



APPROVED:

By: *Ed Ashley*
Ed Ashley
Mayor

Date: 10-5-2015

I hereby certify that the foregoing Ordinance was advertised in the Butler Eagle, a newspaper of general circulation in the Borough, on September 25, 2015, and was duly enacted and approved as set forth above at a public meeting held by Borough Council on October 5, 2015.

Linda Mol Hearing
Borough Secretary

