

**CODE OF ORDINANCES**  
**of the**  
**BOROUGH OF HULMEVILLE**  
**Bucks County, Pennsylvania**

**Published by Authority of the Borough**

**PENNS VALLEY PUBLISHERS**  
**(A Division of Fry Communications, Inc.)**  
**Mechanicsburg, Pennsylvania**

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**OFFICIALS**  
**of the**  
**BOROUGH OF HULMEVILLE**

County of Bucks

Pennsylvania

**ELECTED OFFICIALS**

Mayor - David Harris

Borough Council

President	-	Ira P. Romberger, III
	-	William R. Cassaday
	-	John F. Matthews, Jr.
	-	Raymond Johnson
	-	Thomas Wheeler
	-	David Faust
	-	Frederick Vornhold
Tax Collector	-	Kathleen M. Nicastro
Auditors	-	Kathleen Raffa
	-	Letitia Hoffman
	-	Patricia Satchell

**APPOINTED OFFICIALS**

Manager	-	
Secretary	-	Harriet W. Black
Assistant Secretary	-	Patricia Boyle
Treasurer	-	Sylvia Castor
Codes Officer	-	Edward Vansant
Solicitor	-	John H. Wood, Jr.
Engineer	-	Pickering, Corts & Summerson
Fire Marshall	-	Michael McLaughlin

OFFICIALS  
of the  
BOROUGH OF HULMEVILLE

County of Berks  
Pennsylvania

ELECTED OFFICIALS

Mayor  
David Harris

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Ira P. Romberger, III	-	
William R. Cassaday	-	
John P. Matthews, Jr.	-	
Raymond Johnson	-	
Thomas Wheeler	-	
David Faust	-	
Frederick Vornhoid	-	
Kathleen M. Nicastro	-	Tax Collector
Kathleen Rolfe	-	Auditors
Leticia Hoffman	-	
Patricia Satchell	-	

APPOINTED OFFICIALS

	-	Manager
Harriet W. Black	-	Secretary
Patricia Boyle	-	Assistant Secretary
Sylvia Gaston	-	Treasurer
Edward Varnant	-	Codes Officer
John H. Wood, Jr.	-	Solicitor
Richard, Cora & Sumner	-	Engineer
Michael McLaughlin	-	Fire Marshall



## FOREWORD

### History

This volume comprises the second codification of the Ordinances of the Borough of Hulmeville. The original volume was the codification of the ordinances of the Borough of Hulmeville that were in effect as of March 18, 1954. Prior to that date, a total of 62 ordinances has been enacted and recorded in the Borough ordinance books.

The Borough of Hulmeville was originally settled in 1796-1799 and was incorporated as a Borough of 1872 from parts of Middletown Township. Although the Borough was incorporated March 8, 1872, the existing Borough records do not begin until October 9, 1890. It may be that no ordinances were enacted before 1890. However, because of the possibility that some ordinances of permanent effect were enacted in this early period, the following section was added to the general repealing ordinance:

All ordinances of the Borough of Hulmeville enacted prior to October 6, 1890, are hereby repealed, except for such ordinances and parts thereof providing for the annexation of territory; the opening, dedication, or vacation of streets or establishing the width thereof; or for the issuance of bonds.

Prior to March 18, 1954, there was no uniform system of numbering the Borough ordinances. Beginning with the enactments of that date, the Borough began to number its ordinances. The garbage ordinance adopted on that date became Ordinance 63 and the seven ordinances pertaining to the codification became Ordinances 64 to 70, inclusive.

This Code of Ordinances of the Borough of Hulmeville was prepared by Penns Valley Publishers and adopted by the Borough Council on January 7, 2002 by Ordinance number 223.

### Organization

The Code contains four parts which are (1) the valid current ordinances of the Borough contained in Chapters 1 through 27, (2) the Appendix, which lists by abstracted title all ordinances of a temporary or "one time" nature, (3) the Key to the disposition of each ordinance ever enacted by the Borough, and (4) the Index, which is an alphabetical arrangement of subjects.

In the Code each Chapter is separated by a divider tab, and specific ordinances can be located by subject on the contents page at the beginning of each Chapter. The Index may also be used to search for a subject when one is looking for general information on a particular subject, or if it is not known in which Chapter the subject might be found. The Appendix consists of several general categories containing a chronological listing of short subject descriptions along with a reference to the original ordinance and its date of enactment, if known.

