

**UNION CITY BOROUGH
ERIE COUNTY PENNSYLVANIA
ORDINANCE NO. 1136**

AN ORDINANCE OF THE BOROUGH OF UNION CITY, COUNTY OF ERIE, COMMONWEALTH OF PENNSYLVANIA, AMENDING ORDINANCE NO. 1066, KNOWN AS THE PROPERTY MAINTENANCE CODE OF THE UNION CITY BOROUGH; BY AMENDING SECTION 202, ENTITLED DEFINITIONS; BY AMENDING SECTION 305, ENTITLED INTERIOR STRUCTURE; AND PROVIDING FOR A REPEALER, SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, on or about July 1, 2008, the Borough Council of the Union City Borough (the "Borough Council"), adopted Ordinance No. 1066, colloquially known as the Property Maintenance Code of the Union City Borough (the "Code"); and

WHEREAS, the Borough Council desires to amend the Code to eliminate the requirements placed on interior doors for buildings located within the Union City Borough (the "Borough"); and

WHEREAS, the Borough Council desires to amend the Code to require residents of the Borough to maintain potable water on all residential premises within the Borough's boundaries; and

WHEREAS, the Borough Council finds that such amendments are in the best interest of the citizens and residents of the Borough.

NOW THEREFORE, this 8th day of June 2021, **BE IT ORDAINED AND ENACTED** by the Borough Council, Union City Borough, Erie County, Pennsylvania, the following:

Section 1. Recitals. That the above recitals are incorporated as if more fully set forth herein.

Section 2. Amendment of Section 202 of the Code. That Section 202 of the Code, pertaining to Definitions, be amended in applicable part, through the inclusion of the underlined terms as follows:

DWELLING UNIT. A single unit providing complete independent living facilities for one or more persons, including permanent provisions for living, sleeping, cooking, and sanitation, including maintaining access to potable water.

Section 3. Amendment of Section 305 of the Code. That Section 305 of the Code, pertaining to Interior Structure, be amended in applicable part, through the inclusion of the underlined sections and terms and the deletion of the terms struck out as follows:

~~**305.06. Interior Doors.** Every interior door shall fit reasonably well within its frame and shall be capable of being opened and closed by being properly and securely attached to jambs, headers, or tracks as intended by the manufacturer of the attachment hardware.~~

305.06. Required Facilities. Every owner of a structure, containing one or more dwelling units, shall maintain at least one bathtub or shower, lavatory, water closet, and kitchen sink that shall be maintained in a sanitary, safe working condition.

305.07. Water System. Every sink, lavatory, bathtub or shower, drinking fountain, water closet or other plumbing fixture within a structure, containing one or more dwelling units, shall be properly connected to either a public water system or to a private water system. Maintaining a flow of potable water to each structure is mandatory in order to maintain the required facilities in a "sanitary, safe working condition" under Section 305.07.

Section 4. Repealer. All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.

Section 5. Severability. If any sentence, clause, section or amendment of this Ordinance is for any reason found to be unconstitutional, illegal, or invalid, such unconstitutionality, illegality, or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or amendments of this Ordinance. It is hereby declared as the intent of the Borough Council that this Ordinance would have been adopted had such unconstitutional, illegal, or invalid sentence, clause, section, or amendment thereof not been included herein.

Section 6. Effective Date. This Ordinance shall become immediately effective as soon as permitted by applicable law..

DULY ORDAINED AND ENACTED this 8th day of June 2021, by the Borough Council of the Borough of Union City, Erie County, Pennsylvania, in lawful session duly assembled.

ATTEST:

Cindy Wells

Cindy Wells, Secretary

Daniel Brumagin

Daniel Brumagin, President

APPROVED

Natalie Wilmoth

Natalie Wilmoth, Mayor

I certify that the above is a true copy of the Borough of Union City, Erie County, Pennsylvania, Ordinance No.1136 adopted by the Union City Borough Council on June 8, 2021 and advertised in the Corry Journal on May 24, 2021.

Cindy Wells
Cindy Wells, Secretary

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