

**EAST NORRITON TOWNSHIP,  
MONTGOMERY COUNTY, PENNSYLVANIA**

**ORDINANCE NO. 528**

AN ORDINANCE OF THE TOWNSHIP OF EAST NORRITON, MONTGOMERY COUNTY, PENNSYLVANIA, AMENDING CHAPTER 95 OF THE EAST NORRITON TOWNSHIP CODE OF ORDINANCES BY ADOPTING THE 2009 INTERNATIONAL FIRE CODE, WITH AMENDMENTS.

WHEREAS, East Norriton Township, by Ordinance 352, adopted July 10, 1995, adopted the BOCA National Fire Prevention Code, Ninth Edition, 1993, as amended, as Chapter 95 of the East Norriton Township Code of Ordinances; and

WHEREAS, the Board of Supervisors desires to replace the BOCA National Fire Prevention Code and adopt by reference the 2009 International Fire Code and any successor code, as amended herein, as the fire code of East Norriton Township; and

WHEREAS, the Board of Supervisors is authorized to adopt standard or nationally recognized codes by reference pursuant to Section 1601(e) of the Second Class Township Code, 53 P.S. Section 66601(e); and

NOW, THEREFORE, be it, and it is hereby ORDAINED by the Board of Supervisors of East Norriton Township, Montgomery County, Pennsylvania, and it is hereby ENACTED and ORDAINED by authority of same as follows:

I. Text Amendment. Chapter 95 "Fire Prevention" of the East Norriton Township Code of Ordinances is hereby amended in its entirety by deleting the existing Sections 95-1 through 95-7 and inserting the following:

**95-1. Adoption and Amendment of International Fire Code.** The 2009 International Fire Code, and any subsequent revisions thereof which shall automatically be incorporated herein by reference, save and except such portions of the International Fire Code as are hereinafter deleted, modified or amended, are hereby adopted and incorporated as if set forth at length herein. The 2009 International Fire Code, and any subsequent revision thereto, is hereby adopted by reference as Chapter 84 of the East Norriton Township Code of Ordinances to be known as the "Fire Code" with the following amendments and additions:

1. Section 101.1 is amended to insert "East Norriton Township, Montgomery County, Pennsylvania".

2. Section 108.4 is added as follows:

**108.4 Other Circumstances.** Should no Board of Appeals be appointed, the first level of appeal shall be to the Fire Marshal. The next level of appeal shall be to the Township Manager. The final level of appeal shall be to the Board of Supervisors. All appeals beyond this level shall be to the Pennsylvania Court System.

3. Section 109.3 is amended to read as follows:

**109.3 Violation Penalties.** Persons who shall violate a provision of this Code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter, repair or do any work in violation of the approved construction documents or directive of the code official, or of a permit or certificate issued under the provisions of this Code, shall be guilty of a summary offense, punishable by a fine not to exceed \$1,000.00 or by imprisonment not exceeding 30 days, or both such fine and imprisonment. Each day that a violation continues after due notice has been served shall be deemed a separate offense. In addition to the above penalties, any person who shall violate a provision of this Code, or fail to comply therewith, or with any of the requirements thereof, shall be subject, in addition to the penalties imposed above, to monetary penalties for all court costs, legal costs, attorneys' fees and other miscellaneous costs incurred by East Norriton Township during successful prosecution of that person by East Norriton Township.

4. Section 111.4 is amended to read as follows:

**111.4 Failure to comply.** Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be in violation of this Code and shall be subject to the penalty provisions of Section 109.3 of this Code.

5. Section 114 is added as follows:

**Section 114 Fire Inspection.**

**114.1 General.** East Norriton Township shall conduct a systematic inspection of all properties within East Norriton Township to determine compliance with this Code.

**Exception:** Single and Multifamily dwellings.

**114.2 Frequency.** The frequency of inspection shall be determined as necessary by the fire code official.

**114.3 Process.** Following the first inspection, a report, invoice, and applicable permits will be sent to the occupant via regular mail for each occupiable space including common areas of a building.

**114.4 Re-Inspection.** If during the first inspection any violations of this Code are found, a re-inspection will take place following the expiration of the time limit identified in the report for the requirements to be corrected. If violations are found at the conclusion of the fourth re-inspection, the occupant will be subject to the penalty provisions of Section 109.3 of this Code.

**114.5 Fees.** An invoice will be issued at the completion of each inspection and shall be payable within thirty (30) days of the date thereof. Two additional notices will be sent out at 60 and 90 days if payment is not received. If payment is not received within 120 days of the date of the first invoice, the occupant will be subject to the penalty provisions of Section 109.3 of this Code.

6. Section 308.1.4 is amended to delete Exception 2., which reads, “Where buildings, balconies, and decks are protected by an automatic sprinkler system”.

7. Section 507.5.3 is amended to add subsection 4 as follows:

4. All privately owned and maintained fire hydrants shall have the body and caps painted yellow. All bonnets (Domes) will be painted to meet the following color scheme: 4 to 6 inch mains shall have RED bonnets; 8 to 12 inch mains shall have GREEN bonnets; and 16 inch and larger mains shall have BLUE bonnets.

8. Section 509.3 is added as follows:

**509.3 Remote Identification.** Where fire protection system controls are not located within 5 feet of the main entrance, an approved sign shall be posted indicating the location of the fire protection system controls.

9. A. Section 903.2 is hereby revised to provide as follows:

**903.2 Where required.** Approved automatic sprinkler systems in new buildings and structures shall be installed and maintained in full operating condition, as specified in this code, in the locations indicated in Sections 903.2.1 through 903.2.12; all buildings with a gross floor area of more than 2,000 square feet, other than single-family detached residences, shall be provided with a fully automatic fire suppression system.

B. Sections 903.2.1 through 903.2.10.1 are hereby revised by deleting therefrom all references that are inconsistent with the requirements of Section 903.2 as hereby revised.

10. All appendixes are hereby adopted as written in the 2009 International Fire Code.

**95-2. Repealer.** The provisions of this chapter shall be considered amendments to the provisions of the International Fire Code, current edition, and any provisions of the International Fire Code that are inconsistent with or contrary to the provisions of this chapter are hereby repealed.

II. **GENERAL REPEALER:** All ordinances or parts thereof inconsistent with this Ordinance are hereby repealed to the extent of the inconsistency.

III. **SAVINGS CLAUSE:** If any provision of this Ordinance is declared by a court of competent jurisdiction to be invalid or unconstitutional, such determination shall have no effect on the remaining provisions of this Ordinance or on the provisions of the Code of Ordinances of East Norriton Township.

IV. **NO WAIVER:** The failure of East Norriton Township to enforce any provision of this ordinance shall not constitute a waiver by East Norriton Township of its rights of future enforcement hereunder.

V. EFFECTIVE DATE: This Ordinance shall be effective five days after its adoption by the East Norriton Township Board of Supervisors.

**ENACTED and ORDAINED** by the Board of Supervisors of East Norriton Township, Montgomery County, Pennsylvania, this 24<sup>th</sup> day of August, 2010.

**ATTEST:**

**TOWNSHIP OF EAST NORRITON:**

*Dale D. Alt*

By: *Kathy Hechler*