The Key to disposition indicates what action has been taken by the Borough Council with regard to every ordinance ever enacted. An ordinance has either been (1) specifically

repealed, (2) superseded by another ordinance, (3) is located in a Chapter of the Code book, or (4) is located in the Appendix. Annual tax rate and budget ordinances are located only in the Key. The Key is a cross reference to the original ordinance books of the Borough, and to the location within the Code of each ordinance by number.

This volume comprises the second codification of the Ordinances of the Borough of Halmesville. The original volume was the codification of the ordinances of the Borough of Halmesville that were in effect as of March 18, 1954. Prior to that date, a total of 82 ordinances has been enacted and recorded in the Borough ordinance books.

The Borough of Halmesville was originally settled in 1798-1799 and was incorporated as a Borough of 1873 from parts of Middletown Township. Although the Borough was incorporated March 8, 1873, the existing Borough records do not begin until October 9, 1890. It may be that no ordinances were enacted before 1890. However, because of the possibility that some ordinances of permanent effect were enacted in this early period, the following section was added to the general reposing ordinance:

All ordinances of the Borough of Halmesville enacted prior to October 8, 1890, are hereby repealed, except for such ordinances and parts thereof providing for the annexation of territory; the opening, dedication, or vacation of streets or establishing the width thereof; or for the issuance of bonds.

Prior to March 18, 1954, there was no uniform system of numbering the Borough ordinances. Beginning with the enactments of that date, the Borough began to number its ordinances. The garbage ordinance adopted on that date became Ordinance 63 and the seven ordinances pertaining to the codification became Ordinances 64 to 70, inclusive.

This Code of Ordinances of the Borough of Halmesville was prepared by Penns Valley Publishers and adopted by the Borough Council on January 7, 2002 by Ordinance number 233.

### Organization

The Code contains four parts which are (1) the valid current ordinances of the Borough contained in Chapters I through 27, (2) the Appendix, which lists by abstracted title all ordinances of a temporary or "one time" nature, (3) the Key to the disposition of each ordinance ever enacted by the Borough, and (4) the Index, which is an alphabetical arrangement of subjects.

In the Code each Chapter is separated by a divider tab, and specific ordinances can be located by subject on the contents page at the beginning of each Chapter. The Index may also be used to search for a subject when one is looking for general information on a particular subject, or if it is not known in which Chapter the subject might be found. The Appendix consists of several general categories containing a chronological listing of short subject descriptions along with a reference to the original ordinance and its date of enactment, if known.

The Key to disposition indicates what action has been taken by the Borough Council with regard to every ordinance ever enacted. An ordinance has either been (1) specifically



ORDINANCE NO. 223

AN ORDINANCE ADOPTING THE CODE OF ORDINANCES OF THE BOROUGH OF HULMEVILLE, BUCKS COUNTY, PENNSYLVANIA; CONSOLIDATING, REVISING, AMENDING AND REPEALING CERTAIN ORDINANCES; ENACTING CERTAIN NEW PROVISIONS; PROVIDING A PROCEDURE FOR AMENDING THE CODE AND FOR THE CITATION OF THE CODE AND THE EFFECTIVE DATE THEREOF; ESTABLISHING RESPONSIBILITY FOR MAINTENANCE OF THE CODE; SAVING CERTAIN PROVISIONS FROM REPEAL; AND PRESCRIBING PENALTIES FOR VIOLATION.

The Borough Council hereby ordains:

**Section 1. Adoption.** The "Code of Ordinances, Borough of Hulmeville," as prepared and published for the said Borough of Hulmeville, is hereby adopted as a consolidation, codification and revision of the ordinances of the Borough of Hulmeville. Chapters 1 through 27 thereof contain the text of the body of all general administrative and regulatory ordinances of the Borough of Hulmeville organized as follows:

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Chapter 1 . . . . Administration and Government  
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Chapter 10 . . . Health and Safety  
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Chapter 12 . . . Libraries  
Chapter 13 . . . Licenses, Permits and General Business Regulations  
Chapter 14 . . . Mobile Homes and Mobile Home Parks  
Chapter 15 . . . Motor Vehicles and Traffic  
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Chapter 20 . . . Solid Waste  
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Chapter 23 . . . Swimming Pools  
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Chapter 25 . . . Trees  
Chapter 26 . . . Water  
Chapter 27 . . . Zoning

APPENDIX:

- A. . . . . Annexation of Territory
- B . . . . . Bond Issues and Loans
- C . . . . . Franchises and Services
- D . . . . . Governmental and Intergovernmental Affairs
- E . . . . . Plan Approval
- F . . . . . Public Property
- G . . . . . Sewers
- H . . . . . Streets and Sidewalks
- I . . . . . Water
- J . . . . . Zoning; Prior Ordinances

Key to the Disposition of All Ordinances

The Appendix of the volume lists, by subject matter, in chronological order, the titles (or an abstract of title) of enactments of special nature or of historical interest, for the complete text of which the official records of the Borough of Hulmeville shall be authoritative.

