

CITY OF SAINT MARYS
ELK COUNTY, PENNSYLVANIA
ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SAINT MARYS, ELK COUNTY, PENNSYLVANIA, AMENDING THE CITY CODE BOOK, SPECIFICALLY CHAPTER 5 TO **REPEAL** PARTS 1, 2, 3, 5, AND 6 AND TO **AMEND** PART 4 TO COMPLY WITH THE 2021 ICC INTERNATIONAL PROPERTY MAINTENANCE CODE.

WHEREAS, the City of Saint Marys has not updated Part 4 for the Property Maintenance Code since 1999, aside from some penalties subscribed in 2001.

WHEREAS, BOCA no longer exists.

WHEREAS, The City of Saint Marys wishes to update their Code Enforcement Chapter, specifically at Part 4, to comply with modern editions of Code Enforcement standards.

WHEREAS, The Code Enforcement Officers have determined that Parts 1, 2, 3, 5, and 6 of Chapter 5 are now all covered under Part 7 “Uniform Construction Code,” and are no longer necessary as separate sections.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED, by the Saint Marys City Council, Elk County, Pennsylvania as follows:

Section 1: That the City Council hereby makes and adopts the determinations and findings contained in the recitals set forth above.

Section 2: The City of Saint Marys, PA Code, Chapter 5 *Code Enforcement*, Part 4 “BOCA National Property Maintenance Code” shall be retitled “ICC International Property Maintenance Code.”

Section 3: The City of Saint Marys, PA Code, Chapter 5 *Code Enforcement*, Part 4 “ICC International Property Maintenance Code” shall be amended at the corresponding sections to read as follows:

§ 401 Adoption of Property Maintenance Code.

The City of St. Marys hereby adopts the International Property Maintenance Code, 2021 Edition, published by the International Code Council, Inc., as the Property Maintenance Code for the City of St. Marys for the purpose of establishing minimum regulations governing the condition and maintenance of all property, buildings and structures to assure that such structures are safe, sanitary and fit for occupation and use.

§ 402 Amendments to Property Maintenance Code

The Property Maintenance Code is amended as follows:

The Property Maintenance Code is amended as follows:

- A. Section 103.1. Insert: City of St. Marys
- B. Section 103.1. Insert: Code Enforcement Department
- C. Section 303.15. Insert the dates: March 1 to November 1.
- D. Section 602.3. Insert the dates: October 1 to May 11.
- E. Section 602.4. Insert the dates: October 1 to May 1.

§ 403 Penalties

Any person who violates any of the provisions of this Part shall be subject to a penalty of not less than \$100 nor more than \$1,000 for each violation.

Each day that a violation continues shall be considered a separate violation.

Section 4: Chapter 5, Parts 1, 2, 3, 5, and 6 are hereby repealed.

Section 5: Construction and Severability. The provisions of this Ordinance shall be construed to the maximum extent possible to further the purposes and policy set forth herein, as consistent with applicable state statutes and regulations. If the provisions of this section and state law are in conflict, then state law shall prevail.

It is the intention of the cities governing body that the provisions of this Ordinance are severable, and if any provisions of this Ordinance shall be declared unconstitutional or

invalid by the judgment or decree of a court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any other remaining provisions of this Ordinance.

Section 6: Repealer. All prior ordinances that are inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 7: Effective Date. This ordinance shall become effective five (5) days after its enactment.

Ordained and Enacted this _____ day of _____, 2025

Attest:

Secretary

Mayor