

**COUNCIL OF THE TOWN OF LA PLATA  
Ordinance No. 12-16**

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<b>Introduced By:</b>	<b>Mayor Roy G. Hale</b>
<b>Date Introduced:</b>	<b>June 19, 2012</b>
<b>Amendments Adopted:</b>	
<b>Date Adopted:</b>	<b>July 24, 2012</b>
<b>Date Effective:</b>	<b>August 8, 2012</b>

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1 **An Ordinance concerning**

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3 **INTERNATIONAL PROPERTY MAINTENANCE CODE 2009**

4  
5 **FOR** the purpose of adopting the International Property Maintenance Code 2009, with certain  
6 modifications, as the property maintenance code for the Town of La Plata; providing for  
7 the administration and enforcement of that code; specifying penalties for violations;  
8 providing that the provisions of this Ordinance are severable; and all matters generally  
9 related thereto.

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11 \* \* \* \* \*

12  
13 **BY** repealing and reenacting with amendments  
14 Chapter 152 – PROPERTY MAINTENANCE STANDARDS  
15 Sections 152-1 and 152-2  
16 Code of the Town of La Plata  
17 (1998 Edition and Supplements

18  
19 **SECTION 1. BE IT ENACTED BY THE COUNCIL OF THE TOWN OF LA PLATA,**  
20 That Sections 152-1 and 152-2 of the Code of the Town of La Plata (1998 Edition and  
21 Supplements) be and they are hereby repealed and reenacted, with amendments, to read as  
22 follows:

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24 **Chapter 152 – PROPERTY MAINTENANCE STANDARDS**

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26 **152-1. Adoption of standards; copies on file.**

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28 Subject to the provisions of §152-2, there is hereby adopted by the Town of La Plata for the  
29 purpose of establishing minimum regulations governing the conditions and maintenance of  
30 buildings, structures and property in the town, and the condemnation and demolition of buildings  
31 and structures unfit for human occupancy or use, a certain document entitled the International  
32 Property Maintenance Code ((2006)) 2009, as published by the International Code Council. Not  
33 less than one (1) copy of the International Property Maintenance Code ((2006)) 2009 shall be kept

34 on file in the office of the Town Clerk.

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36 **152-2 Modifications.**

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38 The International Property Maintenance Code ((2006)) 2009, as adopted by §152-1, is  
39 modified as set forth below:

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\* \* \*

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43 D. New Section ((102.9)) 102-11 is added to Section 102 on page 1, to read as follows:  
44 **((102.9)) 102.11 Conflicting provisions:** In any situation where a provision of this code conflicts  
45 with the provision of any other law, ordinance, code or regulation, the provision which establishes  
46 the higher standard for the promotion and protection of the public health, safety and welfare shall  
47 prevail, regardless which may have been enacted first.

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49 E. Delete in its entirety Section 103, Department of Property Maintenance Inspection,  
50 on page((s 1 and)) 2, and substitute the following:

51

**Section 103**

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**Code Official**

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56 **103.1 General.** This code shall be administered and enforced by the Code Official. The Code  
57 Official shall be the ((Director)) MANAGER of Inspections of the Town, or such other person as  
58 the Town's Chief Executive Officer Designates.

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\* \* \*

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62 G. The second sentence of Section 108.2 on page ((4)) 5 is revised to read as follows:  
63 Upon failure of the owner to close up the premises within the time specified in the order, the code  
64 official shall cause the premises to be closed and secured through any available public agency or by  
65 contract or arrangement with private persons, and the cost thereof shall be the responsibility of the  
66 owner of the structure, shall be a lien on the real estate upon which the structure is located, and may  
67 be collected and have the lien enforced in the same manner, and have the same rights, priority  
68 rights, interest and penalties as Town real property taxes.

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70 H. Section 110.3 on ((page 4 and 5)) PAGE 6 is revised to read as follows:

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\* \* \*

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74 I. Sections 111.2 through 111.7, inclusive, on page ((5)) 6 are deleted, and new Section  
75 111.2 is substituted, to read as follows:

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\* \* \*

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78 J. The definition of "Code official" as contained in Section 202 on page 7 is revised to read  
79 as follows:

80 **Code official:** The ((director)) MANAGER of the department of inspections of the Town, or such  
81 other person as the Town's Chief Executive Officer may designate.

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83 K. In the first line of Section 304.14 on page ((10)) 13, insert "January 1" in the space  
84 labeled "[DATE]"; and in the second line of Section 304.14 insert "December 31" in the space  
85 labeled "[DATE]".

86  
87 L. In the fifth line of Section 602.3 on page ((17)) 21, insert "January 1" in the first  
88 space labeled "[DATE]"; and insert "December 31" in the second space labeled "[DATE]".

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90 M. In the third line of Section 602.4 on page ((17)) 21, insert "January 1" in the first  
91 space labeled "[DATE]", and insert "December 31" in the second space labeled "[DATE]".

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95 N. Section 109.5 on page ((4)) 5 is revised to read as follows:

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98 **SECTION 2. AND BE IT FURTHER ENACTED,** That if any provision of this Ordinance, or  
100 the application thereof to any person or circumstance is held invalid for any reason, such invalidity  
101 shall not affect the other provisions or any other application of this Ordinance which can be given  
102 effect without the invalid provisions or application, and to this end, all the provisions of this  
103 Ordinance are hereby declared to be severable.

104 **SECTION 3. AND BE IT FURTHER ENACTED,** That this Ordinance shall become  
105 effective at the expiration of fifteen (15) calendar days after its approval by the Council.