**Section 2. Citation and Effective Date.** The codification referred to in Section 1 of this ordinance shall be known and cited officially as the "Borough of Hulmeville Code of Ordinances," and all future ordinances shall make reference thereto. This ordinance shall become effective immediately upon publication of notice of final enactment as required by law.

**Section 3. Saving Clause.** The provisions of the Borough of Hulmeville Code of Ordinances, so far as they are the same as those ordinances and regulations in force immediately prior to the adoption of said Code, are intended as a continuation of such ordinances and regulations and not as a new enactment. The provisions of the Borough of Hulmeville Code of Ordinances shall not affect any suit or prosecution pending or to be instituted to enforce any of the prior ordinances or regulations.

**Section 4. Consolidation and Revision.** As a necessary part of codification, the following provisions are hereby consolidated and revised as indicated:

A. Consolidations

<u>Chapter,Part,Section</u>	<u>Subject</u>	<u>Ordinance No.</u>
15, Entire Chapter	Motor Vehicles and Traffic	R-6/30/1947, 4/2/1951B, 3/3/1952, 79, 96, 116, 132, 137, 156,220

B. Revisions

<u>Chapter,Part,Section</u>	<u>Subject</u>	<u>Ordinance No.</u>
6, Part 3	Loitering	121



<u>Chapter,Part,Section</u>	<u>Subject</u>	<u>Ordinance No.</u>
10, Part 2	Storage of Motor Vehicles	112

**Section 5. New Enactments, Amendments and Repeals.** As a necessary part of codification, the following ordinances are hereby enacted, amended and repealed as summarized by short title:

A. New Enactments

<u>Chapter,Part,Section</u>	<u>Subject</u>
6, Part 4	Curfew for Minors
6, Part 5	Consumption of Intoxicants in Public
6, Part 6	Tampering with Public Property
6, Part 7	Littering
6, Part 8	Throwing Objects in Public Right-of-Way
6, Part 9	Lewd Materials
§18-105	Meter Rates for Sewer Rent for Industrial Establishments
§18-104	Flat Rate for Sewer Rents for Customer classifications other than Industrial establishments

B. Amendments

<u>Chapter, Part, Section</u>	<u>Subject</u>	<u>Ordinance No.</u>
§5-102	Amendments	206
§5-402	Amendments to Mechanical Code	207
§6-201	Discharge of Firearms Prohibited	65
§7-101	Recognition of Fire Company	212, §1
§13-201	Peddlers License; Definitions	81, §1

§13-210	Peddlers License; Duties and Compensation of the Secretary of the Borough	81, §10
§18-102	Imposition of Connection Charge	103
§18-111	Penalties, Delinquent Sewer Rentals and Liens	103
§20-106	Collection Regulations	71
§20-203	Establishment of Program	185
§21-103	Construction and Maintenance of Gutters	12/5/1997
§24-108	Power and Authority of Tax Collector	130

C. Repeals

<u>Chapter,Part,Section</u>	<u>Subject</u>
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**Section 6. Adoption of Standard Codes by Reference.** As a necessary part of codification, the following ordinances are hereby enacted by reference as standard codes summarized by short title:

<u>Chapter,Part,Section</u>	<u>Short Title</u>
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**Section 7. Land Use Amendments.** The Borough of Hulmeville Code of Ordinances is hereby amended as is more fully shown in the complete text of Chapters 22 and 27 thereof which is attached hereto and made part hereof by reference hereto as if fully set out at length herein, with deletions shown by ~~strike-through~~ and additions shown by underline, all of which is briefly summarized hereinafter.

