

AN ORDINANCE SETTING FORTH
THE CONTENTS OF BUILDING PERMIT APPLICATIONS FOR
JACKSON TOWNSHIP

AND
~~REPEALING SECTION 2.02 OF ARTICLE II OF ORDINANCE NO. 44~~
AND

REPEALING SECTION 2 OF ORDINANCE NO. 66,

ORDINANCE NO. 88

BE IT ENACTED AND ORDAINED by the Township of Jackson, Cambria County, Pennsylvania, and it is hereby and ordained by the authority of the same as follows:

I. STATEMENT OF INTENT

- A. This is an ordinance repealing Article II, Section 2.02 of Ordinance No. 44 concerning the contents of the application for building permits for areas located within the flood plain of Jackson Township.
- B. This is an ordinance repealing Section 2 of Ordinance No. 66 concerning the contents of the application for building permits in Jackson Township.
- C. This ordinance establishes the contents that an application for a building permit in Jackson Township must contain.
- D. This ordinance requires that any contractor as defined in the Pennsylvania Workmen's Compensation Act reenacted and amended June 21, 1939 (P.L.520, No. 281) and amended December 5, 1974 (P.L.782, No. 263), is required to submit a certification of workmen's compensation insurance coverage or exemption thereof when obtaining a building permit.
- E. This ordinance applies to property owners when such owner is making an application for a building permit and subcontracts any of the proposed work.

II. BUILDING PERMIT APPLICATION FORMS

- A. Applications for building permits shall be made in writing to the Township Secretary on forms supplied by the Township.

III. CONTENTS OF APPLICATION FOR BUILDING PERMIT

A. The application for the building permit shall contain the following information:

1. Applicant
 - a. Name of applicant and
 - b. Address of applicant.
2. Property Owner
 - a. Name of property owner where proposed work is to be performed.
 - b. Address of property owner where proposed work is to be performed.
3. Site Location
 - a. Site location of where proposed work is to be performed.
 - b. A plan of the site showing:
 - (1) the exact:
 - (a) size of the proposed work; and
 - (b) location of the proposed work; and
 - (2) any existing buildings or structures.
4. Description of Proposed Work
 - a. Description of proposed work including:
 - (1) A plan or sketch of the structure showing the:
 - (a) height of structure;
 - (b) dimensions of structure; and
 - (2) estimated cost of proposed work.
5. Subdivision
 - a. A plan showing all subdivision information.

6. Sewage

- a. Sewage permit number.

7. Driveway

- a. Driveway permit number.

8. Fee

- a. The fee established by the Township for the Building Permit.

9. Time of Commencement

- a. The date that the proposed work is to be started.

10. Flood Plain

- a. The following information must be provided if any of the proposed work, construction, or development is located within or adjacent to any identified flood-prone area:

(1) A plan which accurately delineates the:

- (a) area which is subject to flooding;

- (b) the location of:

- i) the proposed construction;

- ii) any other flood-prone:

- a) development, or

- b) structures; and

- iii) any existing or proposed:

- a) stream improvements, or

- b) protective works.

- (c) plan for a proposed subdivision and development to assure that all:

- i) such proposals are consistent with the need to minimize flood damage;

- ii) utilities and facilities, such as sewer, gas electrical, and water systems are located, elevated and constructed to minimize or eliminate flood damage; and
 - iii) adequate drainage is provided so as to reduce exposure to flood hazards.
- (d) existing and proposed contours;
 - (e) one hundred (100) year flood elevations;
 - i) uplift forces associated with the one hundred (100) year flood elevations;
 - (f) size of structure;
 - (g) location and elevations of streets;
 - (h) water supply;
 - (i) sanitary sewer facilities;
 - (j) soil types; and
 - (k) flood proof measures.
- (2) A document certified by a registered professional engineer or architect that certifies:
- (a) that the proposed work has been adequately designed against flood damage;
 - (b) that the plans for the development of the site adhere to the restrictions of Article IV of Ordinance No. 44 and its amendments;
 - (c) a description of the type and extent of flood proofing measures which have been incorporated into the design of the structure.

11. Contractor

- a. Contractor's name; and
- b. Contractor's address;
- c. Contractor's federal or state identification number;
- d. name of contractor's worker's compensation insurer;
- e. any other information required by the Township;
- f. Contractor certificate of worker's compensation insurance;

(1) A contractor shall submit a certification (proof of insurance) of worker's compensation insurance to the Township whenever that contractor makes application for a building permit and prior to the issuance of a building permit.

