

**CHERRY TOWNSHIP, BUTLER COUNTY, PENNSYLVANIA**

**ORDINANCE NO. 28**

**AN ORDINANCE REPEALING ORDINANCE NO. 23, SO THAT (1) THE TOWNSHIP CAN WITHDRAW FROM THE MUNICIPAL CODE ENFORCEMENT ASSOCIATION AND (2) OTHERWISE ENFORCE THE UNIFORM CONSTRUCTION CODE AS PERMITTED BY SECTION 3 OF ORDINANCE NO. 26.**

WHEREAS, Cherry Township elected to administer and enforce the provision of the Pennsylvania Construction Code Act, Act 45 of 1999, 35 P.S. 7210.101-7210.1103, as amended from time to time, and its regulations promulgated thereto, and;

WHEREAS, Cherry Township enacted Ordinance No. 26 to adopt the Uniform Construction Code, contained in 34 Pa Code, Chapters 401-405; and,

WHEREAS, Cherry Township entered into an agreement to become a member of the Municipal Code Enforcement Association (hereinafter referred to as "Association"), as authorized by 53 Pa..C.S. 7210.50 of the Pennsylvania Construction Code Act (Act No. 45, November 10, 1999. P.L. 491, 35 P.S. 7210.101 et seq. (hereinafter referred to as the "Code"), for the purpose of transferring to the Association all functions, powers and/or responsibilities of the Municipality, as provided for by the Act, and entered into this agreement by adoption of Ordinance No. 23,

BE IT ORDAINED AND ENACTED THEREFORE, AS FOLLOWS:

1. The Cherry Township Board of Supervisors, upon the effective date of this ordinance, chooses to withdraw from the agreement with the Municipal Code Enforcement Association, as provided under Section 3 of Ordinance No. 26, and as provided under Ordinance No. 23, Section Two, articles F and I, agreement with the Association.

2. Upon withdrawal from the Association, and upon the effective date of this ordinance, the Cherry Township Board of Supervisors shall, from time to time, select another option for enforcement of the Uniform Construction Code, as provided under Section 3 of Ordinance No. 26.

3. Ordinance No. 23 is hereby repealed in its entirety.

4. The effective date of this Ordinance shall be five (5) days after enactment.

ENACTED ON THIS 4<sup>th</sup> DAY OF APRIL, 2006.

CHERRY TOWNSHIP  
BOARD OF SUPERVISORS

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Chairman

Donald A. Mische

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Vice Chairman

W.S. Smith

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Supervisor

Cristy L. Yeager  
Secretary