A. New Provisions. The following provisions are new provisions which are being added to the Code, are underlined throughout the text, and are summarized as follows:

<u>Chapter,Part,Section</u>	<u>Subject</u>
22, 2, §22-203	Enforcement Remedies

B. Revised Provisions. The following provisions of the Code are revised, the text of which indicates deletions by strike-through and additions by underline, and are summarized as follows:

<u>Chapter,Part,Section</u>	<u>Subject</u>	<u>Ordinance No.</u>
22, 2, §201	Preventive Remedies	151, §202
22, 5, §514	Easements	151, §515
22, 5, §520	Erosion and Sediment Controls	151, §521
27, 6, §601	Performance Standards	151, §601
22, 6, §611	Public Water Supply	151, §612
22, 6, §613	Public Sanitary Sewers	151, §614
27, 13, §1302	Enforcement Remedies	139, §1301

C. Repealed Provisions. The following provisions of the Code are repealed, the text of which indicates deletions by strike-through, and are as follows:

<u>Chapter,Part,Section</u>	<u>Subject</u>	<u>Ordinance No.</u>
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**Section 8. Procedural Changes.** The following minor procedural changes have been made to existing Borough of Hulmeville ordinances:

- A. Grammatical and spelling errors have been corrected where necessary;
- B. Minor changes have been made to correct obsolete terms and usages;
- C. The penalty provisions have been revised where necessary to comply with the Pennsylvania Borough of Hulmeville Code, Vehicle Code, Municipalities Planning Code and the Local Tax Enabling Act.

**Section 9. Amending the Code of Ordinances.** The procedure for amending the Code of Ordinances shall include the citation of the Chapter, Part, Section and subsection to be amended, revised, repealed or added as follows:

- A. Amendment or Revision - "Chapter \_\_\_\_, Part \_\_\_\_, Section \_\_\_\_, Subsection \_\_\_\_ is hereby amended [revised] to read as follows..."
- B. Additions - "Chapter \_\_\_\_, Part \_\_\_\_, Section \_\_\_\_, Subsection \_\_\_\_ is hereby amended by the addition of the following..."



- C. Repeal - "Chapter \_\_\_\_, Part \_\_\_\_, Section \_\_\_\_, Subsection \_\_\_\_ is hereby repealed in its entirety."

**Section 10. Responsibility for Code of Ordinances.** It shall be the responsibility of the Borough of Hulmeville Secretary to maintain an up-to-date certified copy of the Code of Ordinances. This copy shall be the official copy of the Borough of Hulmeville Code of Ordinances and shall be available for public inspection.

**Section 11. Penalties.** It shall be unlawful for anyone to change, alter or tamper with the Code of Ordinances in any manner which will intentionally misrepresent the laws of the Borough of Hulmeville. Whosoever shall violate this Section shall, upon conviction thereof, be sentenced to pay a fine of not more than \$600 and costs or, in default of payment thereof, shall be subject to imprisonment for a term not to exceed 30 days.

**Section 12. Severability of Parts of Codification.** It is hereby declared to be the intention of the Borough Council that the Chapters, Parts, Sections, paragraphs, sentences, clauses and phrases of this codification are severable. If any Section, paragraph, sentence, clause or phrase of this Code is declared unconstitutional, illegal or otherwise invalid by the judgment or decree of a court of competent jurisdiction, that invalidity shall not affect any of the remaining Chapters, Parts, Sections, paragraphs, sentences, clauses or phrases of this codification.

ENACTED AND ORDAINED THIS 7<sup>TH</sup> day of JANUARY, 2002

ATTEST:

BOROUGH OF HULMEVILLE

Harriet W. Black  
Secretary  
Harriet Black

BY Ira P. Romberger III  
President, Borough Council  
Ira P. Romberger, III

APPROVED this 7<sup>th</sup> day of January, 2002

David Harris  
Mayor  
David Harris

## FEE RESOLUTION

SUBJECT	FEES
<b>BUILDING PERMIT</b>	
Dwellings	\$15 per 100 square feet for the first floor.  \$9 per 100 square feet for basements and additional floors over 6 feet in height.
Breezeways, patios, garages, tool sheds and other roofed structures accessory to a dwelling	\$12 per square foot/minimum fee of \$25.
Apartment, commercial, professional and industrial construction.	\$20 per 100 square feet.
Swimming Pools	\$15 per 100 square feet of water surface for in-ground pool when pool is filled to capacity.  \$7 per 100 square feet of water surface area for above ground pools.
Additions	In accordance with the above schedule.
Alterations and siding installations	\$15 per \$1,000 of the cost/minimum fee of \$25.
Signs	\$7.50 per square foot/minimum \$30 per sign. Temporary real estate signs are exempt.
<b>CERTIFICATE OF OCCUPANCY</b>	
Change of use	\$75
<b>DEMOLITION OF BUILDINGS</b>	
Buildings of less than 5,000 sq. feet in height	\$30
Building separately detached	\$25
All other buildings	\$50

**SUBJECT****FEEES**

A performance bond of \$5,000 shall be posted in the name of the Borough to guarantee completion of all work for removal of buildings within the Borough.