(2) Certification

(a) The certification of worker's compensation insurance shall:

i) be submitted to the Township by either:

- a) the contractor,
- b) contractor's insurer, or
- c) contractor's insurance agent; and

ii) include the:

- a) effective date of coverage; and
- b) signature of the insurer.

(b) The certificate shall be kept on file by the Township with the application for the building permit.

g. Exemption

(1) Any contractor claiming an exemption from providing worker's compensation insurance shall submit an affidavit (notarized statement) to the Township stating:

- (a) that the contractor does not employ any other individuals; and
- (b) is not required to carry worker's compensation insurance.

IV. CONTENTS OF BUILDING PERMIT ISSUED TO CONTRACTORS

A. Contractors not exempt from providing Worker's Compensation insurance.

1. Every building permit issued to non-exempt contractor shall clearly state:

- a. Name;
- b. Worker's Compensation policy;
- c. Federal or State identification number; and
- d. any additional information required by the Township.

B. Contractors exempt from providing Worker's Compensation insurance.

1. Every building permit issued to an exempt contractor shall clearly state:

- a. Name;
- b. Federal or State identification number; and
- c. substance of affidavit supporting exemption;
- d. that the contractor is not permitted to employ any individual to perform work pursuant to the issued building permit; and
- e. any additional information required by the Township.

V. CERTIFICATE HOLDER

- A. The Township shall be named as a Worker's Compensation Policy Certificate Holder of a Contractor to which the Township issues a building permit.

VI. STOP WORK ORDERS

- A. The Township upon receiving actual notice that a contractor's worker's compensation insurance or state approved, self-insured status has been cancelled shall issue a stop work order to any contractor that is performing work pursuant to a building permit issued by the Township.
- B. The Township upon receiving actual notice that a permittee or contractor that has filed an affidavit of exemption from worker's compensation insurance pursuant to Section III, A 11 c (3) (a), of this ordinance, related to an Exemption claimed by a contractor, has hired persons or subcontractors to perform work pursuant to a building permit shall issue a stop work order.
1. The stop work order shall remain in effect until proper worker's compensation coverage is acquired.

VII. POLITICAL SUBDIVISIONS

A. Proof of Worker's Compensation Insurance

1. All contractors and subcontractors shall provide proof of worker's compensation insurance to the Township or any of its political subdivisions when a contractor is performing work for the Township or any of its political subdivisions.

B. Stop Work Orders

1. The Township or its political subdivision upon receiving actual notice that a contractor's worker's compensation insurance or state approved, self-insured status has been cancelled shall issue a stop work order to any contractor that is performing work pursuant to a building permit issued by the Township.

2. The Township or its political subdivision upon receiving actual notice that a permittee or contractor that has filed an affidavit of exemption from worker's compensation insurance pursuant to Section III, A 11 c (3) (a), of this ordinance, related to an Exemption claimed by a contractor, has hired persons or subcontractors to perform work pursuant to a building permit shall issue a stop work order.

a. The stop work order shall remain in effect until proper worker's compensation coverage is acquired.

VIII. CANCELLATION OF WORKER'S COMPENSATION INSURANCE OR SELF-INSURED STATUS

A. The contractor shall immediately notify the Township in writing of any cancellation, expiration, or change in status of its worker's compensation insurance during the time it is issued the building permit.

IX. SAVINGS CLAUSE

A. If any section, subsection, sentence, or clause of this Ordinance is held, for any reason, to be invalid, such decision or decisions shall not effect the validity of the remaining portions of this Ordinance.

X. REPEALER

A. This Ordinance repeals all Ordinances or Resolutions, portions of Ordinances or Resolutions, insofar as they are inconsistent herewith, being the same or hereby repealed.

Enacted and Ordained this 22nd day of December, 1993, by
the Jackson Township Board of Supervisors.

ATTEST:

JACKSON TOWNSHIP BOARD OF
SUPERVISORS

George E. Bushey
Secretary

Terrill D. Boring
Terrill Boring, Chairman

Daniel S. Albright
Daniel Albright, Supervisor

David B. Somoygi
David Somoygi, Supervisor