

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE ORDINANCE OF THE TOWNSHIP OF MIDDLETOWN ENACTED OCTOBER 6, 1975 REQUIRING ALL PERSONS, PARTNERSHIPS, BUSINESSES AND CORPORATIONS TO OBTAIN A BUILDING PERMIT OR EXEMPTION CERTIFICATE & PROVIDING PENALTIES THEREFOR; BY AMENDING THE ORDINANCE TO ELIMINATE EXEMPTION CERTIFICATES AND PROVIDING THAT ALL PERSONS, PARTNERSHIPS, BUSINESSES AND CORPORATIONS SHALL OBTAIN A BUILDING PERMIT.

The following is hereby enacted and ordained by the Board of Supervisors of the Township of Middletown, Susquehanna County, Pennsylvania.

Section 1. Statement of Intent

A. Section 1 A of Ordinance No. 1975-1 of the Township of Middletown enacted October 6, 1975 is amended to read as follows:

It shall be unlawful for any person, partnership, business or corporation to undertake or cause to be undertaken, the construction, reconstruction, enlargement, or relocation of any building or structure unless an approved building permit has been obtained from the Municipal Building Permit Officer.

B. Section 1 B of Ordinance No. 1975-1 of the Township of Middletown enacted October 6, 1975 is amended to read as follows:

A building permit shall not be required for repairs to existing building or structures, provided that no structural changes are involved.

Section 2. Definitions

For the purposes of this ordinance, the following definitions shall apply:

A. Section 2 D of Ordinance No. 1975-1 of the Township of Middletown enacted October 6, 1975 is amended to read as follows:

This Section is deleted.

Section 3.

A. Section 4 A of Ordinance No. 1975-1 of the Township of Middletown enacted October 6, 1975 is amended to read as follows:

Issuance of permit- The Building Permit Officer shall promptly issue building permit only after it has been determined that all other necessary permits required by State law or by ordinance, including, but not limited to on-site sewage disposal systems permits when required have been obtained by the applicant and that the proposed construction will be in conformance with all applicable requirements and regulations.

B. Section 4 B of Ordinance No. 1975-1 of the Township of Middletown enacted October 6, 1975 is amended to read as follows:

Section 4 B is deleted.

Section 4. Posting

A. Section 6 of Ordinance No. 1975-1 of the Township of Middletown enacted October 6, 1975 is amended to read as follows:

In addition to the building permit, the building permit officers shall issue a placard which shall be displayed on the premises during the time construction is in progress. This placard shall show the number of the building permit, the date of its issuance and be signed by the building permit officer.

Section 5. Start of Construction

Section 7 of Ordinance No. 1975-1 of the Township of Middletown enacted October 6, 1975 is amended to read as follows:

Work on the proposed construction shall begin within six (6) months after the date of issuance of the building permit or the permit shall expire unless a time extension is granted, in writing, by the Building Permit Officer. Construction shall be considered to have started with the first placement of permanent construction of the site, such as the pouring of slabs or footings or any work beyond the state of excavation. For a structure without a basement or poured footings, the start of construction includes the first permanent framing; or assembly of the structure or any part thereof on its pilings or foundation, or the affixing of any prefabricated structure or mobile home to its permanent site. Permanent construction does not include land preparation, land clearing, grading, filling, excavation for basement, footings, piers, or foundations, erection of temporary forms, the installation of piling under proposed subsurface footings, or the installation of sewer, gas, and water pipes, or electric or other service lines from the street.

Section 6. Inspection and Revocation

Section 8 of Ordinance No. 1975-1 of the Township of Middletown enacted October 6, 1975 is amended to read as follows:

During the construction period, the Building Permit Officer or other authorized official may inspect the premises to determine that the work is progressing in compliance with the information provided on the permit application and with all applicable municipal laws and ordinances. In the event the Building Permit Officer discovers that the work does not comply with the permit application or any applicable laws and ordinances, or that there has been a false statement or misrepresentation by any applicant, the Building Permit Officer shall revoke the building permit and report such fact to the Board of Supervisors for whatever action it considers necessary.

Section 7. Fees

Section 9 B of Ordinance No. 1975-1 of the Township of Middletown enacted October 6, 1975 is amended to read as follows:

Section 9 B is deleted.

Section 8. Severability Clause

If any section, paragraph, sentence or phrase of this ordinance should be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this ordinance which shall remain in full force and effect. For this purpose the provisions of this ordinance are hereby declared to be severable.

Section 9. Effective Date

This Ordinance shall become effective on October 10, 1980 and shall remain in force until modified, amended, or rescinded, by the Board of Supervisors, Township of Middletown, Susquehanna County, PA.

ADOPTED this 6th day of October, 1980.

Thomas W. Young
Supervisor

John Paul
Supervisor

John W. Barnum
Supervisor

ATTEST: _____