**ELECTRICAL INSPECTIONS**

Fee schedule as charged by Borough designated inspection firm, plus \$20 per permit.

**FIRE PREVENTION PERMITS AND INSPECTIONS**

Annual inspection permits required for factory, industrial, business, institutional, mercantile, utility, miscellaneous, multiple-tenant residential (three or more dwelling units) non public educational uses and occupancies:

1 to 3,500 square feet	\$35
3,501 to 12,500 square feet	\$70
12,501 to 50,000 square feet	\$100
50,001 to 100,000 square feet	\$130
100,001 square feet or more	\$200
50 sleeping units or less	\$65
51 sleeping units or more	\$130

**Institutional (non-public)**

To 50,00 square feet	\$48
50,001 square feet or more	\$200

**Annual inspection fee for Assembly Occupancies, A1, A2, A3 and A4**

0 to 4,999 square feet	\$70
5,000 to 9,999 square feet	\$85
10,000 to 49,999 square feet	\$100
50,000 square feet or more	\$150
Storage, handling or use of hazardous materials	\$200
Processes producing conditions hazardous to life or property	\$200
Installation of equipment in connection with above referenced processes (per unit)	\$50



<b>SUBJECT</b>	<b>FEES</b>
High hazard	\$275
Open burning permit-authorized under Borough Ordinance 201-each occasion	\$10

#### MECHANICAL INSPECTION

Heating boilers (oil/gas); circulators (oil/gas); air ducts; radiation; water cooled air conditioning units; chiller for air conditioning units; air cooled air conditioning units; window type heating units; commercial type cooling units (wall or window); unit heater; hot water heater; gas, oil or steam heaters:

\$20 per \$1,000 of contract price or cost of labor and materials. Minimum fee/\$25.

#### PLUMBING INSPECTIONS

New buildings, alterations and additions:

Fee schedule as charged by Borough designated inspection firm plus \$20 per inspection.

Repairs and replacements:

Final Inspection	\$20
Sewer or water lateral only	\$18
Sewer and water lateral at the same time	\$18

Miscellaneous

Violation inspection fee (per reinspection requirement)	\$20
Minimum fee	\$25

#### REMOVAL

Removal of one building from one lot to another lot or different location on the same lot:

\$25 per \$1,000 of estimated cost of moving, plus the estimated cost of new foundation and work necessary to place the building in its completed condition. Minimum fee \$25.

**SUBJECT****FEES**

A performance bond of \$10,000 shall be posted in the name of the Borough to guarantee completion of all work for removal of buildings in the Borough.

**REVIEW FEE**

10% of permit cost; includes building, electrical, plumbing, fire, mechanical, demolition and occupancy permits.

**SANITARY SEWER CONNECTION**

Payable to Borough (per connection)	\$500
Payable to County of Bucks (per connection)	\$1,000
Inspection fee	\$45

**SUBDIVISION AND LAND DEVELOPMENTS****Non-refundable Borough's filling fee:**

2 lots	\$350
3 or more lot or dwelling units	\$350 plus \$50 lot or dwelling unites over 2

**Escrow amounts**

2 lots or dwelling units	\$2,500
3 or more lots or dwelling units	\$4,500
21 or more lots or dwelling units	\$10,000

**WATER CONNECTION (TAPPING)**

One residential domestic unit (EDU)	\$1,000
One commercial unit (EDU)	\$1,500
Two residential domestic units (EDU)	\$1,500
Three residential and/or commercial units (EDU)	\$2,000
Four residential and/or commercial units	\$2,500
2 inch water service line	\$3,000

**SUBJECT**

**FEEES**

4 inch water service line

\$4,000

**ZONING HEARING BOARD ACTIONS**

Change in zoning

\$150 non-refundable Borough  
fee

\$350 escrow fee

Variances and special exceptions;  
appeals from Zoning Officer's actions

\$1,000 non-refundable Borough  
fee

\$250 escrow fee

*(Res. 1/7/2002)*



