EAST COVENTRY

BOARD OF SUPERVISORS

CHESTER COUNTY, PENNSYLVANIA

ORDINANCE NO. 2023-263

"Building Codes Board of Appeals"

AN ORDINANCE AMENDING THE CODIFIED ORDINANCE OF EAST COVENTRY TOWNSHIP, CHESTER COUNTY, PENNSYLVANIA, TO AMEND CHAPTER 5 (CODE ENFORCEMENT), PART 1 (BUILDING CODES), SECTION 5-111 (AMENDMENTS TO BUILDING CODES), SUBSECTION 1, PARAGRAPH E (BOARD OF APPEALS) TO ESTABLISH THE EAST COVENTRY TOWNSHIP UCC BOARD OF APPEALS FOR ALL BUILDING CODES.

The Board of Supervisors of East Coventry Township does hereby **ENACT** and **ORDAIN** as follows:

SECTION I. – Amendment to Code.

The Code of Ordinances of East Coventry Township, Chapter 5 (Code Enforcement), Part 1 (Building Codes), Section 5-111 (Amendments to Building Codes), Subsection 1, Paragraph E (Board of Appeals), is hereby amended and restated in its entirety, as follows:

> (E) Board of Appeals. Any reference to a "board of appeals" which shall appear in the Building Codes adopted in this Part shall be a reference to the East Coventry Township Uniform Construction Code Board of Appeals as may be established from time to time pursuant to §5-206 of this Chapter. Any terms or conditions regarding membership of the board, qualifications, alternate members, chairman, disqualification of members, secretary or compensation and other requirements are hereby deleted from the building codes and shall be governed by the applicable provisions and regulations of the Uniform Construction Code Board of Appeals.

SECTION II. – Severability.

The provisions of this Ordinance are severable, and if any section, sentence, clause, part or provision hereof shall be held illegal, invalid or unconstitutional by any court of competent

jurisdiction, such decision of the court shall not affect or impair the remaining sections, sentences, clauses, parts or provisions of this Ordinance. It is hereby declared to be the intent of the Board that this Ordinance would have been adopted even if such illegal, invalid or unconstitutional section, sentence, clause, part or provision had not been included herein.

SECTION III. – Failure to Enforce not a Waiver.

The failure of the Township to enforce any provision of this Ordinance shall not constitute a waiver by the Township of its rights of future enforcement hereunder.

SECTION IV. – Effective Date.

This Ordinance shall take effect and be in force from and after its approval as required by the Second Class Township Code.

SECTION V. – Repealer.

All other ordinances and resolutions or parts thereof insofar as they are inconsistent with this Ordinance are hereby repealed.

ORDAINED AND ENACTED by the Board of Supervisors of East Coventry Township, Chester County, Pennsylvania, this 10th day of July, 2023.

EAST COVENTRY TOWNSHIP

Attest: _____ By: _____

Euguene M. Briggs, Secretary

Ray Kolb, Chairman

NOTICE

NOTICE is hereby given that the Board of Supervisors of East Coventry Township, at its public meeting on July 10, 2023 at the Township Building, 855 Ellis Woods Road, Pottstown, Pennsylvania, will consider and could vote to adopt an ordinance amending the Codified Ordinances of East Coventry Township, Chester County, Pennsylvania, Chapter 5 (Code Enforcement), Part 1 (Building Codes), Section 5-111 (Amendments to Building Codes), Subsection 1, Paragraph E (Board of Appeals), to amend and restate Paragraph E in its entirety to establish the East Coventry Township Uniform Construction Code Board of Appeals as the Board of Appeals for all Building Codes.

Copies of the full text of the proposed ordinance are available for examination during normal business hours without charge at the offices of *The Pottstown Mercury*, 307 Derstine Avenue, Lansdale, Pennsylvania 19446, the Chester County Law Library, 201 West Market Street, Suite 2400, West Chester, Pennsylvania 19380-0989 and the East Coventry Township Building, 855 Ellis Woods Road, Pottstown, Pennsylvania 19465, where a copy of the proposed ordinance may be obtained for a charge not greater than the cost thereof.

MARK A. HOSTERMAN, ESQUIRE
WISLER PEARLSTINE, LLP

Solicitor for East Coventry Township