

RESOLUTION NO. 2015-5

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE TOWNSHIP OF PENN, BERKS COUNTY, PENNSYLVANIA AMENDING THE PENN TOWNSHIP OMNIBUS FEE RESOLUTION TO PROVIDE FOR A CHARGE OF ONE HUNDRED PERCENT (100%) OF THE USUAL PERMIT FEE IN ADDITION TO THE NORMAL FEE (OR DOUBLING OF THE COST OF THE PERMIT FEE) WHEN A PROJECT IS COMMENCED WITHOUT A PERMIT

WHEREAS, by Resolution 2011-9, the Township consolidated fees previously adopted by Resolution or otherwise into a single document for ease of reference; and

WHEREAS, the Resolution consolidating the fees was entitled the Penn Township Omnibus Fee Resolution; and

WHEREAS, by Ordinance 2004-01, Section 6, the Township is authorized to establish fees for enforcement of the Uniform Construction Code; and

WHEREAS, the Omnibus Fee Resolution provides in II. entitled "Building Permits" for permit fees pursuant to the Pennsylvania Uniform Construction Code; and

WHEREAS, B. entitled "Miscellaneous" under II. entitled "Building Permits" under the Omnibus Fee Resolution provides for additional fees to be charged when the Township Code Official is authorized to pursue a violation of commencing construction without a permit; and

WHEREAS, the Board of Supervisors of the Township desires to amend the fee to be charged for commencement of work without a permit to provide in addition to the fees set forth therein that a fee in the amount of one hundred percent (100%) of the usual permit fee shall be charged in addition to the normal permit fee.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors that the Penn Township Omnibus Fee Resolution, II. entitled "Building Permits", B. entitled "Miscellaneous" is amended to read in its entirety as follows:

Return inspections for failed inspections will be charged at the full rate listed above.

The following fees shall apply in all situations, residential and commercial, where construction has begun without a building permit and the Township Code Official is directed by the municipality to pursue the violation. The Township Code Official will ONLY pursue these cases with permission from the municipality.

1. Additional inspections \$ 65.00
(required as a result of starting construction without a permit)

2. Notice of Violation/Unsafe Structure letter \$100.00
3. A fee in the amount of one hundred percent (100%) of the usual permit fee shall be charged in addition to the normal permit fee (doubling of the cost of the permit fee) when a project is commenced without a permit

FURTHER RESOLVED, that this Resolution shall take effect immediately, or as soon as legally permissible thereafter.

FURTHER RESOLVED, the Penn Township Omnibus Fee Resolution shall be and remain unchanged and in full force and effect except as amended, supplemented, and modified by this Resolution. This Resolution shall become a part of the Penn Township Omnibus Fee Resolution upon enactment.

FURTHER RESOLVED, that if any provision, sentence, clause, section, or part of this Resolution shall for any reason be found to be unconstitutional, illegal or invalid, such determination shall not affect or impair any of the remaining provisions, sentences, clauses, sections, or parts of this Resolution, and it is hereby declared to be the intent of the Board of Supervisors of Penn Township that this Resolution would have been adopted had such unconstitutional, illegal or invalid provision, sentence, clause, section, or part not been included herein.

FURTHER RESOLVED, that all Resolutions or parts of Resolutions inconsistent with this Resolution are hereby superseded.

IN WITNESS WHEREOF, the Board of Supervisors of Penn Township has adopted this Resolution in lawful session this 30 day of March, 2015.

BOARD OF SUPERVISORS OF
PENN TOWNSHIP,
BERKS COUNTY, PENNSYLVANIA

By:

Kyle P. [Signature]
Chairman

[Signature]
Member

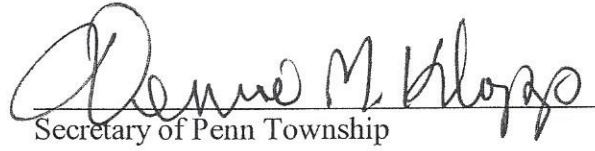
S. Mata [Signature]
Member

Attest:

Dennis M. [Signature]
Secretary

CERTIFICATE

I hereby certify that the foregoing is a true and accurate copy of a Resolution of the Board of Supervisors of PENN TOWNSHIP, Berks County, Pennsylvania, which was fully adopted at a public meeting held pursuant to notice as required by law on the 30 day of March, 2015.


Secretary of Penn Township

Dated: March 30 2015